



CITY OF YELLOWKNIFE

BY-LAW NO. 4721

BR 33

A BY-LAW of the Council of the Municipal Corporation of the City of Yellowknife in the Northwest Territories, to amend the Combative Sports By-law No. 4396, as amended, for the City of Yellowknife.

PURSUANT TO section 70(1)(h) of the *Cities, Towns and Villages Act*, S.N.W.T. 2003, c.22, which provides that the Council of a municipality may make by-laws for municipal purposes respecting programs, services, infrastructure and facilities provided or operated by or on behalf of the municipal corporation;

AND PURSUANT TO section 60(1) of the *Cities, Towns and Villages Act*, S.N.W.T. 2003, c.22 which provides that the Council of a municipality may, by by-law, establish a board or commission to administer or provide a service, public utility or facility as an agent of the municipal corporation;

NOW, THEREFORE, THE COUNCIL OF THE MUNICIPAL CORPORATION OF THE CITY OF YELLOWKNIFE, in regular sessions duly assembled, enacts as follows:

PART 1 – INTERPRETATION AND DEFINITIONS

SHORT TITLE

1. This by-law may be cited as the “Combative Sports By-law”.

DEFINITIONS AND INTERPRETATION

2. In this By-law:

“Agent”	means every person who, by mutual consent, acts for the benefit of another and includes an employee and other person in care and control of a combative sports event;
“Applicant”	means a person who applies for a licence or renewal of a licence pursuant to this By-law;
“City”	means the Municipal Corporation of the City of Yellowknife;

“Combative Sports”	means a sport involving physical contact, the primary purpose of which is the allotment of points, and includes boxing, kick boxing, mixed martial arts and muay thai;
“Combative Sports Event” Or “Event”	includes any exhibition, card, contest or promotion involving the presentation of combative sports but does not include amateur events;
“Conflict of Interest”	means when a member has a private or personal interest sufficient to influence or to appear to influence the objective of his or her Commission duties;
“Contestant”	means any person engaged as an opponent in combative sports;
“Council”	means the Municipal Council of the City;
“Commission”	means the City of Yellowknife Combative Sports Commission as established by this By-law;
“Gate Fees”	means the amount of money received as a result of or in consequence of holding an event pursuant to this By-law;
“Licence Fee”	means those fees set out in Schedule “A” to this By-law;
“Licensee”	means a person holding a valid and subsisting licence under this By-law;
“Mayor”	means the Mayor of the City;
“Member”	means a person appointed to the Commission pursuant to this By-law;
“Official”	means Referees, Judges, Dressing Room and Corner Supervisors and Inspectors, Time Keepers, the Executive Director and any other Member of the Commission;
“Person”	includes a corporation and other legal entities;
“Premises”	means a building, enclosure or other place occupied or capable of being occupied, by any person for the purpose of carrying on a combative sports event;
“Promoter”	means a person who advances, assists, encourages or takes steps to stage or facilitate a combative sports event;

- “Rules” means the Rules of the Commission as adopted by it;
- “Senior Administrative Officer” means the Senior Administrative Officer as appointed by by-law of Council.

3. All schedules, forms, and tables attached to this By-law shall form part of this by-law.
4. Any headings, subheadings, or table of contents in this by-law are included for guidance purposes and convenience only, and shall not form part of this by-law.
5. Every provision of this by-law is independent of all other provisions, if any provision of this by-law is declared invalid for any reason by a court of competent jurisdiction, all other provisions of this by-law shall remain valid and enforceable.

PART II – COMMISSION

6. There is hereby created a Commission to be known as the “City of Yellowknife Combative Sports Commission”.

Membership

7. The Commission shall consist of the following:
 - a. Ten (10) members who meet the eligibility criteria set out in this Part appointed by resolution of Council; and
 - b. One (1) member of the Commission shall be a current member of Council.

Term

8.
 - (1) Members appointed by resolution of Council shall be eligible for re-appointment for a maximum of four (4) consecutive terms.
 - (2) To assist in the continuity of the Commission, five (5) Members of the Commission shall hold office for a three (3) year term and five (5) Members of the Commission shall hold office for a two (2) year term.
 - (3) A Member of the Commission may resign at any time upon written notice to the Commission.
 - (4) Council may, by resolution, remove any member of the Commission.
 - (5) Any vacancy created by reason of the resignation or removal of a Member and any vacancy arising by reason of the death of any Member shall, subject to the approval of Council, be filled by the Commission for the remainder of the term of the person who has ceased to be a Member for any of the reasons aforesaid.

