

 Provincial Capital Commission Wascana Centre Government House	ENFORCEMENT BYLAW	
<u>Section:</u> n/a	<u>Bylaw#</u> 5	<u>Version#</u> 1
Effective Date: March 8, 2021		Replaces: n/a
Approved By: Provincial Capital Commission, Board of Directors		

Purpose:

- 1 The purpose of this Bylaw is to describe the authority under which the Provincial Capital Commission (Commission) may enforce bylaws and the penalties that a person may be subject to for committing an offence under the bylaws.

Authority:

- 2 Subsection 4-1(1) of *The Provincial Capital Commission Act* (Act), provides the Commission with the authority to make bylaws respecting Wascana Centre. Subsection 4-1(6) of the Act, provides the Commission with the authority to enforce bylaws in the same manner that the City of Regina may enforce bylaws pursuant to *The Cities Act*.

Scope and Application:

- 3 This bylaw applies to any person who contravenes or fails to comply with a provision of the following bylaws of the Commission:
 - (a) Bylaw 1: Framework Bylaw;
 - (b) Bylaw 2: Permit Bylaw;
 - (c) Bylaw 3: Parks and Open Spaces Bylaw; and
 - (d) Bylaw 4: Commercial License Bylaw.
- 4 The bylaws of the Commission listed in section 3 above are not subject to Bylaw 14, Bylaw 15, and Bylaw 16 of the Wascana Centre Authority, dated January 29 2015.

Definitions:

- 5 n/a

Enforcement

- 6 Pursuant to section 337 of *The Cities Act*:
 - (a) the Commission may appoint bylaw enforcement officers for the purpose of enforcing any bylaw;
 - (b) bylaw enforcement officers appointed by the Commission may represent the Commission before a justice of the peace or provincial court judge in the prosecution of anyone who is charged with a contravention of a bylaw.
- 7 The Commission may partner with the Regina Police Service or any other law enforcement agency to enforce any bylaw.
- 8 No person shall:
 - (a) contravene or fail to comply with a provision of this Bylaw or any other bylaw mentioned in section 3; or
 - (b) being a permit or commercial license holder, contravene or fail to comply with the terms and conditions of the permit or commercial license issued to the holder.
- 9 Every person who contravenes section 8 is guilty of an offence and is liable on summary conviction to:
 - (a) in the case of an individual, a fine of not more than \$10,000, to imprisonment for not more than one year, or to both;
 - (b) in the case of a corporation, a fine of not more than \$25,000; and
 - (c) in the case of a continuing offence, to a maximum daily fine of not more than \$2,500 for each day or part of a day during which the offence continues.
- 10 If a corporation commits an offence described in this section, any officer or director of the corporation who directed, authorized, assented to, acquiesced in or participated in the commission of the offence is guilty of the offence and liable on summary conviction to the penalties mentioned in section 9 in the case of individuals, whether or not the corporation has been prosecuted or convicted.