

Repealed
By-law No. 1322/76 was repealed by By-law No. 150/2004 on October 27, 2004.
Therefore, this amending by-law is also deemed to be repealed.

THE CITY OF WINNIPEG

BY-LAW NO. 7394/99

**A By-law of THE CITY OF WINNIPEG to
amend By-law No. 1322/76 being The
Winnipeg Fire Prevention By-law.**

THE CITY OF WINNIPEG, in Council assembled, enacts as follows:

1. Section 7 of By-law No.1322/76, and the heading preceding that section, are repealed and the following are substituted:

SMOKE ALARMS

- 7 (1) In this section:

“residential rental unit” means any dwelling unit that is used or intended to be used to provide sleeping accommodation for one or more persons on a rental basis, and without limiting the generality of the forgoing, includes a house, condominium, apartment, suite, hotel or motel room, room in a rooming house, dormitory room, and room in a boarding house, but does not include any owner occupied dwelling unit;

“smoke alarm” means a ten year lithium power non-tamper smoke alarm that is acceptable to the authority having jurisdiction or a smoke alarm that has a permanent connection to an electrical circuit.

- (2) Smoke alarms shall be installed in all residential rental units.
- (3) Without limiting the generality of subsection (2), where any sleeping area is located directly off a kitchen, a smoke alarm shall be installed inside that sleeping area.
- (4) Where a smoke alarm is within 10 feet of the entrance to any bathroom it shall:

- (a) have a pause, hush, silencer or false alarm control feature;
 - (b) be mounted on an inside wall at a distance of 4 to 12 inches from the ceiling but not lower than the highest door frame;
 - (c) not be installed within 3 feet from the entrance to the bathroom.
- (5) A smoke alarm installed in a single room residential rental unit shall:
 - (a) have a pause, hush, silencer or false alarm control feature;
 - (b) be mounted on an inside wall at a distance of 4 to 12 inches from the ceiling but not lower than the highest door frame.
- (6) Where compliance with subsections (4) or (5) cannot be achieved, the location of installation of a smoke alarm shall be subject to the approval of the authority having jurisdiction.
- (7) Any smoke alarm with a permanent connection to an electrical circuit:
 - (a) in existence at the time this by-law comes into force shall be maintained and shall not be replaced with a lithium power smoke alarm;
 - (b) installed after the coming into force of this by-law shall be maintained and shall not be replaced with a lithium power smoke alarm.
- (8) All permits necessary under any other act, code or by-law shall be obtained for the installation of a smoke alarm.
- (9) No person shall damage, tamper with, destroy, disconnect or remove any smoke alarm.
- (10) The requirements established in this section are in addition to the requirements in any other code or by-law, and to the extent that there is an inconsistency between the requirements of this section and the requirements of any other code or by-law, the requirements of this section shall take precedence.

7.1 Section 7 comes into force one year after it is enacted by Council.

DONE AND PASSED in Council assembled, this 24th day of March, 1999.