THE CORPORATION OF THE TOWN OF IQALUIT

BY-LAW #367

THE FIREARMS CONTROL BY-LAW

WHEREAS the Cities, Towns and Villages Act RSNWT 1988 C-8 section 123 and amendments thereto provides for the passage of By-Laws to control the discharge of firearms, air guns and spring guns;

BEING a By-Law of the Municipality of the Town of Iqaluit, N.W.T. To provide for the control of firearms;

AND now pursuant to the provisions of the Cities, Towns and Villages Act, and amendments thereto, the Council of the Municipality of Iqaluit, N.W.T., in regular session, duly assembled, enacts as follows:

SEVERABILITY

If any provision of this By-Law is declared invalid because of any word, phrase, clause, sentence, paragraph or section of this By-Law or any documents which form part of this By-Law or an application thereof to any person or circumstance is declared invalid, the remaining provisions shall not be affected thereby but shall remain in force;

SECTION 1 - TITLE

1. This By-Law shall be known as the Firearms Control By-Law;

SECTION 2 - DEFINITIONS

- 2. 2.1 "Council" shall mean the Council of the Town of Iqaluit.
 - 2.2 "Firearm" means any barrelled weapon from which any shot, bullet or projectile can be discharged and that is capable of causing serious bodily injury or death to a person, and includes any frame or receiver of such a barrelled weapon and anything that can be adapted for use as a firearm;
 - 2.3 "Officer" means a By-Law Officer, Animal Control officer or a member of the Royal Canadian Mounted Police.
 - 2.4 "Town" means the geographic area of jurisdiction of the Town of Iqaluit;

SECTION 3 - PROVISIONS

- 3. No person shall discharge any Firearm, within the Town of Iqaluit;
 - 3.2 The Council may authorize an Officer of the Town of Iqaluit to discharge a Firearm within the Town for the purpose of destroying dangerous or unwanted animals.
 - 3.3 The council may authorize a properly licensed and controlled firing range within the Boundaries of the town;
 - 3.4 A person may discharge a firearm within the Town as long as it is at a licensed Firing Range;

SECTION 4 - ENFORCEMENT

- 4. 4.1 Any person who contravenes any provision of the By-Law is guilty is an offence and is liable on summary conviction to a fine as set out in Schedule "A" of this By-Law;
 - 4.2 An officer is hereby authorized and empowered to issue a Violation Ticket to any person who the Officer has reasonable and probable grounds to believe has contravened any provisions in this By-Law.

- 4.3 Every person who contravenes any of the provisions of this By-Law is guilty of an offense, punishable on summary conviction and is liable to a fine of not less that Fifty Dollars (\$50.00) and in default or payment of any fine imposed, a period of imprisonment not exceeding one (1) month;
- 4.4 An Officer who has reasonable and probable grounds to believe that a person is violating any provision of this By-Law may give such person written notice of intention to prosecute in the form of a ticket as defined in the Summary Conviction Procedures Act. and amendments thereto, setting forth date, time and place of offence; briefly stating the nature of the offence; stating that the payment may be made under section 4.5 of this By-Law;
- 4.5 A person who has received a ticket pursuant to Section 4.2 in respect of an alleged offence under this By-Law may after receipt of such ticket, in lieu of prosecution under this By-Law, pay to the Town such penalty as is set out in Schedule "A" attached hereto and part of this By-Law;
- 5. By-Law #5 is hereby repealed upon third and final reading of this By-Law.

READ FOR THE FIRST TIME THIS 12 day of December, 1995.
READ FOR THE SECOND TIME THIS 12 day of December, 19 75.
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Mayor
Mayor
Moyelf
Senior Administrative Officer
READ THE THIRD AND FINAL TIME THIS
November 2 2 2 2
Mayor Sound
Senior Administrative Officer

SCHEDULE "A"

THE FIREARMS CONTROL BY-LAW

1. 3.1 Discharging a Firearm within the Town Boundaries \$250.00