THE CITY OF WINNIPEG

BY-LAW NO. 57/2017

A By-law of THE CITY OF WINNIPEG to amend the Responsible Pet Ownership By-law

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

Responsible Pet Ownership By-law amended

1 The Responsible Pet Ownership By-law No. 92/2013 is amended by this By-law

Section 48 replaced

2 Section 48 is replaced with the following:

Fines for offences and method of enforcement

48(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.*

48(2) *Schedule B to this By-law sets out provisions of this By-law that are enforceable by way of a preset fine or a minimum 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. *If Schedule B sets out a minimum fine for a provision, a person who contravenes that provision must pay a fine imposed by a justice under* The Provincial Offences Act *that is not less than the minimum fine set out, plus applicable court costs and surcharges under The Provincial Offences Act.*

48(3) *Despite subsections (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.*

Schedule B replaced

3 Schedule “B” is replaced with Appendix 1 to this By-law.

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Effective date

4 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 day of , 2017.

_____
Mayor

_____
City Clerk

Approved as to content:

_____
Chief Administrative Officer

Legally Reviewed and certified as to form:

_____
For Director of Legal Services City Solicitor

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APPENDIX 1 to By-law No. _____/2017

SCHEDULE "B" TO
THE RESPONSIBLE PET OWNERSHIP BY-LAW
Specified Fine Provisions
***Enforceable through* The Provincial Offences Act**

Provision	Contravention Summary	Preset Fine ($)	Early Payment Discount	Minimum Fine
4(1)(e)	Fail to prevent dog from barking, howling or unduly disturbing others	200	100	N/A
4(1)(h)	Fail to prevent dog from pursuing person or animal	200	100	N/A
4(1)(i)	Fail to prevent dog from injuring person or animal	N/A	N/A	350
7(1)	Owning or bringing prohibited dog breed into Winnipeg	1000	500	N/A
10(3)	Fail to properly observe home quarantine	1000	500	N/A
14(1)(a)	Fail to ensure dangerous dog is kept secure	N/A	N/A	1000
14(1)(b)	Fail to ensure dangerous dog remains on owner's property unless muzzled and restrained	N/A	N/A	1000
14(1)(c)	Fail to provide certificate of liability insurance for dangerous dog	1000	500	N/A
14(1)(d)	Fail to notify designated employee if dangerous dog is running at large or has harmed someone	250	125	N/A
14(1)(f)	Fail to implant microchip in dangerous dog	1000	500	N/A
14(1)(j)	Fail to sterilize dangerous dog	1000	500	N/A
18(1)(g)	Fail to prevent cat from injuring person or animal	N/A	N/A	350
22(2)	Fail to comply with conditions on cat trap	500	250	N/A
33(1)	Keep or harbor prohibited animal in city	1000	500	N/A
37(1)	Fail to prevent animal from running at large	500	N/A	N/A

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Provision	Contravention Summary	Preset Fine ($)	Early Payment Discount	Minimum Fine
38(1)(a)	Open gate to allow animal to run at large	400	200	N/A
38(1)(b)	Entice animal to run at large	400	200	N/A
38(1)(c)	Tease animal in enclosed space	400	200	N/A
38(1)(d)	Throw or poke object into enclosed space with animal in the space	400	200	N/A
38(2)	Untie or free restrained animal	400	200	N/A
39	Interfere with enforcement officer	N/A	N/A	500
40	Fail to provide identification to enforcement officer	N/A	N/A	500

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