



CITY OF YELLOWKNIFE

**BY-LAW NO. 4795**

**BH 184**

A BY-LAW of the Council of the Municipal Corporation of the City of Yellowknife in the Northwest Territories, to regulate the use of helmets while using any bicycle or wheeled apparatus throughout the city and for the use of helmets while within any approved City facility.

PURSUANT TO SECTIONS 70 to 75 of the *Cities, Towns and Villages Act*, S.N.W.T. 2003, c.22;

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

**SHORT TITLE**

1. This by-law may be cited as the, "**Helmet By-law**".

**PURPOSE**

2. The purpose of this By-law is for the regulation of the use of helmets within the City.

**INTERPRETATION**

3. In this by-law the following are defined as;

"Approved helmet"	means a form of CSA approved or equivalent protective head gear specifically designed for bicycle, skateboard or other person-powered operators to be worn on the head, fastened by manufacturer's straps and fasteners;
"Bicycle"	means a cycle having any number of wheels that is propelled by human power and on which a person may ride;
"City"	means the Municipal Corporation of the City of Yellowknife;

“Council”	means the Council of the City;
“Highway”	means a road, place, bridge or structure, whether publicly or privately owned, that the public is ordinarily entitled or permitted to use for the passage of vehicles and includes: <ul style="list-style-type: none"> <li>(a) a privately or publicly owned area that is designed and primarily used for the parking of vehicles, other than the driveway of a private dwelling;</li> <li>(b) where a plan of survey or other instrument establishes a highway, the area between the boundary lines of the highway as shown on the plan of survey or instrument;</li> <li>(c) a sidewalk, pathway, ditch or shoulder adjacent to and on either side of the traveled portion of the road or place and the area between the sidewalk, pathway, ditch or shoulder and the traveled portion of the road or place; and</li> <li>(d) a road on a frozen body of water or water course or a road that can be used for only a portion of a year;</li> </ul>
“Officer”	means a person appointed in accordance with the <i>Cities, Towns and Villages Act</i> as a By-law Officer to enforce the by-laws of the City of Yellowknife, and any peace officer who is authorized to enforce the by-laws of the City of Yellowknife;
“Wheeled Apparatus”	means any activity that involves wheels and is propelled by human power that includes, but is not limited to: skateboards, rollerblades, wheeled skis or longboards; and
“Youth”	means any person that is under the age of 18.

#### **APPLICATION**

4. Any youth within the municipal boundaries of the City shall not operate or use a bicycle or wheeled apparatus on a highway, ride as a passenger on a bicycle, or ride as a passenger in a bicycle trailer without wearing an approved helmet.
5. A parent or guardian of a youth shall not authorize or knowingly permit that person to operate a bicycle or wheeled apparatus or ride as a passenger on a bicycle unless the person is wearing an approved helmet.

**CITY FACILITIES**

- 6. Any youth shall not be permitted to use any wheeled apparatus within the City skateboard park or any other City facility that allows recreational activities without an approved helmet.

**ENFORCEMENT BY OFFICER**

- 7. An Officer may stop any youth using any bicycle or wheeled apparatus if that Officer has reasonable and probable grounds to believe that the person is acting in contravention of this by-law.
- 8. Every person using any bicycle or wheeled apparatus shall, immediately when signalled or requested by an Officer:
  - a) bring the bicycle or wheeled apparatus to a stop;
  - b) furnish any information respecting his or her identity, to the satisfaction of the Officer;
  - c) remain stopped until such time as the officer permits him or her to leave; and
  - d) comply with any request or direction of the Officer.

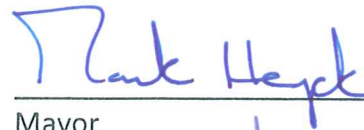
**FINE AMOUNT**

- 9. Any person not using a helmet as described in articles 4-6 may be subject to a fine amount of \$25.

**EFFECT**

- 10. This by-law shall come into effect on July 1, 2014 and otherwise meeting the requirements of Section 75 of the *Cities, Towns and Villages Act*.

Read a First time this 26 day of May, A.D. 2014.

  
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Mayor

  
\_\_\_\_\_

City Administrator

Read a Second Time this 26 day of May, A.D. 2014.

Frank Heyck  
\_\_\_\_\_  
Mayor

[Signature]  
\_\_\_\_\_  
City Administrator

Read a Third Time and Finally Passed this 24 day of JUNE, A.D., 2014.

Frank Heyck  
\_\_\_\_\_  
Mayor

[Signature]  
\_\_\_\_\_  
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.

[Signature]  
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City Administrator

