

**TOWN OF OSLER
BYLAW 2014-16
A BYLAW OF THE TOWN OF OSLER
TO REGULATE THE USE OF FIREARMS**

The Council of the Town of Osler, in the Province of Saskatchewan, enacts as follows:

PART I - SHORT TITLE

1. This bylaw may be called "The Firearms Bylaw"

PART II – DEFINITIONS

2. **"CAO"** or **"ADMINISTRATOR"** shall refer to the Chief Administrative Officer of the Town of Osler
3. **"COUNCIL"** shall refer to the Council of the Town of Osler
4. **"MUNICIPALITY"** shall refer to the Town of Osler
5. **"FIREARMS"** include any class or type of firearm, air gun or spring gun, bow & arrow, crossbow, or compound bow
6. **"DESIGNATED OFFICER"** includes a police officer, police constable, bailiff, constable, bylaw enforcement officer or other persons employed for the preservation and maintenance of the public peace

PART III – PURPOSE

7. To control and limit the use of firearms, air guns and spring guns in and around the Municipality so as to not endanger the lives and property of the residents of the Town of Osler

PART IV – GENERAL PROVISIONS

8. No person shall discharge any firearm within the corporate limits of the Town of Osler.
9. No person shall discharge any firearm in such a manner so that the projectile thereby released crosses the corporate limits of the Town of Osler.
10. This bylaw does not apply to any person having authority under a statute of Canada or Saskatchewan to have in his possession a firearm when such firearm is discharged under the authority of his duty and within the scope of his duty.
11. An officer in charge of the Royal Canadian Mounted Police may issue a written permit authorizing the discharge of firearms within the Town of Osler.
12. Permits may be issued in the name of a club or organization and if so issued, such permits shall apply to each member of such club or organization.
13. The permit may be issued in the name of an individual and if so issued, such permit shall only apply to such individual.
14. The permit shall be in a form prescribed by the issuing officer and shall set forth the conditions under which the person or persons to whom it applies may discharge the firearm.
15. No permit is valid for more than twelve months from the date of issue.
16. The issuance of a permit shall exempt the individual or individuals to whom it applies from prosecution under this bylaw insofar as the firearm is discharged in absolute compliance with the conditions set forth in the permit.

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17. If any person discharges a firearm within the corporate limits of the Town of Osler or in such a way so that the projectile thereby released crosses the corporate limits of the Town of Osler, except as authorized by permit, that person shall be guilty of an offence and shall be liable on summary conviction to a fine of not less than \$10.00 and not more than \$100.00, exclusive of costs. The convicting magistrate may, in addition to any fine which may be imposed for a breach of this bylaw, order that the firearm in respect of which the breach is committed be forfeited to the Town of Osler.
18. Where a peace officer on reasonable and probable grounds believes that a person is committing or has committed an offence under Section 17 of this bylaw, he may seize the firearm involved in such offence.
19. If a peace officer seizes a firearm pursuant to Section 17, he shall, within 30 clear days institute proceedings against the person or persons whom he believes to have committed the offence or deliver possession of the seized firearm to the owner of the firearm.
20. Notwithstanding anything contained in Section 19, if the owner of the seized firearm is 15 years of age or younger, possession of the seized firearm shall not be given to the owner but possession shall be given to the owner's parent or guardian.
21. If a firearm seized pursuant to Section 18 and proceedings are instituted within the time specified, possession of the firearm shall not be delivered to the owner or the owner's guardian or parent unless and until the court has adjudged the Defendant in the proceedings not guilty of the offence with which he is charged.
22. The owner of a firearm is liable for violation of any provision of this bylaw in connection with the discharge of a firearm, unless he proves to the satisfaction of the provincial Magistrate or Justice of the Peace trying the case that at the time of the offence the firearm was not being discharged by him nor by any other person with his consent, express or implied.
23. Where at the time of a violation of any provision of this bylaw in connection with the discharge of a firearm the firearm was not being discharged by the owner of the firearm, nor by any other person with his consent express or implied, the person in charge of the firearm is liable for the violation unless he proves to the satisfaction of the Provincial Magistrate or Justice of the Peace trying the case that the firearm was not discharged by him, nor by any other person with his consent, express or implied.
24. That Bylaw 4 – 79, and any other previous bylaws related to firearms, is hereby repealed.


This bylaw shall come into force and take effect on the date of the final passing.

Read a first time this 18th day of November, 2014

Read a second time this 18th day of November, 2014

Read a third time and adopted this 18th day of November, 2014





Mayor



Chief Administrative Officer