

BY-LAW NO. 6872

BEING A BY-LAW of the City of Brandon to regulate the possession of knives in public places.

WHEREAS Subsection 232(1) The Municipal Act, RSM 1996, c.M225, provides authority for the municipality to pass by-laws respecting the safety, health, protection and well-being of people;

AND WHEREAS The City of Brandon has established and deems it expedient to adopt rules and regulations pertaining to the safety, health, protection and well-being of the general public by regulating the possession of knives in public places;

NOW THEREFORE the Council of the City of Brandon duly assembled enacts as follows:

Definitions

1. "Knife" means any dagger, dirk, stiletto, bladed hand instrument, or other object or tool so designed, redesigned or fashioned, prepared or treated that the same is readily capable of inflicting serious physical injury or death by cutting or stabbing a person. For purposes of this By-law, "knife" does not include any ordinary pocketknife with a blade no more than seven (7) centimeters in length.

Application and Responsibility

2. It shall be an offence for any person to carry on his/her person unconcealed, any knife having any type of blade in excess of seven (7) centimeters, capable of inflicting serious physical injury or death by cutting or stabbing a person except:
  - (a) when actually engaged in hunting, fishing, or any employment, trade or lawful recreational or culinary activity which customarily involves the carrying or use of any type of knife; or
  - (b) in going directly to or returning from such activities; or
  - (c) if the knife is being transported directly to or from a place of purchase, sharpening, or repair and if packaged in such a manner as not to allow easy access to the knife while it is being transported; or
  - (d) if the knife is required as part of ones religious faith or forms part of ones ceremonial attire.

Conflict with Other Statute, Regulation or By-law

3. Where a provision of this By-law conflicts with a Federal or Provincial statute or regulation, or another By-law or regulation in force in the City, the provisions that establishes the higher standard to protect the safety, health, protection and well-being of the general public prevails.

Penalties

4. Any person who contravenes or disobeys or refuses or neglects to obey any provision of this By-law shall be liable, on summary conviction, to a fine not exceeding \$1,000.00, together with costs or to imprisonment for a term not exceeding six (6) months or to both such a fine and such imprisonment.

Enactment

5. This By-law shall come into force and take effect on the day following its passage.

DONE AND PASSED by the Council of the City of Brandon in regular session assembled this 20<sup>th</sup> day of August A.D. 2007.

"D.K. Burgess"  
MAYOR

"C. R. Arvisais"  
CITY CLERK

Read a first time this 23<sup>rd</sup> day of July A.D. 2007.  
Read a second time this 20<sup>th</sup> day of August A.D. 2007.  
Read a third time this 20<sup>th</sup> day of August A.D. 2007.