

Proposed Text of a Bylaw to Amend Bylaw 5M2004, the Community Standards Bylaw

1. Bylaw 5M2004, the Community Standards Bylaw, as amended, is hereby further amended.
2. In section 2:
 - (1) the following is added after subsection 1(2)(f.3) as subsection 1(2)(f.4):

“(f.4) “Fetus” means a developing but unborn mammal;”;
 - (2) the following is added after subsection 1(2)(h.4) as subsection 1(2)(h.4.1):

“(h.4.1) “Graphic Image” means a visual image showing, or purporting to show, a Fetus or any part of a Fetus;”.
3. The following is added after subsection 44(5) as subsection 44(6):

“(6) No Person or Distributor shall deposit or distribute a Flyer with a Graphic Image at or on a Premises unless:

 - (a) the Graphic Image is contained in a sealed opaque envelope;
 - (b) the exterior of the envelope contains the following legible warning:

“Contains a Graphic Image that may be offensive or disturbing”;

and
 - (c) the exterior of the envelope clearly identifies the sender and the sender’s address.”.
4. In **SCHEDULE “A” – SPECIFIED AND MINIMUM PENALTIES**, under the headings indicated after:

SECTION	OFFENCE	MINIMUM PENALTY	SPECIFIED PENALTY
“44(4)	Distribute Flyer contrary to sign	\$100	\$300”

the following is added:

SECTION	OFFENCE	MINIMUM PENALTY	SPECIFIED PENALTY
“44(6)(a)	Deposit or distribute a Graphic Image not contained in a sealed opaque envelope	\$500	\$1000
44(6)(b)	Deposit or distribute a Graphic Image without the legible warning	\$500	\$1000
44(6)(c)	Deposit or distribute a Graphic Image without identifying the sender and sender’s address	\$500	\$1000”

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