

The Municipality of Rhineland

By-law No. 2020-04

Being a by-law of the Municipality of Rhineland to provide for the regulation and control of firearms on lands in the Municipality located inside the local urban district of Rosenfeld, as defined in the Act, Regulation No. 174/99, and the local urban districts of Gretna and Plum Coulee, as defined in the Municipal Amalgamations Act, Regulation No. 135/2014.

WHEREAS pursuant to Subsection 232(1) of The Municipal Act (Manitoba) a Council may pass by-laws for municipal purposes respecting among other things, the safety, health, protection and well-being of people, and the safety and protection of property as well as the use of rifles, guns and other firearms, the use of bows and arrows, and other devices and enforcement of this by-law in respect thereof;

AND WHEREAS it is deemed necessary and expedient to pass a by-law relating to good order and regulating the discharging of firearms and the use of other weapons and devices within the LUD of Rosenfeld, the LUD of Gretna, and the LUD of Plum Coulee and the enforcement of this by-law in respect thereof;

NOW THEREFORE, be it enacted and it is hereby enacted as By-law 2020-04 of the Municipality of Rhineland, in Council duly assembled as follows:

1. This by-law shall be known as: “The Regulation of Firearms By-law”.
2. For the purposes of this by-law, “Firearm” or “Firearms”, as the case may be, means:
 - a) any device, including a barreled weapon from which any shot, bullet, pellet, paintball, BB or any other missile or projectile can be fired or discharged and that is capable of causing serious bodily injury or death to a person and includes without limitation, a rifle, gun, revolver, pistol, pellet gun, BB gun, paintball gun and any frame or receiver of such device which can be adapted for use as a Firearm; and
 - b) any catapult, sling and bow and arrow.
3. Unless otherwise provided by law and except for such purpose and at such places and times within the LUD’s of Gretna, Plum Coulee and Rosenfeld as may be designated or authorized by Council or its duly authorized officer in that behalf, no person shall fire or otherwise discharge or use any Firearm within the limits of the LUD of Rosenfeld, the LUD of Plum Coulee or the LUD of Gretna.
4. Every person who fires or otherwise discharges or uses any Firearm contrary to the provisions of this by-law is guilty of an offence under this By-law.
5. The provisions of this By-law relating to Firearms do not apply to authorized personnel in the performance of their duties.
6. Any Peace Officer may seize any Firearms that he or she, on reasonable grounds, believes has been used in the commission of an offence under this By-law.
7. That the amount of the administrative penalties set out in Schedule "A" to the Municipal By-law Enforcement By-law No. 2020-06 or may be amended from time to time.
8. Anyone convicted of an offence pursuant to the provisions of this By-law with respect to Firearms shall, in addition to a fine and/or imprisonment as set out above, be liable to have the Firearm involved in the offence confiscated and disposed of by authorized personnel.
9. That the Municipality of Rhineland By-Law No. 2003-08, the Town of Gretna By-law 746-2004 and the Town of Plum Coulee By-Law 748-14 are hereby repealed.

DONE AND PASSED as a By-Law in open session of Council of the Municipality of Rhineland, duly assembled at the Rhineland Council Chambers in Altona in the Province of Manitoba on this ___th, day of _____, 2020 AD.

Reeve

Chief Administrative Officer

Read a first time this 9th, day of September, 2020.

Read a second time this ___th day of , 2020.

Read a third time this ___th day of , 2020.