

Bylaw No. 7850
The Panhandling Bylaw, 1999

Codified to Bylaw No. 8939
(April 18, 2011)

BYLAW NO. 7850

The Panhandling Bylaw, 1999

The Council of The City of Saskatoon enacts:

Short Title

1. This Bylaw may be cited as The Panhandling Bylaw, 1999.

Purpose

2. The purpose of this Bylaw is:
 - (a) to control and regulate panhandling on streets, sidewalks and other public places in the City; and
 - (b) to ensure that panhandling does not unreasonably interfere with the use and enjoyment of streets, sidewalks and other public places by members of the public.

Definitions

3. In this Bylaw,
 - (a) “bus stop” means that portion of a street designated by a sign or signs for use by Saskatoon Transit Services for the purpose of loading and unloading bus passengers;
 - (b) “City” means The City of Saskatoon;
 - (c) “coercive manner” means:
 - (i) to follow the person solicited;
 - (ii) to persist in a solicitation after the person solicited has given a negative response;
 - (iii) to touch the person solicited;

- (iv) to obstruct, either individually or as part of a group of panhandlers, the passage of a solicited person; or
- (v) to panhandle using obscene or abusive language;
- (d) “doorway” means an entrance or exit from a building and includes the area from the doorway to the abutting street or sidewalk;
- (e) (Deleted – Bylaw No. 8218 – July 14, 2003)
- (f) “panhandle” means to beg for or ask for money, donations, goods or other things of value, without consideration, whether by spoken, written or printed word or bodily gesture, but does not include soliciting for charitable purposes by an organization with permission to do so from the City;
- (g) “street” means street as defined in *The Cities Act*; and
- (h) “trust company” means an office or branch of a trust company to which the *Trust and Loans Companies Act (Canada)* applies and in which deposit accounts are held.

Panhandling Permitted

- 4. A person may panhandle on a street, sidewalk or other public place in the City, except as provided in this Bylaw.

Panhandling Prohibited

- 5. (1) No person shall panhandle at any time on a street, sidewalk or other public place in a coercive manner.
- (2) No person shall panhandle from an occupant of a motor vehicle which is:
 - (a) parked;
 - (b) stopped at a traffic control signal; or
 - (c) standing temporarily for the purpose of and while actually engaged in loading or unloading.

- (3) (Deleted – Bylaw No. 8218 – July 14, 2003).
- (4) No person shall panhandle on a bus operated by Saskatoon Transit Services.
- (5) (Deleted – Bylaw No. 8218 – July 14, 2003).
- (6) No person shall panhandle while intoxicated by alcohol or while under the influence of illegal drugs.

Clear Access to be Available

- 6. (1) (Deleted – Bylaw No. 8218 – July 14, 2003).
- (2) Notwithstanding Subsection (1), no person shall panhandle on a street, sidewalk or other public place within 10 m of:
 - (a) a doorway to a bank, credit union or trust company;
 - (b) an automated teller machine;
 - (c) a bus stop;
 - (d) a bus shelter; or
 - (e) (Deleted – Bylaw No. 8218 – July 14, 2003).
- (3) (Deleted – Bylaw No. 8218 – July 14, 2003).
- (4) No person shall panhandle on a street, sidewalk or other public place within eight metres of a doorway to a liquor store or a beer and wine store.

Panhandling at Night

- 7. (Deleted – Bylaw No. 8218 – July 14, 2003).

Offences and Penalties

- 8. (1) Any person who contravenes any provision of this Bylaw is guilty of an offence and liable on summary conviction:

- (a) for a first offence, to a fine of \$100.00;
 - (b) for a second or subsequent offence, to a fine of \$250.00; and
 - (c) for a third or subsequent offence, to a fine of not less than \$250.00 and not more than \$10,000.00.
- (2) The Court may, in default of payment of a fine imposed under this Bylaw, order imprisonment for a term not exceeding one year.

Severability

9. If any Section or portion of this Bylaw is for any reason held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, that Section or portion shall be deemed severable and shall not affect the validity of the remaining portions of this Bylaw.

Bylaw No. 260 Repealed

10. Bylaw No. 260 is repealed.

Coming Into Force

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

Read a first time this 10th day of May, 1999.

Read a second time this 10th day of May, 1999.

Read a third time and passed this 10th day of May, 1999.

"Henry Dayday"
Mayor

"Marlene Hall"
A/City Clerk