

City of Portage la Prairie

BY-LAW NO. 00-8068

BEING A BY-LAW OF THE CITY OF PORTAGE LA PRAIRIE to provide for the regulation and control of firearms in the City.

WHEREAS pursuant to Subsection 232(1) of *The Municipal Act (Manitoba)* a Council may pass By-laws for Municipal purposes respecting, among other things, the safety, health, protection and well-being of people, and the safety and protection of property as well as the use of rifles, guns and other firearms, and the use of bows and arrows and other devices and enforcement of this By-law in respect thereof;

AND WHEREAS it is deemed necessary and expedient to pass a By-law relating to Good Order and regulating the discharging of firearms and the use of other weapons and devices within the City and the enforcement of this By-laws in respect thereof;

NOW THEREFORE THE MAYOR AND COUNCIL OF THE CITY OF PORTAGE LA PRAIRIE IN OPEN SESSION ASSEMBLED, HEREBY ENACT AS FOLLOWS:

1. This by-law shall be known as “The Firearms By-Law”.
2. For the purposes of this By-law, “Firearm” or “Firearms”, as the case may be, means:
 - a) any device, including a barreled weapon, from which any shot, bullet, pellet, paintball, BB or any other missile or projectile can be fired or discharged and that is capable of causing serious bodily injury or death to a person, and includes, without limitation, a rifle, gun, revolver, pistol, pellet gun, BB gun, paintball gun and any frame or receiver of such device which can be adapted for use as a Firearm; and
 - b) any catapult, sling and bow and arrow.
2. Unless otherwise provided by law and except for such purpose and at such places and times within the City as may be designated or authorized by Council or its duly authorized officer in that behalf, no person shall fire or otherwise discharge or use any Firearm within the limits of the City.
3. Every person who fires or otherwise discharges or uses any Firearm contrary to the provisions of this By-law is guilty of an offense under this By-law.
4. The provisions of this By-law relating to Firearms do not apply to authorized personnel in the performance of their duties.
5. Any Peace Officer may seize any Firearm that he or she, on reasonable grounds believes has been used in the commission an offence under this By-law.

6. Every person who contravenes, or refuses, omits or fails to obey or observe, any provision of this By-law is guilty of an offence and is liable, on summary conviction to a fine not exceeding Five Hundred (\$500.00) Dollars or to imprisonment for a term not exceeding Thirty (30) days or to both a fine and imprisonment.
7. Anyone convicted of an offence pursuant to the provisions of this By-law with respect to Firearms shall, in addition to a fine and/or imprisonment as set out above, be liable to have the Firearm involved in the offence confiscated and disposed of by authorized personnel.
8. By-law No. 6249 and all amendments thereto are hereby repealed.

DONE AND PASSED AS A BY-LAW OF THE CITY OF PORTAGE LA PRAIRIE
BY COUNCIL THEREOF IN OPEN SESSION ASSEMBLED THIS _____ DAY OF
, A.D. 2000.

THE CITY OF PORTAGE LA PRAIRIE

Mayor

Manager of Administration

READ A FIRST TIME the _____ day of _____, A.D. 2000.

READ A SECOND TIME the _____ day of _____, A.D. 2000.

READ A THIRD TIME the _____ day of _____, A.D. 2000.