

**Bylaw No. 8230**

**The Unclaimed Personal Property  
Bylaw, 2003**

**Codified to Bylaw No. 9641  
(August 26, 2019)**

# **BYLAW NO. 8230**

## **The Unclaimed Personal Property Bylaw, 2003**

The Council of The City of Saskatoon enacts:

### **Short Title**

1. This Bylaw may be cited as The Unclaimed Personal Property Bylaw, 2003.

### **Purpose**

2. The purpose of this Bylaw is to provide for the disposition of lost and unclaimed personal property in the possession of the City.

### **Definitions**

3. In this Bylaw:
  - a) "City" means The City of Saskatoon, and for greater certainty includes the Saskatoon Police Service;
  - b) "Council" means the Council of The City of Saskatoon;
  - c) "Designated Officer" means a person designated by Council to deal with unclaimed personal property;
  - d) "Earlier Owner" means a person who has established a claim to the personal property prior to that of the City or the Owner, but does not include an Owner; and
  - e) "Owner" means a person who obtains unclaimed personal property from the City.

### **Application**

4. This Bylaw shall apply to all unclaimed personal property in the possession of the City.

### **Retention of Unclaimed Property**

5. The City of Saskatoon shall retain all unclaimed personal property in its possession for 90 days, except as provided in Section 6.

### **Perishable Property**

6. Any perishable unclaimed property in the City's possession may be disposed of as soon as practicable after the property is received by the City.

### **Disposal of Unclaimed Personal Property**

7. (1) If personal property is not claimed within the time limit specified in Section 5, it becomes the property of the City, and the City may dispose of the property:
  - (a) by donating it to any person or organization; or
  - (b) by offering it for sale at public auction.
- (2) Any personal property offered for sale at a public auction pursuant to Subsection (1) that is not sold may be disposed of in any manner that a Designated Officer may direct.
- (3) A person who acquires personal property from the City becomes the Owner of the personal property.
- (4) If no claim is made for the proceeds of the sale of the personal property within one year of the date of the sale, the proceeds of the sale form part of the general revenues of the City.

### **Claim by Earlier Owner**

8. (1) If the Earlier Owner of the personal property makes a claim for the property within one year from the date of the sale of the property, the claim of the Earlier Owner is a claim for the proceeds of the sale, and the City shall pay the proceeds of the sale to the Earlier Owner of the property, less any costs incurred by the City, including costs for hauling, storage, necessary expenses, and costs of the sale.

- (2) The person who buys unclaimed personal property at a public auction is the Owner of that property.

### **Appointment of Designated Officers**

9. (1) The following persons are appointed as Designated Officers for the purposes of this Bylaw:
  - (a) the Chief of the Saskatoon Police Service; and
  - (b) the Director of Saskatoon Transit.
- (2) A Designated Officer is authorized to further delegate their powers or duties under this Bylaw to an employee or agent of the City or of the Saskatoon Board of Police Commissioners.

### **Coming Into Force**

10. This Bylaw shall come into force on the day of its final passing.

Read a first time this 22<sup>nd</sup> day of September, 2003.

Read a second time this 22<sup>nd</sup> day of September, 2003.

Read a third time and passed this 22<sup>nd</sup> day of September, 2003.

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"James Maddin"

Mayor

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"Janice Mann"

City Clerk

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"SEAL"