

**A By-law of the City of Vancouver Board of Parks and Recreation
to designate enforcement of certain by-law offences by ticket**

THE CITY OF VANCOUVER BOARD OF PARKS AND RECREATION, in public meeting, enacts as follows:

**SECTION 1
INTERPRETATION**

Name of By-law

1.1 The name of this By-law, for citation, is the “Park Board Ticket Offences By-law”.

Definitions

1.2 In this By-law:

“Park Ranger” means any individual appointed by the Park Board or by the General Manager of Parks and Recreation to carry out various duties including by-law enforcement; and

“Police Officer” means a peace officer or constable as provided under the *Police Act*, and employed by the Vancouver Police Board.

Severability

1.3 A decision by a court that any part of this By-law is illegal, void, or unenforceable severs that part from this By-law, and is not to affect the balance of this By-law.

**SECTION 2
REGULATION OF TICKET OFFENCES**

Designation of by-laws

2.1 For the purpose of section 482.1(1)(a) of the Vancouver Charter, the Park Board designates the by-law named in the title to Table 1 which follows section 2.6.

Designation of by-law enforcement officers

2.2 For the purpose of section 482.1(1)(b) of the Vancouver Charter, the Park Board designates the persons listed in Column 1 of Table 1 as by-law enforcement officers.

Authorization of the use of any word or expression on a ticket

2.3 For the purpose of section 482.1(1)(c) of the Vancouver Charter, the Park Board designates the words or expressions listed in Column 2 of Table 1 as words or expressions to describe the offences under the by-law provisions listed in Column 3 opposite each such word or expression in Column 2.

Ticket offence fines

2.4 The Park Board sets the fine for contravention of each by-law provision in the amount listed in Column 4 of Table 1 opposite each such provision in Column 3.

Enforcement of ticket offences

2.5 A by-law enforcement officer referred to in Column 1 Table 1 may lay an information by means of a ticket for contravention of a by-law provision listed in Column 3 of that table.

Existing fines

2.6 Despite anything to the contrary in the Parks Control By-law, the fine set out in that by-law for contravention of a by-law provision listed in Column 3 of Table 1 does not apply if a by-law enforcement officer lays an information by means of a ticket under this By-law.

Table 1
Park Board Smoking Regulation By-law

<u>Column 1</u>	<u>Column 2</u>	<u>Column 3</u>	<u>Column 4</u>
Park Ranger	Smoking in a park	Section 3.1(a)	\$250.00
Police Officer	Smoking on a seawall or beach in a park	Section 3.1(b)	\$250.00
	Smoking in a building in a park	Section 3.1(c)	\$250.00
	Smoking in a customer service area in a park	Section 3.1(d)	\$250.00
	Smoking in a vehicle for hire in a park	Section 3.1(e)	\$250.00
	Smoking on public transit in a park	Section 3.1(f)	\$250.00

Smoking in a transit
shelter in a park

Section 3.1(g)

\$250.00

Allowing a person to smoke in a building in a park	Section 3.2(a)	\$500.00
Allowing a person to smoke in a customer service area in a park	Section 3.2(b)	\$500.00
Allowing a person to smoke in a vehicle for hire in a park	Section 3.2(c)	\$500.00

**SECTION 3
ENACTMENT**

Force and effect

3. This By-law is to come into force and take effect on September 1, 2010.

ENACTED by the Board of Parks and Recreation this day of July, 2010

Chair
Board of Parks and Recreation

General Manager
Board of Parks and Recreation