

BYLAW NO. 9560

The Smoking Control Amendment Bylaw, 2019

The Council of The City of Saskatoon enacts:

Short Title

1. This Bylaw may be cited as *The Smoking Control Amendment Bylaw, 2019*.

Purpose

2. The purpose of this Bylaw is to amend *The Smoking Control Bylaw, 2004* to include violations of the vaping provisions identified in subsection 5.1(3) in the offence and penalty section of *The Smoking Control Bylaw, 2004*.

Bylaw No. 8286 Amended

3. *The Smoking Control Bylaw, 2004* is amended in the manner set forth in this Bylaw.

Section 15 Amended

4. Section 15 is amended by:
 - (a) adding the following subsection after subsection (2):

“(2.1) Every person who contravenes Subsection 5.1(3) of this Bylaw is guilty of an offence and liable on summary conviction:

 - (a) in the case of a person who vapes, to a fine of not more than \$500; and
 - (b) in the case of a proprietor who permits a person to vape, to a fine of not more than \$5,000.”;
 - (b) adding “(2.1),” after “(2),” and before “(3)” in subsection (5);
 - (c) adding the following after subsection (7):

“(7.1) Notwithstanding Subsection (2.1), in the case of a contravention of Subsection 5.1(3), a bylaw enforcement officer shall issue a notice

of violation to a person who vapes or to a proprietor who permits a person to vape in contravention of the Bylaw, which notice shall provide that:

- (a) in the case of a person who vapes, if the person pays the City the sum of \$150 within 14 calendar days of the date of the notice of violation, the person shall not be prosecuted for the contravention; and
- (b) in the case of a proprietor who permits a person to vape, if the person pays the City the sum of \$500 within 14 calendar days of the date of the notice of violation, the person shall not be prosecuted for the contravention.”; and
- (d) adding “, (7.1)” after “(7)” and before “and” in subsection (9).

Coming Into Force

5. This Bylaw comes into force on the day of its final passing.

Read a first time this	day of	, 2019.
Read a second time this	day of	, 2019.
Read a third time and passed this	day of	, 2019.

Mayor

City Clerk