Eligibility

9. (1) Members appointed by resolution of Council shall be eighteen (18) years of age.
- (2) Members appointed by resolution of Council shall not be:
 - (a) a Promoter, or a Promoter within one year prior to application to become a Member;
 - (b) a contestant, or a contestant within one year prior to application to become a Member;
 - (c) an agent or manager, or an agent or manager within one year prior to application to become a Member;
 - (d) a trainer or coach of contestants, or a trainer or coach of contestants within one year prior to application to become a Member; or
 - (e) an immediate relative of any person who is not eligible pursuant to this Section.
10. Prior to appointment and in order to become a Member, each candidate may be required to sign, on a form approved by the Commission, a certificate acknowledging their eligibility.
11. A Commission member shall:
 - a. Disclose any change of status pursuant to Section 9 within fourteen (14) days of such change; and
 - b. Cease to be a Member effective the date of said notice.
12. A Member shall, at the Commission's first meeting following appointment by Council, provide contact information to the Commission for the purposes of providing sufficient notice of meetings.

Conflict of Interest

13. (1) Immediately upon becoming aware of a potential conflict of interest in any matter before the Commission, a Member shall:
 - (a) Inform the Commission of this conflict;
 - (b) Ensure that the conflict is entered into the minutes;
 - (c) Absent themselves from the portion of any Commission meeting at which the matter is discussed or voted upon;
 - (d) Not discuss the details of the matter with, or in any way attempt to influence the views of the other members.
- (2) If an immediate relative of a Member has an interest in the outcome of matters before the Commission, that member shall be deemed to have a conflict of interest.

- (3) Failure to report a conflict of interest may result in the removal of the Member from the Commission.

Chair

14. Members shall, at the Commission's first regular meeting following the appointment of Members by Council, elect one of the Members, other than a municipal employee, to act as Chair.
15. The Chair shall:
 - a. Ensure the Commission is governed in accordance with this by-law;
 - b. Ensure the code of conduct and conflict of interest policies are adhered to;
 - c. Be the spokesperson for the Commission;
 - d. Assign Members and volunteer supervisory personnel to monitor events held pursuant to this by-law.

Vice-Chair

16. (1) Commission members shall at the first regular meeting following the appointment of Members by Council, elect one of the Members, other than a municipal employee, to act as Vice-Chair.
 - (2) The Vice-Chair shall act as the Chair of the Commission:
 - (a) in the absence of the Chair; or
 - (b) at the direction of the Chair.
17. In the event that the Chair and Vice-Chair are absent from a meeting of the Commission, the Members present shall elect a Chair for that meeting.

Voting & Quorum

18. A decision or vote of the Commission is not valid unless passed at a meeting of the Commission at which there is a quorum present.
19. Quorum shall be at least five (5) Members.

Meetings

20. The Commission shall hold regular meetings for the transaction of business at such times and places as it may fix by resolution and any special meetings that may be held by the Commission shall be called in a matter the Commission deems most practicable.

Notice of Meetings

21. The Chair shall give at least forty-eight (48) hours notice of a meeting to Members.

22. Notice of a meeting is deemed to have been given to a Member when:
- (a) Given in person; or
 - (b) Given electronically; or
 - (c) Given by message, provided the message is not left with a person apparently under the age of nineteen (19) years.

Attendance

23. Any Member who fails to attend three (3) consecutive meetings of the Commission without Commission approval shall be deemed to have submitted a resignation.

Records

24. (1) Any materials, documents or information received by a Member while in their official capacity shall become the property of the Commission.
- (2) The Chair shall ensure the materials, documents or information referred to subsection (1) are forwarded to the Office of the City Clerk.
25. (1) The Chair shall:
- (a) Ensure that minutes of the Commission meeting are recorded;
 - (b) Record the names of Members present at Commission meetings;
 - (c) Prepare the minutes of each Commission meeting and provide the minutes to the Commission for adoption at a subsequent Commission meeting.
- (2) The minutes of the Commission shall be signed by two members present at the meeting.
26. The Commission shall keep accurate records of permits issued and of every bout or contest involving the combative sports under the control of the Commission, giving the names and descriptions of the contestants, the name of the referee and of the medical practitioner in attendance, the number of rounds and any other information the Commission may desire kept as a record.

Financial

27. The Commission shall keep accurate accounts of all monies received and expended by the Commission, which accounts shall be open for inspection by any official of the City appointed for the purpose by Council and such minutes, records and accounts shall be produced and provided to Council upon request by any member of Council.

