



THE RURAL MUNICIPALITY OF VICTORIA BEACH

BY-LAW NO. 1504

A By-Law of the Rural Municipality of Victoria Beach to prohibit the use and firing of firearms and fireworks within the Municipality.

WHEREAS Subsection 232(1) of The Municipal Act provides, in part, as follows:

232(1) A council may pass by-laws for municipal purposes respecting the following matters:

- (a) the safety, health, protection and well-being of people, and the safety and protection of property;
- (j) the sale and use of firecrackers and other fireworks, the use of rifles, guns and other firearms and the use of bows and arrows and other devices;
- (o) the enforcement of by-laws;

AND WHEREAS Subsection 236(1) of The Municipal Act provides, in part, as follows:

236(1) Without limiting the generality of clause 232(1)(o) (enforcement of by-laws), a by-law passed under that clause may include provisions

- (b) remedying contraventions of by-laws, including
 - (i) creating offences,
 - (ii) subject to the regulations, providing for fines and penalties, including the imposition of a penalty for an offence that is in addition to a fine or imprisonment, so long as the penalty relates to a fee, rate, toll, charge or cost that is associated with the conduct that gives rise to the offence, or related to enforcing the by-law,

AND WHEREAS the Council of the Rural Municipality of Victoria Beach deems it necessary to pass a by-law to prohibit the use or firing of firearms, and the use of fireworks within the Municipality;

NOW THEREFORE the Council of the Rural Municipality of Victoria Beach, in council duly assembled, enacts as follows:

- (1) That no person shall fire a rifle, gun, revolver, pistol, pellet gun, B-B gun or other firearm anywhere within the limits of the Municipality;
- (2) That no person shall use a sling shot, catapult, bow and arrow or other weapon within the limits of the Municipality;
- (3) That no person shall use any type of pyrotechnical device, (fireworks) within the limits of the Municipality without the express written permission of the council in the form of a resolution;
- (4) That no store or person shall supply or sell pyrotechnical devices within the limits of the Municipality;
- (5) That any person guilty of a breach of any of the provisions of this By-law shall, upon summary conviction, be liable to a fine not exceeding One Thousand Dollars (\$1,000.00) and the costs of prosecution or in default

of payment to imprisonment for a period not exceeding thirty (30) days and the provisions of The Manitoba Summary Convictions Act shall apply to any prosecution hereunder. Where a contravention continues for more than one day, the person is guilty of a separate offence for each day it continues.

(6) That By-Law No. 1337 be and the same is hereby repealed.

DONE AND PASSED in Council assembled, in the City of Winnipeg, in the Province of Manitoba, this 17th day of March, A.D. 2009.

Original Signed By

"W. McDonald"
Reeve

"R. Moreau"
CAO

Read a first time this 17th day of February A.D. 2009.

Read a second time this 17th day of February A. D. 2009.

Read a third time this 17th day of March A.D. 2009.