

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2328

Being a By-law to license, regulate and govern photographers and other persons who for gain use photographic cameras or other similar devices and who, not being residents of the municipality, go from place to place or to a particular place, notwithstanding that any product is to be delivered in the municipality afterwards, provided that this paragraph does not apply to photographers who take photographs for use in newspapers, magazines or other periodicals or in television broadcasts or to photographers on specific assignment to local industries.

WHEREAS The Municipal Act R.S.O. 1960 Chapter 249 Section 400 Paragraph 4, as amended, authorizes the Council to pass By-laws for the purposes therein stated;

AND WHEREAS the Council of The Corporation of the City of North Bay deems it advisable to enact the within By-law;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

1. The provisions of this By-law shall be applicable to and have full force and effect within the territorial limits of The Corporation of the City of North Bay.
2. For the purposes of this By-law:
 - (a) "City" shall mean The Corporation of the City of North Bay.
 - (b) "Council" shall mean the Council of The Corporation of the City of North Bay.
 - (c) "Enforcement Officer" shall include the Licence Inspector and any member of the City Police Department.
 - (d) "Licence Inspector" shall mean the Licence Inspector for the time being of The Corporation of the City of North Bay.
 - (e) "Municipality" shall mean The Corporation of the City of North Bay.
 - (f) "Person" shall include firm, partnership, company, corporation, club or organization.
3. In the City of North Bay, no photographer or other person who for gain uses a photographic camera or other similar device and who, not being a resident of the City, goes from place to place or to a particular place, notwithstanding that any product is to be delivered in the City afterwards, shall do so without first obtaining a licence under the provisions of this By-law.
4. This By-law shall not apply to photographers who take photographs for use in newspapers, magazines or other periodicals or in television broadcasts or to photographers on specific assignment to local industries.
5. (a) The application for a license under this By-law shall be in writing on forms to be provided by the City and shall be fully completed and signed by the applicant.

(b) The aforesaid application shall contain the following information,

- (i) The full name, residence address, business address and telephone numbers of the applicant and each partner, if any.
- (ii) If the applicant is a company, corporation, club or organization, the head office address, business address and telephone numbers as well as the full names, addresses and telephone numbers of the principal officers thereof.
- (iii) The name, address and telephone number of the applicant's employer or principal.
- (iv) The names addresses and telephone numbers of three character references and three business references.

6. The applicant, at the time of making application for license shall furnish the License Inspector and the City Solicitor with true copies of all forms of contract, invoices or other documents intended to be used by the applicant in connection with his trade or business as a photographer.

7. The License Inspector and the City Solicitor shall make all proper investigations pertaining to the applicant for a license as aforesaid and shall report thereon to Council when making their recommendations.

8. The applicant for a license under this By-law shall pay the prescribed license fee prior to the issue thereof.

9. A license issued pursuant to the provisions of this By-law shall be for the current year of issue and shall expire on the 31st day of December of such year.

10. A license issued pursuant to the provisions of this By-law shall not be transferable.

11. Every person licensed under this By-law, upon changing his address, shall give written notice thereof to the License Inspector within ten (10) days after such change, setting forth his new address.

12. The annual license fee payable pursuant to the provisions of this By-law is hereby fixed and set at the sum of \$125.00.

13. A licensee under this By-law shall at all times while carrying on his trade or business as a photographer have his license with him and shall, upon demand, exhibit it to any Enforcement Officer or to any person being solicited by the licensee.

14. The provisions of this By-law shall be enforced by the Enforcement Officer.

15. A licensee under this By-law:

- (a) Shall not impede or obstruct pedestrian or vehicular traffic.
- (b) Shall not take any photograph without the consent of the person being photographed and, in the case of an infant, without the consent of the child's parent or guardian.

16. Any person convicted of a breach of any of the provisions of this By-law shall forfeit and pay, at the discretion of the convicting Magistrate, a fine or penalty not exceeding the sum of \$300.00 (Three Hundred Dollars) for each offence, exclusive of costs, to be recoverable under The Summary Convictions Act.


17. This By-law shall take effect upon the final passing thereof and shall remain in full force and effect from year to year until amended or repealed.

18. All previous By-laws of The Corporation of the City of North Bay conflicting with the terms and provisions of this By-law shall be deemed to be and they are hereby repealed.

READ A FIRST TIME IN OPEN COUNCIL THIS 8TH DAY OF AUGUST 1966.

READ A SECOND TIME IN OPEN COUNCIL THIS 24TH DAY OF OCT. 1966.

READ A THIRD TIME IN OPEN COUNCIL THIS 24TH DAY OF OCT. 1966.


.....
MAYOR


.....
CITY CLERK