Authority of the Commission

28. Subject to the *Cities, Towns and Villages Act*, this by-law and other relevant legislation, the Commission may establish Rules in respect of, but not limited to, its procedures, the holding of bouts and contests, and the regulation of the conduct of promoters, principals, contestants, agents, seconds, attendants, managers and referees, including the discipline thereof.
29. (1) The Commission shall review applications for licences pursuant to this By-law and make decisions respecting:

- (a) The sanctioning approval of an event or licence;
 - (b) Conditions to the sanctioning approval of a licence;
 - (c) Officials required to oversee an event;
 - (d) Medical officials required to oversee an event; and
 - (e) Volunteer supervisory personnel required to oversee an event.
 - (2) The Commission may refuse to sanction any event which the Commission believes on reasonable grounds the promoter cannot ensure the safety of the participants or spectators.
 - (3) The Commission may review licenced events and licences and make decisions respecting:
 - (a) The repeal or revocation of Commission approval for a licence; or
 - (b) The suspension of a licence.
 - (4) The Commission shall consider City policies and the safety of contestants or spectators in the review of applications and licences.
30. Where a breach of this By-law, a breach of any of the regulations in the Schedules to this By-law, a breach of any of the Rules of the Commission, or any misconduct of a licensee is brought to the attention of the Commission or a member thereof, the Commission may hold a special meeting to hear the allegations made against such person.
31.
 - (1) The Commission does not have the authority or power to enter into agreements or contracts on behalf of the City.
 - (2) Neither the said Commission nor any member thereof shall have power or authority to pledge the credit of the City.
 - (3) In carrying out the provisions of this by-law, the Commission shall at all times be the agent of the City, and while acting bona fide within the limits of the authority of the by-law, neither the Commission nor any member thereof shall incur any liability by reason of anything done or left undone by the Commission provided, however, that nothing in this paragraph shall authorize or empower the Committee to incur any debt, liability or obligation for which the City shall become liable without having previously obtained the consent of Council.

Volunteer Supervisory Personnel

32.
 - (1) The Commission may accept applications from persons interested in volunteering to help supervise and monitor events.
 - (2) Applications for volunteer supervisory personnel shall include:
 - (a) The full legal name of the applicant and any aliases;

- (b) The applicant's date of birth;
 - (c) The applicant's residential address and telephone number; and
 - (d) Any other information the Commission reasonably considers necessary.
33. (1) During the performance of their duties at events, volunteer personnel shall be under the supervision and direction of the Commission.
- (2) The Commission shall keep a record of the volunteer supervisory personnel in attendance at each event.
- (3) Where a breach of this By-law, a breach of any of the regulations in the Schedules to this By-law, or any misconduct of a licensee is brought to the attention of a volunteer supervisory personnel, the volunteer supervisory personnel shall notify the Commission member in charge at the event.
- (4) Commission members and volunteer supervisory personnel may receive an honorarium for attendance and monitoring duties at an event, and such fees shall be paid by the Commission.

Indemnification

34. (1) In this Section, "Official" includes Referees, Judges, Medical Supervisors, Dressing Room and Corner Supervisors and Inspectors, Time Keepers, and any other member employee of the Commission.
- (2) The City shall indemnify Commission members and Officials for legal liability for loss or damage arising from anything said or done or omitted to be done in the performance of their functions, duties or powers.
- (3) Subsection (2) does not apply if
- (a) the cause of action is defamation, or
 - (b) the Commission member or Official was dishonest, grossly negligent, or guilty of wilful misconduct.

PART III – LICENCING

General Prohibition

35. (1) No person shall, without a valid and subsisting license pursuant to the By-law:
- (a) Carry on or promote a combative sports event;
 - (b) Carry on as a promoter of combative sports events;
 - (c) Carry on as a contestant in a combative sports event; or
 - (d) Carry on as an official in a combative sports event.

- (2) Notwithstanding Subsection (1) a licence shall not be required for amateur events featuring amateur contestants.
- (3) Notwithstanding Subsection (1) a licence shall not be required for scorekeepers, dressing-room supervisors or paymasters.

