

Date of Consolidation: March 26, 2009

Consolidation of Bylaw No. 554-2003

AMBULANCE SERVICES BYLAW

Adopted December 8, 2003

As Amended by:

Bylaw No. 712-2008 adopted December 8, 2009

This Consolidation is not an Official Bylaw. It is prepared by the City Clerk's Office for assistance only. Copies of the Official Bylaw(s) may be purchased from the City Clerk's Office.

This Consolidated Bylaw was authorized pursuant to Bylaw No. 389-97.

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A BYLAW OF THE CITY OF LEDUC IN THE PROVINCE OF ALBERTA, TO REGULATE PROVISION OF AMBULANCE SERVICES

WHEREAS: the *Municipal Government Act*, R.S.A. 2000, Chapter M-26, provides that the Council of a Municipality may pass Bylaws for Municipal purposes respecting the safety, health and welfare of people and the protection of people and property;

AND WHEREAS: the *Municipal Government Act*, R.S.A. 2000, Chapter M-26, provides that the Council of a Municipality may by Bylaw prohibit any other person from providing a public Ambulance Service in the Municipality, or any part thereof;

AND WHEREAS: the *Municipal Government Act*, R.S.A. 2000, Chapter M-26, provides that the Council of a Municipality may by Bylaw establish fees for the services it provides;

AND WHEREAS: the Council of the City of Leduc has determined that it is appropriate to provide Ambulance Services within its boundaries to ensure the safety, health and welfare of its citizens;

THEREFORE: the Council of the City of Leduc in the Province of Alberta in open meeting assembled, hereby enacts as follows:

BYLAW TITLE

1. This Bylaw may be cited as the "Ambulance Services Bylaw".

DEFINITIONS

2. For the purposes of this Bylaw the following words will have the meanings assigned:

Act:	means the <i>Municipal Government Act</i> , R.S.A. 2000, c. M-26, as amended;
Ambulance Services Act:	means the <i>Ambulance Services Act</i> , R.S.A. 2000, c. A-39, as amended;
City:	means the Municipal Corporation of the City of Leduc;
Council:	means the Council of the City;

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Health Disciplines Act:	means the <i>Health Disciplines Act</i> , R.S.A. 2000, c. H-2, as amended;
Inter-facility Patient Transfers:	means routine, pre-scheduled patient transfers between hospitals or other provincial facilities that are of a non-emergency (non-STAT) nature;
Fire Surgeon:	means a physician who is designated by the City to provide medical control to a person registered as a member of the designated health discipline of Emergency Medical Technicians.
Peace Officer:	means a member of the Royal Canadian Mounted Police, a Bylaw Enforcement Officer, or Special Constable appointed pursuant to the provisions of Section 38 of the <i>Police Act</i> , R.S.A. 2000, c. P-17, as amended.
Qualified Personnel:	means emergency medical service personnel that are licensed by the Province of Alberta under the Health Disciplines Act as an Emergency Medical Technologist - Paramedic (EMT-P), Emergency Medical Technician - Ambulance (EMT-A), or Emergency Medical Responder (EMR).

AMBULANCE SERVICES

3. Effective at 8:00 AM, MST on December 29, 2003, the City is hereby authorized to operate a Municipal Ambulance Service in accordance with the *Act*, the *Health Disciplines Act*, the *Ambulance Services Act* and any other federal or provincial legislation or regulation as may be applicable.
4. The Director of Protective Services/Fire Chief is authorized to purchase from time to time, as deemed necessary, ambulances and equipment that have been approved by Council in the City's annual budgets.
5. The Director of Protective Services/Fire Chief shall ensure that sufficient Qualified Personnel are retained to ensure the efficient provision of Ambulance Services within the funds approved by Council in the City's annual budgets.
6. Council hereby delegates to the Director of Protective Services/Fire Chief, in consultation with the Chief Administrative Officer and the Fire Surgeon, the authority to establish all necessary protocols, procedures and response guidelines to ensure that appropriate service levels are provided to the citizens of the City.

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EXCLUSIVE OPERATION OF AMBULANCE SERVICE

7. Except as hereinafter provided, no other person shall operate a commercial Ambulance Service in the City.
8. Section 7 of this Bylaw shall not:
 - a) prohibit other Ambulance operators from transporting patients from destinations outside the City through the City, or to hospitals located within the City;
 - b) prohibit other Ambulance operators from providing emergency medical services pursuant to a mutual aid agreement executed by the City;
 - c) apply to Ambulance operators providing Inter-facility Patient Transfers; and
 - d) apply to STARS Air Ambulance Service.

FEES AND CHARGES

9. Council shall establish, from time to time, a schedule of fees to be charged for the provision of Ambulance Services.
10. The Ambulance Services fees shall be those described in the "Fees and Charges Bylaw". **Amended – Bylaw 712-2008 adopted December 8, 2008**

OFFENCE

11. Anyone who fails to comply with the provisions of this Bylaw is guilty of an offence and is liable to the penalties imposed under this Bylaw.
12. Each violation may be deemed to be a separate offence under this Bylaw.

PENALTIES

13. If a Peace Officer believes that an offence has been committed under this Bylaw, a summons under Part 2 of the *Provincial Offences Procedures Act*, R.S.A. 2000, c. P-34 as amended, may be issued by means of a Violation Ticket in respect of an alleged contravention, and the specified penalty payable upon conviction in a court of competent jurisdiction shall be:
 - a) \$2,500.00 for a first offence;
 - b) \$5,000.00 for a second offence, and
 - c) \$10,000.00 for a third or subsequent offence.

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ENFORCEMENT

14. The City is not required to enforce this Bylaw. In deciding whether to enforce this Bylaw the City may take into account any practical concerns regarding enforcement including the funds available under the municipal budget and available personnel resources.

SEVERABILITY

15. If at any time any provision of this Bylaw is declared or held to be illegal, invalid or *ultra vires*, in whole or in part, then that provision shall not apply and the remainder of this Bylaw shall continue in full force and effect and shall be construed as if it had been enacted without the illegal, invalid or *ultra vires* provision.

REPEAL

16. That Bylaw No. 1451-1981 and all subsequent amendments or bylaws pertaining to the establishment of the Leduc and Area Ambulance Board be repealed effective at 8:00 AM, MST on December 29, 2003.

ENACTMENT

17. This Bylaw shall come into effect at 8:00 AM, MST on December 29, 2003.

READ A FIRST TIME IN COUNCIL THIS 8TH DAY OF DECEMBER, AD 2003.

READ A SECOND TIME IN COUNCIL THIS 8TH DAY OF DECEMBER, AD 2003.

READ A THIRD TIME IN COUNCIL AND FINALLY PASSED THIS 8TH DAY OF DECEMBER, AD 2003.

"original signed"

George Rogers
MAYOR

"original signed"

Coral Callioux
CITY CLERK

December 9, 2003

Date Signed

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SCHEDULE "A"

AMBULANCE SERVICE FEES

Repealed – Bylaw 712-2008 adopted December 8, 2008