

**THE CITY OF WINNIPEG**  
**THE PANHANDLING BY-LAW**  
**NO. 6555/95**

**A By-law of THE CITY OF WINNIPEG to  
regulate and control panhandling.**

THE CITY OF WINNIPEG, in Council assembled, and notwithstanding the Canadian Charter of Rights and Freedoms, enacts as follows:

1. This By-law may be cited as "**The Panhandling By-law**".

2. In this By-law,

**"bus stop"** means a section of roadway which is reserved for the loading and unloading of buses and where parking and stopping of all other vehicles is prohibited;

**"hospital"** means a hospital as defined and licensed under The Hospitals Act;

**"panhandle"** means to beg or ask, whether by spoken, written or printed word, for donations of money or other things of value for one's self or for any other person, except where the solicitation has been authorized pursuant to The Charities Endorsement Act;

**"pedestrian walkway"** means an elevated or underground space which is heated, enclosed and designed for the passage of pedestrians from one building to another;

**"street"** means any roadway, sidewalk, boulevard, place or way, which the public is ordinarily entitled or permitted to use for the passage of vehicles or pedestrians and includes a structure located in any of those areas;

**"sunset"** means that time shown on the Sunrise/Sunset Tables issued by Environment Canada;

**"traffic control signal"** means a traffic control signal as defined in The Highway Traffic Act;

**"trust company"** means an office or branch of a trust company to which The Trust and Loans Companies Act (Canada) applies and in which deposit accounts are held.

3. No person shall panhandle within 10 metres of:
  - (a) the main entrance to a bank, credit union or trust company;
  - (b) an automatic teller machine;
  - (c) a public entrance to a hospital;
  - (d) a bus stop; or
  - (e) a bus shelter.
  
4. No person shall panhandle in a bus operated by The City of Winnipeg Transit Department.
  
5. No person shall panhandle in an elevator or in a pedestrian walkway.
  
6. No person shall panhandle from an occupant of a motor vehicle which is:
  - (a) parked;
  - (b) stopped at a traffic control signal; or
  - (c) standing temporarily for the purpose of loading or unloading.
  
7. No person shall panhandle after sunset.
  
8. No person shall continue to panhandle from a person, or follow a person, after that person has made a negative response.
  
9. Penalties for the failure to comply with the provisions of this By-law shall be in accordance with Section 149 of The City of Winnipeg Act which provides:
  - "149(1) Any person who contravenes or fails to comply with...
    - (b) a provision of... a by-law...

for which no other penalty is provided in this Act, is guilty of an offence and liable to a fine not exceeding \$1,000. in the case of an individual or . . . to imprisonment for a term not exceeding 6 months or to both.

149(3) The justice imposing a penalty on a person under subsection (1) may, in addition to imposing the penalty, order the person to observe the provision that was breached..."

**DONE AND PASSED** in Council assembled, this 26<sup>th</sup> day of January, 1995.