

GLOSSARY OF LEGISLATION

FINES, CHARGES AND COSTS

Responsibility of Fine Payment:

The Cities Act - Section 335

Authority to Collect Parking Fines:

The Cities Act – Section 335.1 (b)(ii)

The Cities Act – Section 345

The Summary Offences Procedure, 1990 – Section 32.8

The Summary Offences Procedure, 1990 – Section 57 (3)

Authority to Collect Late Fee:

The Summary Offences Procedure, 1990 – Section 14 (Regulations)

The Summary Offences Procedure, 1990 – Section 32.8

The Cities Act – Section 335.1 (b)(i)

Recovery of City Costs:

The Cities Act – Section 335.1

The Cities Act – Section 336 (1)

The Cities Act – Section 362.1 (2)

The Summary Offences Procedure, 1990 – Section 32.83 (6)

Personal Property Security Act, 1993 – Section 59(2)(a) & 60

Personal Property Security Act, 1993 – Section 17 (3) (a)

COURT PROCEEDINGS

Surrounding Guilty Pleas, Failure to Appear Convictions:

The Summary Offences Procedure, 1990 – Section 32.61

The Summary Offences Procedure, 1990 – Section 32.62

Authority for Default Convictions:

The Summary Offences Procedure, 1990 – Section 32.63

Ability To Reopen Tickets:

The Summary Offences Procedure, 1990 – Section 32.7

LIENS & COLLECTION AGENCY

Authority to Register Liens:

The Summary Offences Procedure, 1990 – Section 32.81

Priority/ Secured Interests:

The Cities Act – Section 335.1 (6)

The Summary Offences Procedure, 1990 – Section 32.83

Personal Property Security Act, 1993 – Section 59 & 60

Authority to Use Collection Agency:

The City does not need specific legislative authority to use a collection agency. It is something anyone can use to collect on a debt. The City has "natural person" powers pursuant to *subsection 4(3) of The Cities Act*, which allows the City, as a corporation to do anything a person can do as long as the City is carrying out its powers, duties and functions.

SEIZING & SELLING

Authority to Immobilize, Seize:

The Cities Act – Section 335.1 (1) & (2)

Personal Property Security Act, 1993 – Section 58

The Regina Traffic Bylaw 9900, 1997 - Section 91.1

Authority to Seize on Public/Private Property:

The Cities Act – Section 335.1 (3)

Authority to Sell, Requirements of Sale:

The Cities Act – Section 335.1 (1) & (2)

Personal Property Security Act, 1993 – Section 59 & 60

The Regina Traffic Bylaw 9900, 1997 - Section 91.1

Unclaimed Property

The Cities Act – Section 362.1

The Regina Traffic Bylaw 9900, 1997 - Section 91

Liability of Damage to Seized/Sold Property:

The Cities Act – Section 335.1 (4)

Personal Property Security Act, 1993 – Section 17 (3) (b)

REQUIREMENTS AND RESPONSIBILITY OF NOTIFICATION AND CORRESPONDANCE

Methods for Service Of Notice/Docs:

The Cities Act – Section 347 (1)

Authority for Mailed Summonses:

The Summary Offences Procedure, 1990 - Section 32.53

Responsibility of Notice (Registration of Lien):

The Summary Offences Procedure, 1990 – Section 32.82

Responsibility of Notice (Vehicle Seizure):

Neither the Traffic Bylaw nor the Cities Act include legislation that requires the City to notify the registered owner that a vehicle has been seized.

Responsibility of Notice (Sale of Vehicle):

Personal Property Security Act, 1993 – Sections 59, 60 (3), & 68

Demand for Information:

Personal Property Security Act, 1993 – Section 18

Privacy and Confidentiality of Information

The Local Authority Freedom of Information and Protection of Privacy Act (LAFOIP)

OTHER

Authority to Enact Bylaws Surround Parking Offences, Fines, and Costs:

The Cities Act – Section 8(2)(k)

Customer Advisement Surround Legislation:

If a customer wishes to review the legislation, they should contact the Queen's Printer for Saskatchewan for copies of the statutes (the majority of the statutes are also available online through either the Queen's Printer or the Sask Gov website). If they require legal advice, they should be instructed to consult a lawyer; the City does not provide legal advice to the general public on legislation.