

BYLAW NO. 2954

A bylaw of The City of Saskatoon to restrict improper use of streets, lanes, parks and City property.

**Codified to Bylaw No. 9452
(May 23, 2017)**

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The Council of The City of Saskatoon enacts as follows:

Sections 1 to 20 (Repealed – Bylaw No. 9452 – May 23, 2017)

Consensual Fighting

21. (1) In Sections 22 to 27:

- (a) “City” means The City of Saskatoon;
- (b) “consensual fight” means any fight, violent physical confrontation or similar physical contest or confrontation between two or more willing participants;
- (c) “park” means any land within the City used as a playground or recreation area and includes any public park or square;
- (d) “peace officer” means a member of the Royal Canadian Mounted Police or a member of The Saskatoon Police Service
- (e) “public place” means any building, structure or portion thereof within the City that is owned, controlled or occupied by the City, and any Street, Park, footway, court, or passage whether a thoroughfare or not, and includes any open space to which the public has or is permitted to have access, whether upon payment or otherwise; and
- (f) “street” means any thoroughfare, highway, viaduct, road, lane, alley, bridge, causeway, parkway, or other place within the City, whether publicly or privately owned, any part of which the public is ordinarily entitled or permitted to use for the passage or parking of vehicles or the passage of pedestrians, and includes a sidewalk, boulevard, parking lot, any ditch or boulevard adjacent to or parallel with a roadway, and where a street is contained between fences or sound attenuation devices, all the land between the fences or sound attenuation devices.

Prohibition

22. No person shall participate in a consensual fight in or on any public place.

Offences and Penalties

23. (1) Any person who contravenes Section 22 is guilty of an offence and liable on summary conviction to a fine:
- (a) for the first offence, of \$250;
 - (b) for a second offence, of \$450; and
 - (c) for a third or subsequent offence, of not less than \$450 and not more than \$10,000.
- (2) A peace officer may issue a notice of bylaw violation to any person committing a first or second offence under Section 22. The notice shall require the person to pay to the City the fine specified in this section.
- (3) The fine may be paid:
- (a) in person, during regular office hours, to the cashier located at City Hall, Saskatoon, Saskatchewan;
 - (b) by deposit, at the depository located at the main entrance to City Hall, Saskatoon, Saskatchewan; or
 - (c) by mail addressed to the Office of the City Treasurer, City Hall, Saskatoon, Saskatchewan, S7K 0J5.
- (4) If payment of the fine is made prior to the date when the person contravening Section 22 is required to appear in court to answer a charge, the person shall not be liable to prosecution for that offence.
24. (1) If the fine imposed pursuant to Section 23 is paid within 14 calendar days of the date of the notice of bylaw violation, the amount of the fine shall be discounted to the sum of \$175 for a first offence and \$275 for a second offence.
- (2) The date of payment shall be determined as follows:
- (a) for payment in person, the date of payment shall be the date payment is received by the City,

- (b) for payment by deposit, the date of payment shall be the date payment is deposited in the depository at City Hall, or
 - (c) for payment by mail, the date of payment shall be the post marked date on the remittance.
 - (3) Upon payment, the person contravening Section 22 shall not be liable to prosecution for that offence.
25. (1) The provisions of Section 23 and Section 24 shall not apply in the case of a third or subsequent offence.
- (2) For the purposes of this Bylaw, an offence shall be deemed to be a first offence if the offender has not been convicted of the same offence or made a voluntary payment for a notice of violation in respect of the same offence within the twelve months immediately preceding the commission of the alleged offence.
26. (1) If in the opinion of the peace officer it is in the public interest to compel a person who has contravened a provision of this Bylaw for the first time to appear before a justice of the peace, the peace officer may issue a summons that requires the person to appear before a justice without the alternative of paying the specified amount to avoid prosecution.
- (2) If, in the opinion of a prosecutor it is appropriate, the prosecutor may, on or before the court appearance date, permit the person mentioned in Subsection (1) to pay the specified amount to avoid prosecution.
27. In default of payment of a fine imposed pursuant to this Bylaw, the individual convicted may be imprisoned for a term of not more than one year.

Read a first time this 24th day of June, A.D. 1946
Read a second time this 24th day of June, A.D. 1946
Read a third time and passed this 24th day of June, A.D. 1946

"R.H. Hunter"
Deputy Mayor

"J. Anderson"
City Clerk

"SEAL"