Event Licence Requirements

36. (1) Every person who wishes to stage or promote a combative sports event shall apply in writing to the Commission.
- (2) Every applicant pursuant to this Section shall provide the following information in a form approved by the Commission no later than forty-five (45) days prior to the date of the event:
 - (a) Applicant and promoter information, including:
 - (i) Full name and address of the applicant;
 - (ii) The full name and address of the event promoter; and
 - (iii) A copy of the promoter's licence.
 - (b) event information including:
 - (i) the location of the event;
 - (ii) the date of the event;
 - (iii) the times the event will begin and end;
 - (iv) the name and address of the owner or operator of the event location;
 - (v) the expected attendance;
 - (vi) the method by which tickets to the event will be sold, including the name of any ticket agents, where applicable;
 - (vii) a copy of the liability insurance required pursuant to the provisions of Section 43; and
 - (viii) such other information as the Commission may reasonably require.
- (3) Every applicant pursuant to this Section shall provide the following information in a form approved by the Commission no later than ten (10) business days prior to the date of the event:
 - (a) contestant information, including:
 - (i) a detailed list of all contestants, including the names, addresses, and dates of birth of each;
 - (ii) a detailed list of all potential alternative contestants, including the names, addresses and dates of birth of each;
 - (iii) a copy of the licence for each contestant, including potential alternative contestants; and

(b) such other information as the Commission may reasonably require.

(4) Every applicant pursuant to this Section shall provide the following information in a form approved by the Commission no later than five (5) business days prior to the date of the event:

(a) for each contestant, including potential alternative contestants, the written record of ring experience including:

- (i) a list of the last six (6) bouts, amateur and professional, preceding the event applied for including the dates of the events;
- (ii) confirmation of whether the contestant sustained a technical knock-out during any of the six (6) bouts; and
- (iii) the dates of any scheduled events to be held between the last event listed in Subsection (a)(i) and the date of the event applied for; and

(b) such other information as the Commission may reasonably require.

37. A licence to stage or promote a combative sports event is required for each event.

Contestant & Official Licence Requirements

38. (1) Every person who wishes to carry on as a contestant or an official at a combative sports event shall apply for a licence in writing to the Commission no later than forty-five (45) days prior to the date of the event.

(2) Applications for a contestant or official licence shall be in writing on a form approved by the Commission, and shall include:

- (a) The full legal name of the applicant and any aliases;
- (b) The applicant's birth date; and
- (c) The applicant's residential address and telephone number.

(3) A contestant or official licence shall be for a term of one (1) year.

Promoter's Licence Requirements

39. (1) Every person who wishes to carry on as a promoter of combative sports events shall apply in writing to the Commission no later than forty-five (45) days prior to the date of the event.

(2) Applications for a promoter's licence shall be in writing on a form approved by the Commission, and shall include:

- (i) The full name and address of the applicant; and

- (ii) The full name and address of the event promoter.
- (3) A promoter licence shall be for a term of one (1) year.

Licence Fees

40. (1) Every application for a licence shall be accompanied by the licence fees, as set out in By-law No. 4436 or any successor by-law and any other fees, including fees for inspections, required by this or any other By-law.
- (2) Licence fees paid pursuant to this Section are not refundable.
- (3) Where a licence has been issued in error without payment of the fees required pursuant to this Section, the licence may be revoked by the Commission.
- (4) All licence fees shall be paid to the City.
- (5) In addition to the licence fee or other fees required pursuant to this By-law, every application for an event licence shall be accompanied by a deposit as set out in By-law No. 4436 or any successor by-law.
- (6) A deposit pursuant to this Section:
- (a) shall be paid to the City;
 - (b) may be applied towards fees required pursuant to By-law No. 4436 or any successor by-law; and
 - (c) is non-refundable if the event is cancelled, unless the event is subsequently held on a date sanctioned by the Commission.

Event Fees

41. (1) In addition to the licence fee or other fees required pursuant to this By-law, the promoter or person in charge of an event shall, if required, pay an event fee as set out in By-law No. 4436 or any successor by-law.
- (2) The amount of the event fee shall be reviewed by Council on an annual basis.
- (3) The promoter or person in charge of an event shall ensure that the fees payable in accordance with this Section are paid to the City within thirty (30) days of the event.
42. Where in accordance with By-law No. 4436 or any successor by-law, a promoter is required to pay an event fee that is a percentage of the gate fees of the Combative Sports Event, the promoter shall:
- (a) ensure access at all times to receipt records for the event to the Commission;
 - (b) authorize in writing the retention of all receipts by the promoter's agents;

- (c) authorize in writing the payment of the applicable fees in accordance with Section 40;
- (d) ensure the fees payable in accordance with this Section are paid to the City within thirty (30) days of the event; and
- (e) ensure an official record of ticket sales and gate fees for the event is provided to the Commission within thirty (30) days of the event.

Personnel Fees

43. All official's fees, medical personnel fees, and volunteer supervisory personnel fees shall be held by the City and distributed by the Commission.
44. (1) In addition to the licence fee or other fees required pursuant to By-law No. 4436 or any successor by-law, the promoter or person in charge of an event shall pay such fees, as set out in By-law No. 4436 or any successor by-law relating to the provision of medical, official, or supervisory personnel required pursuant to the event licence to the Commission no later than fifteen (15) days prior to the date of the event.
- (2) The Commission may withhold the issuance of or suspend a licence until the person concerned has made arrangements for the payment of such amounts.

