

# CITY OF PRINCE ALBERT BYLAW NO. 8 OF 2007

*A Bylaw of The City of Prince Albert to control Obstructive Solicitation for Donations.*

WHEREAS the Council of The City of Prince Albert deems people need a safe and civil environment in public places within the City of Prince Albert where residents and visitors may freely engage in the usual activities and enjoyments of the urban setting;

AND WHEREAS residents and visitors in the City are entitled not to be obstructed while enjoying public places;

NOW THEREFORE THE COUNCIL OF THE CITY OF PRINCE ALBERT IN OPEN MEETING ASSEMBLED ENACTS AS FOLLOWS:

## **Title**

1. This Bylaw may be cited as "The Obstructive Solicitation Bylaw."

## **Definitions**

2. In this Bylaw:

**"captive audience"** means:

- (a) a person who is using, waiting to use, or departing from an automated teller machine, a bank or credit union;
- (b) a person who is using, waiting to use, or departing from a public pay telephone;
- (c) a person who is waiting at a public transit stop or taxi stand;
- (d) a person who is in or on a public transit vehicle;

- (e) a person who is in an elevator;
- (f) a person who is in an area of the downtown pedestrian walkway system;
- (g) a person who is in the process of getting in, out of, on or off a vehicle, or who is in a parking lot;
- (h) a person who is seated in an outdoor area of a restaurant or bar in which food or beverages are being served.

**“causes an obstruction”** means:

- (a) in the course of solicitation, to obstruct or impede the convenient passage of any pedestrian or vehicular traffic in a street;
- (b) to continue to solicit from or follow a pedestrian after that person has made a negative response to the solicitation;
- (c) to verbally threaten or insult a pedestrian in the course of or following a solicitation;
- (d) to physically approach and solicit from a pedestrian as a member of a group of three or more persons; or
- (e) to solicit a captive audience.

**“solicit”** means to ask, whether by spoken, written or printed word, or gestures, for donations of money or other things of value for one’s self or for any other person, and solicitation has a corresponding meaning;

**“street”** has the same meaning as in *The Cities Act*.

3. No person shall solicit in a manner which causes an obstruction.

**Penalty**

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

- (a) to a fine of not more than \$2,000;
- (2) When a police officer issues a summary ticket for a violation of this Bylaw, that police officer may enter on the ticket the amount of \$100.00 which, if paid within the time prescribed, will be accepted as a guilty plea to the offence.

- (3) Any person who is in default of payment of a fine imposed pursuant to this section may be liable to a term of imprisonment not exceeding ninety (90) days.

**Coming into Force**

5. The Bylaw comes into force on the day of passage.

INTRODUCED AND READ A FIRST TIME THIS 24 DAY OF September ,AD 2007.

READ A SECOND TIME THIS 24 DAY OF September ,AD 2007.

READ A THIRD TIME AND PASSED THIS 24 DAY OF September ,AD 2007.



MAYOR



CITY CLERK