THE CITY OF WINNIPEG

BY-LAW NO. 63/2017

A By-law of THE CITY OF WINNIPEG to amend the Public Transit By-law.

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

Public Transit By-law amended

1 The Public Transit By-law No. 89/2014 is amended by this By-law.

Title amended

2 The title is amended by deleting "***, AS AMENDED***".

Section 25 replaced

3 Section 25 is replaced with the following:

Penalties for contravening this By-law

25(1) Subject to the Municipal By-law Enforcement Act (MBEA) Enabling By-law, a person who contravenes a provision of this By-law that is referred to in Schedule A of the Municipal By-law Enforcement Act (MBEA) Enabling By-law must pay the administrative penalty for that contravention set out in that Schedule. If an Early Payment Discount amount is set out for a provision in that Schedule, a person who is issued a penalty notice for a contravention of that provision may, within 14 days after the penalty notice has been issued, voluntarily pay to The City of Winnipeg the applicable Early Payment Discount amount and will thereafter not be prosecuted for the contravention.

25(2) Schedule B to this By-law sets out provisions of this By-law that are enforceable by way of a preset fine under The Provincial Offences Act*. If Schedule B sets out a preset fine for a provision, a person who contravenes that provision must pay that preset fine, plus applicable court costs and surcharges under The Provincial Offences Act.*

25(3) Despite subsection (2), if an Early Payment Discount amount is set out for a provision referred to in Schedule B to this By-law, a person who is issued a ticket for a contravention of that provision may, within 14 days after the ticket has been signed, voluntarily pay to The City of Winnipeg the applicable Early Payment Discount amount and will thereafter not be prosecuted for the contravention.

Appendix A amended

4 Appendix A is amended by replacing " *"APPENDIX A"* " with "*SCHEDULE "A"* ".

Appendix B replaced

5 Appendix B is replaced with Appendix A to this By-law.

Coming into force

6 This By-law comes into force on the day that Schedule A of *The Provincial Offences Act* and *Municipal By-law Enforcement Act,* S.M. 2013, c.47 comes into force.

DONE AND PASSED, this 19th day of July, 2017.

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Mayor

_____
City Clerk

Approved as to content:

_____
Chief Administrative Officer

Legally Reviewed and certified as to form:

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For Director of Legal Services City Solicitor

APPENDIX A

SCHEDULE "B" TO THE PUBLIC TRANSIT BY-LAW

Specified Fine Provisions
***Enforceable through* The Provincial Offences Act.**

Provision	Contravention summary	**Set Fine ($)**	**Early Payment Discount ($)**
7(1)(i)	Occupy a position or act in a manner that interferes or is likely to interfere with safety of operator or effective operation of transit vehicle	500	N/A
7(1)(k)	Carry a firearm (unless he or she is a police officer) on transit property	500	N/A
7(1)(l)	Carry a prohibited or restricted weapon on transit property	500	N/A
7(1)(q)	Fight or engage in a physical altercation on transit property	500	N/A
7(1)(u)	Cause damage to any transit property	500	N/A
9	Individual/owner must not permit vehicle to be used to block/interfere with movement of transit vehicle	500	N/A
15(a)	Place objects/substances on transitway that could interfere/obstruct operation of public transit vehicle or other vehicles authorized to use transitway	500	N/A
15(b)	Permit animals to enter/remain on transitway	500	N/A
24(8)	Enter transit property in contravention of prohibition	500	N/A