Liability Insurance

45. (1) A policy of liability insurance shall be held in connection with every combative sports event, and a licence shall not be issued until the applicant furnishes the Commission with documentary evidence of such insurance in a form satisfactory to the Commission.
- (2) The liability insurance policy must:
- (a) be issued by an insurance company registered and licensed to do business in the Northwest Territories;
 - (b) be in an amount sufficient, in the opinion of the City Solicitor, but not less than \$2 million dollars, to cover public liability for all personal injury and property damage which may occur by reason of the operation of the combative sports event, and the insurance shall be endorsed:
 - (i) to add the City as an additional named insured with 30 days written notice to be given to the City prior to cancellation of, or material change to, the policy; and
 - (ii) to include the following cross liability clause:
"This policy, subject to the limits of liability stated herein, shall apply to each Insured in the same manner and to the same extent as if a separate policy has been issued to each. Any act or omission on the part of one or another of the Insured under this policy shall not prejudice the right or interests of any other Insured."

Licence Identification

46. (1) A licence must be issued by the City on a form bearing the identification of the City and all licences issued pursuant to this By-law are and shall remain the property of the City.
- (2) A licence must bear on its face the date on which it is issued and the date on which the licence will expire.
- (3) A licensee who is a contestant or official shall, upon request, immediately produce the licence to a Commission member.
- (4) A person must not reproduce, alter, or deface a licence.
47. A licensee may obtain a replacement licence for a licence that has been lost or destroyed by paying to the Commission a fee for a replacement licence.

Non Transferability

48. A licence is not transferable from one person to another or from one premise to another.

PART IV – RULES & REGULATIONS***General***

49. (1) A licensee shall maintain, on a continuous basis, the standards and requirements necessary to obtain a licence and any requirements that are imposed by this By-law after the licence is issued.
- (2) Every person who receives a licence, pursuant to this By-law or who participates in any manner or in any capacity in a combative sports event shall ensure the provisions of this By-law and the sanctioning approval conditions are adhered to.
- (3) No person shall contravene a condition of a licence.
- (4) No person shall give false information when applying for a licence pursuant to this By-law.
- (5) No licensee or licensee's agent shall verbally or physically abuse an official, Commission member, medical personnel, or volunteer supervisory personnel.

Regulations

50. (1) A promoter shall ensure that the in the ring rules and scoring and judging rules for a combative sports event, as set out in this Section, are adhered to at all times during a combative sports event.

- (2) All combative sports events other than boxing shall be conducted in accordance with the rules and regulations set out in Schedule “B” to this By-law.
- (3) All combative sports events involving boxing shall be conducted in accordance with the rules for boxing contests set by the Nevada State Athletic Commission, as amended from time to time.
- (4) Where there are no rules or regulations provided for in this Section or in the Schedules to this By-law the Commission shall not sanction an event and no licence shall be issued.
- (5) Where there is a conflict between the rules and regulations provided for in this Section or in the Schedules to this By-law and a provision of this By-law, the By-law provision shall prevail.
- (6) Where there is a dispute regarding which rules or regulations provided for in this Section or in the Schedules to this By-law shall apply to a combative sports event, the applicability of a rule or regulation shall be determined by the Commission and the decision of the Commission shall be final.

Events

51. (1) Every person carrying on a combative sports event shall ensure no unlicensed contestant participates in a combative sports event.
- (2) No person shall carry on a combative sports event at or from a location not approved by the Commission.
- (3) No person shall carry on a combative sports event between the hours of 1:00am and 6:00am.
- (4) No event shall be commenced, notwithstanding that a licence has been issued, unless and until the medical requirements pursuant to this By-law have been satisfied, as indicated by the medical official for the event.

Agency

52. (1) A licensee shall be responsible for the act or acts of its agents in the carrying on of the combative sports event in the same manner and to the same extent as though the act or acts were done by the licensee.
- (5) Every agent of any combative sports event licensed hereunder must comply with all Sections of this By-law.

