

PROPOSED

CPS2021-0570
ATTACHMENT 3

BYLAW NUMBER 37M2021

BEING A BYLAW OF THE CITY OF CALGARY TO AMEND BYLAW 53M2006, THE COMBATIVE SPORTS COMMISSION BYLAW *****

WHEREAS Council has considered CPS2021-0570 and considers it necessary to amend the Combative Sports Commission Bylaw 53M2006.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF CALGARY ENACTS AS FOLLOWS:

1. Bylaw 53M2006, the Combative Sports Commission Bylaw, as amended, is hereby further amended.
2. The definition of “amateur event” in subsection 2(1)(c) is deleted and the following is substituted:

“(c) “amateur event” means a combative sports event in which the contestants do not compete for, or receive, a purse for their participation and which is sanctioned by a governing body approved by the Commission pursuant to section 25.1;”
3. In the definition of “Commission” in subsection 2(1)(i) the words “City of” are deleted.
4. Subsection 2(1)(v.2) is deleted and the following is substituted:

“(v.2) “Planning, Development & Assessment” includes any of The City’s business units or departments dealing with property assessment, building, planning or development;”
5. Section 3 is deleted and the following is substituted:

“3. The Calgary Combative Sports Commission is hereby established.”
6. Sections 4 and 5 are deleted and the following is substituted:

Membership

4. (1) The Commission shall consist of:
 - (a) five (5) voting members who meet the eligibility criteria set out in this Part and are appointed by resolution of Council, and
 - (b) one (1) non-voting member being the Chief License Inspector, or that person’s designate.

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- (2) Commission members may be known as Commissioners.

Term

5.
 - (1) For each member appointed by Council, that member's first term served shall not exceed one (1) year and for all subsequent reappointments shall not exceed three (3) years.
 - (2) Council may consider the recommendation of the Chair on the reappointment of a Commission member for subsequent terms.
 - (3) A Commission member may be reappointed multiple times up to a total of five terms.
 - (4) Notwithstanding subsection (3), Council may reappoint a Commission member for additional terms that would take that member past five terms of service if the resolution is passed by at least a two thirds majority vote of Council.
 - (5) A member of the Commission may resign at any time upon written notice to the Commission.
 - (6) Council may, by resolution, remove any member of the Commission at any time during his or her term.
 - (7) Vacancies caused by retirement or resignation of a member may be filled by resolution of Council for the balance of that member's term and if that balance is greater than one (1) year it shall count towards the length of service of the new member."
7. In subsection 6(2)(c) the phrase "or manager" is deleted in both places it appears and the phrase "of a licensee" is substituted in both places.
8. Section 11 is renumbered subsection 11(1) and the following is added as 11(2):
 - "(2) The Commission Chair may be known as the Executive Director of the Commission."
9. In section 13, the following is added as subsection 13(3):
 - "(3) The Vice-Chair may be known as the Deputy Director of the Commission."
10. In subsection 14(2) the word "four (4)" is deleted and "three (3)" is substituted.
11. Section 15 is deleted in its entirety and the following is substituted:
 - "15. (1) The Commission shall meet at the call of the Chair and not less than five (5) times per year.

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- (2) The Chair shall receive an honorarium of \$450.00 for his or her attendance at Commission meetings and other members of the Commission shall receive an honorarium of \$200.00 for attendance at meetings.”
12. Subsections 17(1), 17(2), and 17(4) are deleted and the following is substituted for subsections 17(1) and 17(2):
- “17. (1) Administration shall give notice of the Commission’s meetings to the public by posting such notice on the Commission’s website and by contacting members of the Commission in accordance with subsection (3).
- (2) The Chair shall give administration at least 5 days’ notice of a meeting date to allow administration time to provide at least 48 hours’ notice of a meeting to the public and to members.”
13. The following is added after section 27 as sections 27.1 and 27.2:
- “27.1 (1) In addition to any other provision in this Bylaw authorizing the setting of specific fees, the Commission may set the following general classes of fees:
- (a) fees for officials, including but not limited to, doctors and physician assistants, the ring general, referees, judges, dual role referee and judges, timekeepers, knockdown timekeepers, scorekeepers, athletic inspectors, paymasters, back-up officials, and any other officials required by the Commission or a licence for an event.
- (2) Any fees set by the Commission must be published by administration on the Commission’s website and may be known as the “Event and Officials Fee Schedule”.
- 27.2 The Commission may delegate any or all of the powers granted to the Commission pursuant to this Bylaw at any time to the Chair or the Vice-Chair.”
14. In sections 27(2), 32(3), 42(1), and 42(1.1), the words “Schedule “B”” are deleted and are substituted with “the Event and Officials Fee Schedule”.
15. In section 38(6)(b), after the phrase “Schedule “B””, the words “and the Event and Officials Fee Schedule” are added.
16. In 35(2)(b) the word “and” is added at the end of subsection (iv) and deleted from subsection (v).
17. In subsection 35(3) the word “business” is deleted.
18. Subsection 35(3)(a)(ii) is deleted.
19. Subsection 35(4) is deleted.

