

BYLAW 6-98
A BYLAW OF THE TOWN OF OKOTOKS
IN THE PROVINCE OF ALBERTA
TO CONTROL THE MANNER IN WHICH AMBULANCE
SERVICES ARE PROVIDED

WHEREAS the Municipal Council of the Town of Okotoks, in the Province of Alberta deemed it appropriate that the Town of Okotoks should become a member of the Foothills Regional Emergency Services Commission, and by Order in Council, the Province of Alberta has established the Foothills Regional Emergency Services Commission; and

WHEREAS the object of the Foothills Regional Services Commission is to provide regional emergency medical services and regional E911 and dispatch services to its member municipalities; and

WHEREAS the Town of Okotoks now wishes to pass a bylaw prohibiting any other person, corporation, business or entity other than the Foothills Regional Emergency Services Commission from providing ambulance service within the boundaries of the Town of Okotoks and granting the exclusive privilege of providing ambulance service within the Town of Okotoks to the Foothills Regional Emergency Services Commission on the terms set out in this bylaw;

NOW THEREFORE pursuant to the Municipal Government Act, S.A. 1994 Chapter M-26.1, the Council of the Town of Okotoks enacts as follow:

1. That in this bylaw:
 - a) "Commission" means the Foothills Regional Emergency Services Commission, as established by Order in Council of the Province of Alberta,
 - b) "Council" means the Council of the Town of Okotoks,
 - c) "Peace Officer" means a member of the Royal Canadian Mounted Police or a Bylaw Enforcement Officer of the Town of Okotoks;
 - d) "Town" means the Town of Okotoks.
2. That except as otherwise provided for in this bylaw, the Commission shall have the sole exclusive privilege of providing ambulance service within the boundaries of the Town and no person or persons other than the Commission shall provide ambulance service within the boundaries of the Town.

3. That nothing in this bylaw shall prohibit any ambulance service located outside of the Town from bringing a person or persons to a hospital or other medical facility within the Town from a location or locations outside of the Town.
4. That the grant to the Commission contained in this bylaw to provide exclusive ambulance service within the Town shall continue at the pleasure of Council and shall in any event terminate if the Town shall cease to be a member of the Commission.
5. That nothing contained in this bylaw shall prohibit or prevent another ambulance service from providing ambulance service within the Town if called upon to do so by the Commission or the Director of Disaster Services in the event of an emergency or in the event that any other situation shall arise in which the Commission feels that outside assistance is required.
6.
 - a) Any person who contravenes any provision of this bylaw by:
 - (i) doing any act or thing which they are prohibited from doing; or
 - (ii) failing to do any act or thing they are required to do;is guilty of an offence and is liable on Summary Conviction, to a fine of not less than Five Thousand Dollars (\$5,000) or more than Ten Thousand Dollars (\$10,000) and, in the event of failure to pay or the inability to pay any fine levied, to imprisonment for a period not exceeding one (1) year or until such fine and costs are paid.
 - b) Every day during which a contravention of this bylaw continues shall be deemed to be a separate offence.
 - c) Where any provision of the bylaw provides for a fine to be levied for contravention of this bylaw the Court entering the conviction of the offence shall not levy a lesser fine than set out in the provision.
 - d) Where a breach of this bylaw is of a continuing or re-occurring nature then in addition to any other remedy or any penalty imposed by this bylaw, the Town may, in any of those cases, apply to the Court of Queen's Bench by way of action or originating notice for an injunction or other order, prohibiting the person contravening the bylaw.

- e) Where a Peace Officer believes that a person has contravened any provision of this bylaw, they may serve upon the person a voluntary payment tag in a form designated by the Town allowing payment to the Town of the fine specified for the offence and that payment shall be accepted by the Town in lieu of prosecution for the offence.

7. This bylaw shall come into full force and effect upon third and final reading.

READ A FIRST TIME this 12th day of January 1998

READ A SECOND TIME this 12th day of January 1998

READ A THIRD TIME this 12th day of January 1998

- Original Signed -

Mayor

- Original Signed -

Municipal Secretary