Promoters

53. At the promoter’s expense, the promoter shall ensure:
 - (a) good order in and about the premises used by any event;

- (b) the minimum number of staff, as specified by the event licence, of properly identified personnel to maintain good order;
 - (c) the presence, at all times during the course of an event, City of Yellowknife Emergency Medical Technicians and a dedicated Ambulance Unit, as specified by the event licence; and
 - (d) sanitary facilities at the event are provided for pre-fight and post-fight medical checks as may be required by the event licence.
- (2) A promoter shall ensure that for each contestant, a copy of the following documents, duly executed, is provided to the Commission immediately prior to the event:
- (a) Contestant's Statutory Declaration; and
 - (b) any other documentation as specified by the event licence or required by the Commission.
- (3) A promoter shall ensure an amateur contest is not included with professional contests unless previously approved as part of the event licence.
- (4) A promoter shall ensure no unlicensed contestant participates in a combative sports event.
- (5) A promoter shall ensure an event does not include a contestant who is unfit, whether physically, mentally or otherwise.
- (6) A promoter shall ensure no suspended contestant participates in a combative sports event, regardless of the reason for the suspension.

Contestants

54. (1) A contestant shall report to the Commission member in charge at or before the scheduled time of the pre-fight medical or weigh-in.
- (2) A contestant shall report to the Commission member in charge at least one half-hour before the scheduled time of the first bout or contest for the event.
- (3) A contestant shall ensure the Contestant's Declaration of Health and other medical documents required for a pre-fight medical and weigh-in are available at or immediately before the scheduled time of the pre-fight medical or weigh-in.

Advertising

55. (1) A promoter shall ensure:
- (a) an event is not advertised until a licence has been issued pursuant to this By-law; and
 - (b) the press and media are informed of any changes or substitutions to the contestants involved in an event which has been advertised.

- (2) No person shall advertise or arrange for any distribution, publication or posting of any advertisement of a combative sports event where the combative sports event is not the subject of a valid and subsisting licence pursuant to this By-law.
- (3) Any person who advertises or causes advertising to be placed, distributed, or posted respecting a combative sports event must include in the advertisement, in a readable manner, the words “sanctioned by the City of Yellowknife Combative Sports Commission”.

PART V – MONITORING AT EVENTS

Access & Identification

56. (1) All members of the Commission, the volunteer supervisory personnel assigned by the Commission to an event and Police Officers shall at all times have free access to all areas of combative sports events.
- (2) All members of the Commission shall be issued an identification badge bearing the name of the member and the words “City of Yellowknife Combative Sports Commission” and shall wear the badge when monitoring an event.
- (3) All volunteer supervisory personnel assigned to an event by the Commission shall be issued an appropriate identification badge and shall wear the badge when monitoring an event.

Authority To Stop A Contest Or Event

57. (1) All events shall be monitored by the Commission and under the supervision and control of the Commission and the Senior Administrative Officer, or his or her designate, the Detachment Commander of the Royal Canadian Mounted Police in the City, and designated medical personnel.
- (2) Any of the persons or members of an agency listed in subsection (1) shall have the authority to stop any event, bout or contest if, in the opinion of any of them,
 - (a) a contestant is unfit to continue or is not properly matched;
 - (b) for any misconduct of any promoter, agent or contestant;
 - (c) for disorderly conduct on the part of the audience; or
 - (d) where the safety, health or welfare of the public may be at risk.

Medical

58. The Commission shall arrange to provide medical personnel as the Commission deems proper, to be in attendance at any bout, contest or exhibition in order to ensure that such bout, contest or exhibition shall be conducted in a safe and orderly manner, and may require the promoter or person in charge of any bout, contest or exhibition to pay such amount as will cover the cost of providing such medical personnel and may withhold the issue of any permit until the person concerned has made arrangements satisfactory to the Commission to pay such amount,

provided that in case a promoter or person in charge considers the amount charged by the Commission, is, under the particular circumstances, unfair or excessive, the promoter or person in charge may appeal to Council within 14 days from the date the amount objected to was charged by the Commission and in case of an appeal within the time limited, the decision of the Council shall be final and binding.

59. (1) The Commission may make it a condition of a licence that a contestant licensed for an event shall appear before the medical personnel designated for the event to determine whether the contestant is fit to participate in that event.
- (2) The designated medical personnel may, at any time, intervene in any contest or event to examine a contestant, and after consultation with the referee, in the medical personnel's discretion, stop a contest.
- (3) If a contestant is injured or knocked out during an event, the designated medical personnel shall examine the contestant.
- (4) The designated medical personnel shall examine a contestant after a contest or event and before the contestant leaves the venue where the event was held.
- (5) The designated medical personnel shall deliver to the Chief Licence Inspector an opinion or recommendation regarding the ability of any contestant to participate in a combative sports event.

