

## BYLAW NO. 3409/2008

Being a bylaw of the City of Red Deer, in the Province of Alberta, to prohibit the discharge of any firearms or weapons within the boundaries of the City of Red Deer.

COUNCIL OF THE CITY OF RED DEER ENACTS AS FOLLOWS:

1. This Bylaw shall be called the "Firearms Bylaw".

### Definitions

2. In this Bylaw, the following definitions shall apply:

**"Firearms"** means any weapon from which any shot, bullet or other projectile capable of causing bodily injury or death can be discharged and includes air guns, air rifles, air pistols, B.B. guns, sling shots, all types of archery equipment, and gas powered guns.

**<sup>1</sup>"Municipal Policing Services Manager"** means the person acting in the position of Municipal Policing Services Manager for the City of Red Deer or a person designated to act on the Manager's behalf.

### Use of Firearms

3. No person shall discharge any firearm within the boundaries of the City.
4. No person shall transport any loaded firearm within the boundaries of the City.

### Exceptions

5. This Bylaw shall not apply to a Peace Officer or other class of persons who require the use of firearms to carry out the responsibilities of their lawful occupations.
6. Section 3 shall not apply to the following:

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<sup>1</sup> 3409/A-2017

- a) to persons using the Biathlon Range at River Bend while engaged in duly authorized biathlon training in accordance with the rules governing the use of the Biathlon Range;
  - b) to any person using a firearm for a generally accepted agricultural practice, as defined in the Agricultural Operation Practices Act, as part of an agricultural operation, as defined in same;
  - c) where the Municipal Policing Services Manager authorizes in writing the use of firearms for pest control, scientific research, archery and firearm practice, historic events or other similar activities, on such reasonable conditions as the Municipal Policing Services Manager deems necessary in order to ensure public safety. The Municipal Policing Services Manager shall notify the Chief of Police or his designate of any authorization given by the Municipal Policing Services Manager for the use of firearms; and
  - d) any accredited educational institution for indoor training in the use of firearms.
7. <sup>2</sup>A request for authorization to discharge firearms must be made in writing to the Municipal Policing Services Department and must indicate the nature of the event, the location, dates, times and the name(s) of the group and individuals who be using the firearms.
8. (a) The Municipal Policing Services Manager may refuse to issue a permit if, in the opinion of the Municipal Policing Services Manager, acting reasonably, insufficient provision for public safety has been made or no adequate provision for public safety can be made.
- (b)<sup>3</sup> The applicant may appeal a refusal to issue a permit, to the Red Deer Appeal & Review Board within 14 days of the refusal, in accordance with the relevant procedures as outlined in the City of Red Deer Committees Bylaw.

### Penalties

9. Any person who breaches any section of this Bylaw is guilty of an offence and liable to a fine of not less than \$250.00 and not more than \$2,500.00.

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<sup>2</sup> 3409/A-2017

<sup>3</sup> 3409/A-2009

**Authorization to Issue Tickets**

- 10. A Peace Officer may issue a violation ticket where there are reasonable grounds to believe that an offence under this Bylaw has been committed.

**Severability**

- 11. The invalidity of any provision of this Bylaw shall not affect the validity of the remainder.
- 12. Bylaw No. 3254/2000, the Firearms Bylaw is hereby repealed.

READ A FIRST TIME IN OPEN COUNCIL this 14<sup>th</sup> day of July 2008.

READ A SECOND TIME IN OPEN COUNCIL this 14<sup>th</sup> day of July 2008.

READ A THIRD TIME IN OPEN COUNCIL this 28<sup>th</sup> day of July 2008.

AND SIGNED BY THE MAYOR AND CITY CLERK this 28<sup>th</sup> day of July 2008.

“Morris Flewwelling “

“Kelly Kloss “

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MAYOR

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CITY CLERK