

Office Consolidation

CITY OF WHITEHORSE

BYLAW 127

A bylaw of the Municipality of Whitehorse to prevent or regulate the firing of guns or other firearms, the firing or setting off of fireballs, squibs, crackers or fireworks, and the making of fires within the City of Whitehorse.

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The Council of the municipality of the City of Whitehorse, in open meeting assembled, hereby enacts as follows:

1. This bylaw may be cited as the "**Firearms Bylaw**".
2. In this bylaw,
 - (a) "Chief Constable" means and includes the senior officer or non-commissioned officer in charge of the Whitehorse Detachment of the Royal Canadian Mounted Police, or any constable or other persons by him duly authorized.
 - (b) "Firearm" shall include airguns, air-pistols, BB gun, BB pistol or any spring-loaded or spring-fired type of weapon designed to fire a BB pellet, shot or slug and any bow and sharp or metal clad arrow or sling shot.
 - (c) "Magistrate" includes any person having the power and authority of two (2) or more justices of the peace.
 - (d) "Peace Officer" includes members of the Royal Canadian Mounted Police, the Constable or Constables of the City of Whitehorse and any person authorized to act as a Police Constable by the Chief Constable.
3. No person shall fire or discharge a firearm within the limits of the City of Whitehorse unless authorized by the Chief Constable.
4. No person shall
 - (a) make or light any fire in any street, lane, square or public place within the limits of the City of Whitehorse;
 - (b) offer for sale or possess any fireworks within the City of Whitehorse; and
 - (c) light, fire, set off, or throw any fireball, cracker, squib or any noisy, offensive or dangerous substance or fireworks, within the limits of the City of Whitehorse without the authorization of the Fire Chief.

(Bylaw 87-12 passed, March 23, 1987)

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5. No shop, store, merchant or person shall, within the limits of the City of Whitehorse, sell, barter, give, lend, transfer or deliver any firearm to a person under the age of fourteen (14) years.
6. A Peace Officer who, within the limits of the City of Whitehorse, finds a person under the age of fourteen (14) years in possession of a firearm or firearms may forthwith seize such firearm or firearms and upon such seizure the said firearm or firearms shall be forfeited and destroyed.
7. Any person found guilty of an infraction of this bylaw before a Magistrate having jurisdiction within the City of Whitehorse shall upon summary conviction be liable to a fine not exceeding ten thousand dollars (\$10,000.00) where proceedings are commenced pursuant to the summary conviction provisions of the *Criminal Code of Canada*. (*Bylaw 2006-17 passed May 8, 2006*)
8. This bylaw shall come into force and effect from and after the date of the passing thereof.
9. Bylaw No. 7 is hereby repealed.

DONE AND PASSED in open council this 13th day of November, 1962.

"Ed J. Jacobs"

Ed J. Jacobs, Mayor

This bylaw received:

- 1st Reading the 13th day of November A.D. 1962.
- 2nd Reading the 13th day of November A.D. 1962.
- 3rd Reading the 13th day of November A.D. 1962.