PART VI – REFUSAL, CONDITIONS, REVOCATION, SUSPENSION

Authority of Commission

60. (1) The Commission may, if, in the Commission's opinion there are just and reasonable grounds:
- (a) refuse to grant any licence required by this By-law;
 - (b) impose conditions on any licence issued pursuant to this By-law, or
 - (c) suspend or revoke any licence issued pursuant to this By-law.
- (2) The Commission may refuse to issue a licence for any combative sports event which the Commission believes on reasonable grounds the Promoter cannot ensure the safety of the contestants or spectators.
- (3) Without limiting the generality of the foregoing, a licence may be suspended or revoked for non-compliance with any By-law of the City notwithstanding that the holder of the licence has not been prosecuted for a contravention of that By-law.
- (4) Without limiting the generality of the foregoing, a licence may be refused, revoked or suspended where the Commission has reasonable grounds to believe that the licensee or event poses a danger to the safety, health or welfare of the contestants, spectators or the public, or the protection of property.

Hearings

61. The Commission may,
- (a) convene a hearing to determine whether there are just and reasonable grounds for the refusal of an application, a revocation or a suspension of a licence, or to impose conditions on the licence;
 - (b) suspend a licence prior to convening a hearing to determine whether there are just and reasonable grounds for the suspension or revocation of a licence where, the Commission, believes the safety, health or welfare of the public may be at risk if the licence is not suspended immediately;
 - (c) In the case of a suspension pursuant to subsection (1)(b), the date scheduled for a hearing must be within ten days of the suspension.
62. (1) At least one (1) week prior to the hearing, a notice shall be served on the person against whom the allegation is brought, personally or by registered mail,
- (i) containing reasonable particulars of the allegations; and
 - (ii) specifying the time and place of the hearing.
- (2) Testimony may be adduced before the Commission or at the hearing in any manner the Commission considers proper.
- (3) If the person against whom the allegation is made does not attend the hearing, the Commission may, upon being satisfied that the Notice of Hearing was served upon the individual in accordance herewith, proceed with the hearing in their absence, without further notice to the individual.
63. Any participant who enters into a bout or contest involving the regulated sports with a participant who has been suspended, or any participant who takes part in a bout or contest involving the regulated sports which is controlled or undertaken by any promoter who has been suspended by the Commission shall be deemed to be suspended by the Commission.

Notice

64. (1) Upon a licence application being refused, a licence being revoked or suspended, or conditions being applied to a licence, the Commission shall notify the applicant or licensee of the refusal, revocation, suspension or conditions and the reasons for it:
- (a) by delivering a notice to him personally; or
 - (b) by mailing a registered letter to his place of business or residence as shown on his licence or application for same.
- (2) Subject to Section 67, after the delivery of the notice,

- (a) the business shall not be carried on until such time as the period of suspension ends or a new licence is issued to replace the licence which was revoked or the conditions of the license are complied with; and
 - (b) where a licence is suspended or revoked pursuant to this By-law, the licensee shall surrender the licence to the Commission immediately.
- (3) The Commission may suspend a contestant's licence without convening a hearing where the Commission, in consultation with the medical personnel for an event, believes the safety, health or welfare of a contestant may be at risk if the licence is not suspended immediately.

Term Of Suspension

65. A suspension of a licence issued pursuant to this By-law may be:

- (a) for a period of time not exceeding the unexpired term of the licence;
- (b) where the suspension is for non-compliance with a By-law, until the holder of the suspended licence has, in the opinion of the Commission, complied with that By-law; or
- (c) where the suspension is a medical suspension pursuant to Section 62(3), until the holder of the suspended licence has proven, to the satisfaction of the Commission, that the reasons for the suspension as given by the medical personnel for the event no longer exist.

Reinstatement Fee

66. (1) Where the Commission has suspended or revoked an event or promoter's licence then, unless such suspension or revocation is overturned in whole by Council, the licensee shall pay a reinstatement fee in the amount specified in By-Law No. 4436 or any successor by-law as a condition of any reinstatement or renewal of the licence, including any reinstatement upon the conclusion of a suspension for a fixed term, and prior to receiving a licence if the licensee applies for a new licence.
- (2) A reinstatement fee is not refundable.

PART VII – OFFENCES AND PENALTIES

General Penalty Provisions

67. (1) Every person who contravenes any provision of this By-law by:
- (a) doing any act or thing which the person is prohibited from doing; or
 - (b) failing to do any act or thing the person is required to do
- is guilty of an offence.

- (2) Any person convicted of an offence pursuant to this By-law is liable on summary conviction to a fine not exceeding:
 - (a) Two thousand (\$2,000.00) dollars for an individual;
 - (b) Ten thousand (\$10,000.00) dollars for a corporation; and/or
 - (c) Imprisonment for a period not exceeding six months, in default of payment of a fine.

