

PROPOSED

CD2026-0293
ATTACHMENT 2

BYLAW NUMBER XXM2026

BEING A BYLAW OF THE CITY OF CALGARY TO AMEND BYLAW 55M2014, THE FIRE OPERATIONS AND FEES BYLAW *****

WHEREAS Council has considered report CD2026-0293 and has decided to amend Bylaw 55M2014, the Fire Operations and Fees Bylaw;

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

1. Bylaw 55M2014, the Fire Operations and Fees Bylaw, as amended, is hereby further amended.
2. In the sixth preamble clause the year “2019” in the Fire Code citation is deleted and the following is substituted:

“2023”.
3. In section 2(1):
 - (a) the definition of “*Consumer Fireworks*” is deleted and the following is substituted:

““*Consumer Fireworks*” means fireworks classified as “F.1—consumer fireworks” by the Chief Inspector of Explosives under section 36 of the *Explosives Regulation* and for greater certainty does not include *Novelty Devices*;”;
 - (b) the definition of “*Display Fireworks*” is deleted and the following is substituted:

““*Display Fireworks*” means fireworks classified as “F.2—display fireworks” by the Chief Inspector of Explosives under section 36 of the *Explosives Regulation*;”;
 - (c) in the definition of “*Fire Code*”, the words “Fire Code Regulation, AR 118/2007” are deleted and the following is substituted:

“*Fire Code Regulation*, AR 32/2015”;
 - (d) the words “*firecrackers* or” are deleted from the definition of “*explosive*”;
 - (e) after the definition of “*explosive*” the following definition is added:

““*Explosives Regulation*” means the *Explosives Regulation*, 2013, SOR/2013-211 made under the *Explosives Act*, RSC 1985, c E-17, as amended or replaced from time to time;”;
 - (f) the definition of “*firecrackers*” is deleted;
 - (g) in the definition of “*Fireworks*”:
 - (i) the words “, or *Firecrackers*” are deleted; and

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- (ii) the word “or” is added before “*Special Effect Pyrotechnics*”;
 - (h) after the definition of “*member*” the following definition is added:

““*Novelty Devices*” means fireworks classified as “F.5—novelty devices” by the Chief Inspector of Explosives under section 36 of the *Explosives Regulation*;”;
 - (i) after the definition of “*property owner*” the following definition is added:

““*public place*” means any place within the *City* to which the public may have either express or implied access;”;
 - (j) the definition of “*Special Effect Pyrotechnics*” is deleted and the following is substituted:

““*Special Effect Pyrotechnics*” means the following items defined or classified in the *Explosives Regulation*:

 - (a) the explosive types listed in section 361 when used to produce a special effect in a film or television production or a performance before a live audience; and
 - (b) anything classified as “F.3—special effect pyrotechnics” by the Chief Inspector of Explosives under section 36;”.
4. In section 19.4(1):
- (a) the word “display,” is deleted;
 - (b) the words “offer for sale” are italicized; and
 - (c) the words “or *Firecrackers*” are deleted.
5. The words “or *Firecrackers*” are deleted from section 19.4(2).
6. After section 19.4(4) the following is added as section 19.4(5):
- “(5) A person must not openly display a *Firework* in a *public place* without a valid and subsisting *Fireworks* permit issued by the *Fire Chief*.”.
7. In **SCHEDULE “B”** — MIMINUM AND SPECIFIED PENALTIES, after

Section	Offence	Minimum Penalty	Specified Penalty
“19.1(3)	Engage in <i>blasting</i> contrary to permit	\$5000	\$7500”

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the following rows are deleted:

“19.4(1)	Display, Sell, or Offer for Sale <i>Consumer</i> <i>Fireworks</i> or <i>Firecrackers</i>	\$500	\$750
19.4(2)	Purchase or Offer to Purchase <i>Consumer</i> <i>Fireworks</i> or <i>Firecrackers</i> without a permit	\$250	\$500
19.4(3)	<i>Discharge Fireworks</i> without a permit	\$250	\$500
19.4(4)	Handle, store, possess or <i>discharge Fireworks</i> contrary to permit	\$250	\$500
19.7(a)	Fail to ensure <i>Fireworks</i> are not accessible by a minor	\$250	\$500
19.7(b)	Fail to obtain consent of owner	\$500	\$750
19.7(c)	Fail to have a valid Fireworks Operator Certificate	\$500	\$1000
19.7(e)	Fail to comply with a term or condition imposed by the <i>Fire Chief</i>	\$750	\$1000”;

and the following rows are substituted in their place:

“19.4(1)	Display, Sell, or Offer for Sale <i>Consumer</i> <i>Fireworks</i>	\$750	\$3000
19.4(2)	Purchase or Offer to Purchase <i>Consumer</i> <i>Fireworks</i> without a permit	\$750	\$1000
19.4(3)	<i>Discharge Fireworks</i> without a permit	\$750	\$1000
19.4(4)	Handle, store, possess or <i>discharge Fireworks</i> contrary to permit	\$750	\$1000
19.4(5)	Openly display <i>Fireworks</i> in <i>public place</i>	\$750	\$1000
19.7(a)	Fail to ensure <i>Fireworks</i> are not accessible by a minor	\$750	\$1000
19.7(b)	Fail to obtain consent of owner	\$750	\$1000

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19.7(c)	Fail to have a valid Fireworks Operator Certificate	\$750	\$1000
19.7(e)	Fail to comply with a term or condition imposed by the <i>Fire Chief</i>	\$750	\$1000”.

Consequential Amendments

8. Bylaw 11M2019, the Parks and Pathways Bylaw, as amended, is hereby further amended by:
- (a) deleting subsection 9(1)(f); and
 - (b) adding the following after section 9(4) as section 9(5):
 - “(5) For greater certainty, nothing in this Bylaw relieves a person from complying with the Fire Operations and Fees Bylaw 55M2014, which governs the setting off and discharge of fireworks in the *City*, including in *parks*.”.

Coming into Force

9. 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 _____