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20. Subsection 36(1) is deleted and the following is substituted:

“Contestant, Judge, and Referee Licence Requirements

36. (1) A person must apply for a licence in writing to the Chief Licence Inspector in order to be a contestant, judge, or referee at a combative sports event.”

21. In subsections 36(2) and 36(3) a comma (“,”) is added after the words “contestant” and “judge”.

22. Subsection 36(4) is deleted and the following is substituted:

“(4) To compete in a contest a person must have, in the form required by the Commission:

- (a) a contestant license;
- (b) medical approval;
- (c) submitted a pre-fight form to the Commission;
- (d) submitted a release, waiver of claim, assumption of risk, and combative sports indemnification agreement in the form required by the Commission;
- (e) a Declaration of Health;
- (f) Coach’s Declaration; and
- (g) any other documentation required by the event licence or the Commission.”

23. In subsection 43(2)(b)(i) the word “named” is deleted.

24. Subsection 55(1)(b) is deleted and the following is substituted:

“(b) the presence, at all times during the course of an event, of properly identified security personnel to maintain good order;”

25. Subsection 55(2) is deleted in its entirety.

26. Section 56 is deleted in its entirety and the following is substituted:

“Advertising

56. (1) A person must not advertise an event unless:

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- (a) a valid licence has been issued pursuant to this Bylaw;
 - (b) the event is sanctioned by the Commission; and
 - (c) the advertisement includes, in a readable manner, the words “Sanctioned by the Calgary Combative Sports Commission”.
- (2) A person advertising an event pursuant to subsection (1) must ensure the advertisement is updated or corrected with any changes to the contestants involved since the original advertisement was placed, posted or distributed.
- (3) An event is sanctioned by the Commission when it is approved by a majority vote of the Commission at a meeting.”
27. Section 57 is deleted in its entirety and the following is substituted:
- “Contestant & Official List**
57. A promoter must submit, for approval by the Commission, all proposed matchups of contestants, including any substitutions.”
28. In subsection 58(2) the words “City of” are deleted from “The City of Calgary Combative Sports Commission”.
29. In subsection 59(2)(c) the word “or” is deleted and added to the end of subsection 59(2)(d).
30. In subsection 59(2) the following is added as subsection 59(2)(e):
- “(e) where the safety, health or welfare of the Commission, Commission staff, or officials may be at risk.”
31. Section 60(1) is deleted and the following is substituted:
- “60. (1) A contestant licensed for an event shall appear before a designated ringside physician to determine whether the contestant is fit to participate in that event.”

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32. In **SCHEDULE "A"**, under the headings indicated:

(a) after:

	<u>New Application Fee</u>				<u>Renewal Fee</u>			
	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>
"Judge or Referee Licence (annual fee)	\$191	\$191	\$194	\$198	\$146	\$146	\$149	\$152"

the following is added:

	<u>New Application Fee</u>				<u>Renewal Fee</u>			
	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>
"Judge or Referee Licence (one day)	\$50	\$50	\$51	\$52	n/a	n/a	n/a	n/a"

(b) after:

	<u>New Application Fee</u>				<u>Renewal Fee</u>			
	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>
"Contestant (annual fee)	\$191	\$191	\$194	\$198	\$146	\$146	\$149	\$152"

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the following is added:

	<u>New Application Fee</u>				<u>Renewal Fee</u>			
	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>
"Contestant (one day)	\$50	\$50	\$51	\$52	n/a	n/a	n/a	n/a"

33. **SCHEDULE "B"** is deleted in its entirety and the following is substituted:

"Schedule "B"

Event Fees

1. Deposit (section 38) - \$ 1500.00
2. Event Fee (section 39):

Facility Capacity	Event Fee
Less than 6,000 persons	\$6000.00
6,000 to 8,999 persons	\$10,000.00
9,000 to 11,999 persons	\$75,000.00
12,000 persons or greater	\$100,000.00

Note: all fees are per event, unless otherwise stated."

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34. In **SCHEDULE "C"**, under the headings indicated,

(a) the following is deleted;

Section	Offence	Specified Penalty
"56(1)	Promoter advertise prior to issuance of licence	\$300.00
56(2)	Advertise unlicensed event	\$300.00
56(3)	Fail to advertise licence number and sanctioning	\$300.00
57(1)	Fail to keep accurate contestants list on location	\$300.00
57(3)	Fail to produce contestants list on demand	\$1000.00"

(b) and the following is substituted:

Section	Offence	Specified Penalty
"56(1)	Promoter advertising prior to issuance of licence or prior to event being approved or without sanctioning language	\$300.00
56(2)	Fail to update advertisement	\$300.00"

35. This Bylaw comes into force on the day it is passed.

READ A FIRST TIME ON _____

READ A SECOND TIME ON _____

READ A THIRD TIME ON _____

MAYOR

SIGNED ON _____

CITY CLERK

SIGNED ON _____