Tickets & Specified Penalties

- 68. (1) Pursuant to Section 66 of this By-law, a Police Officer may issue a Summary Offence Ticket Information in the form prescribed by the *Summary Conviction Procedures Act R.S.N.W.T. 1988,c.S-15* and it's regulations, to any person who violates any provision of this By-law and such person may, in lieu of prosecution, pay the City a specified penalty payable in respect of a contravention of a Section of this By-law is the amount shown in Schedule "A" in respect of that Section, and the recording of such payment by the Court shall constitute acceptance of a guilty plea and the imposition of a fine in the amount of the specified penalty.
- (2) This Section shall not prevent any Police Officer from issuing a Summary Offence Ticket Information requiring the court appearance of the defendant, pursuant to the provisions of the *Summary Conviction Procedures Act R.S.N.W.T. 1988,c.S-15*.

REPEAL

- 69. By-law No. 4396 is hereby repealed.

EFFECT

- 70. That this by-law shall come into effect upon receiving Third Reading and otherwise meets the requirements of Section 75 of the *Cities, Towns and Villages Act*.

READ a First time this 25 day of MARCH, A.D. 2013.




Mayor



City Administrator

READ a Second time this 25 day of MARCH, A.D. 2013.

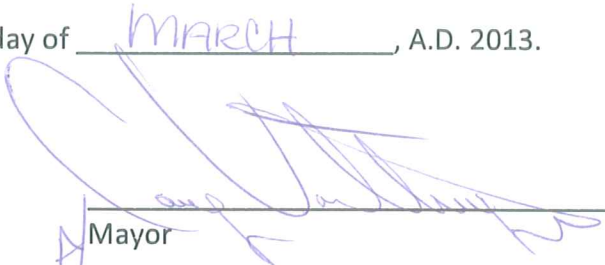


Mayor

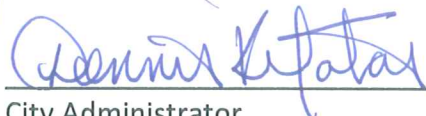


City Administrator

READ a Third time and Finally Passed this 25 day of MARCH, A.D. 2013.



Mayor



City Administrator

I hereby certify that this by-law has been made in accordance with the requirements of the *Cities, Towns and Villages Act* and the by-laws of the Municipal Corporation of the City of Yellowknife.



City Administrator



SCHEDULE "A"
Specified Penalties

The specified penalty which may be accepted in lieu of prosecution for a contravention of any of the provisions of any of the Sections set out below shall be that sum set out opposite the Section number.

Section	Offence	Specified Penalty
35(1)(a)	Unlicensed event	\$1,000.00
35(1)(b)	Unlicensed promoter	\$500.00
35(1)(c)	Unlicensed contestant	\$500.00
35(1)(d)	Unlicensed official	\$1,000.00
36(3)(ii)	Fail to advertise substitutes	\$300.00
42(a)	Fail to ensure access to gate fee receipts	\$1,000.00
42(d)	Fail to pay gate fees within 30 days	\$1,000.00
42(e)	Fail to submit official record of gate fees within 30 days	\$1,000.00
47(4)	Fail to produce licence on demand	\$300.00
47(5)	Reproduce, alter or deface a licence	\$300.00
50(1)	Fail to maintain standards or requirements of licence	\$1,000.00
50(3)	Contravene a licence condition	\$2,000.00
50(4)	Give false information on application	\$1,000.00
50(5)	Abuse an official, Commission member or personnel	\$100.00
51(1)	Promoter fail to ensure compliance with regulations	\$1,000.00
52(1)	Allow unlicensed contestant to participate	\$1,000.00
52(2)	Carry on an event at unapproved location	\$1,000.00
56(1)(a)	Advertise unlicensed event	\$300.00

SCHEDULE "B"**Rules & Regulations for Combative Sports Events Involving Sports Other Than Boxing****(i) Muay Thai**

All combative sports events involving Muay Thai shall be conducted in accordance with the rules and regulations set by the World Muay Thai Council, as amended from time to time.

(ii) Kickboxing

All combative sports events involving Kickboxing shall be conducted in accordance with the rules and regulations set by the World Kickboxing Association, as amended from time to time.

(iii) Mixed Martial Arts

All combative sports events involving Mixed Martial Arts shall be conducted in accordance with the Unified Mixed Martial Arts Rules and regulations set by the Nevada State Athletic Commission, as amended from time to time.