



OFFICE CONSOLIDATION

BYLAW NUMBER 4M81

**BEING A BYLAW OF THE CITY OF CALGARY TO
REGULATE AND CONTROL THE CONDUCT OF
PASSENGERS ON PUBLIC VEHICLES**

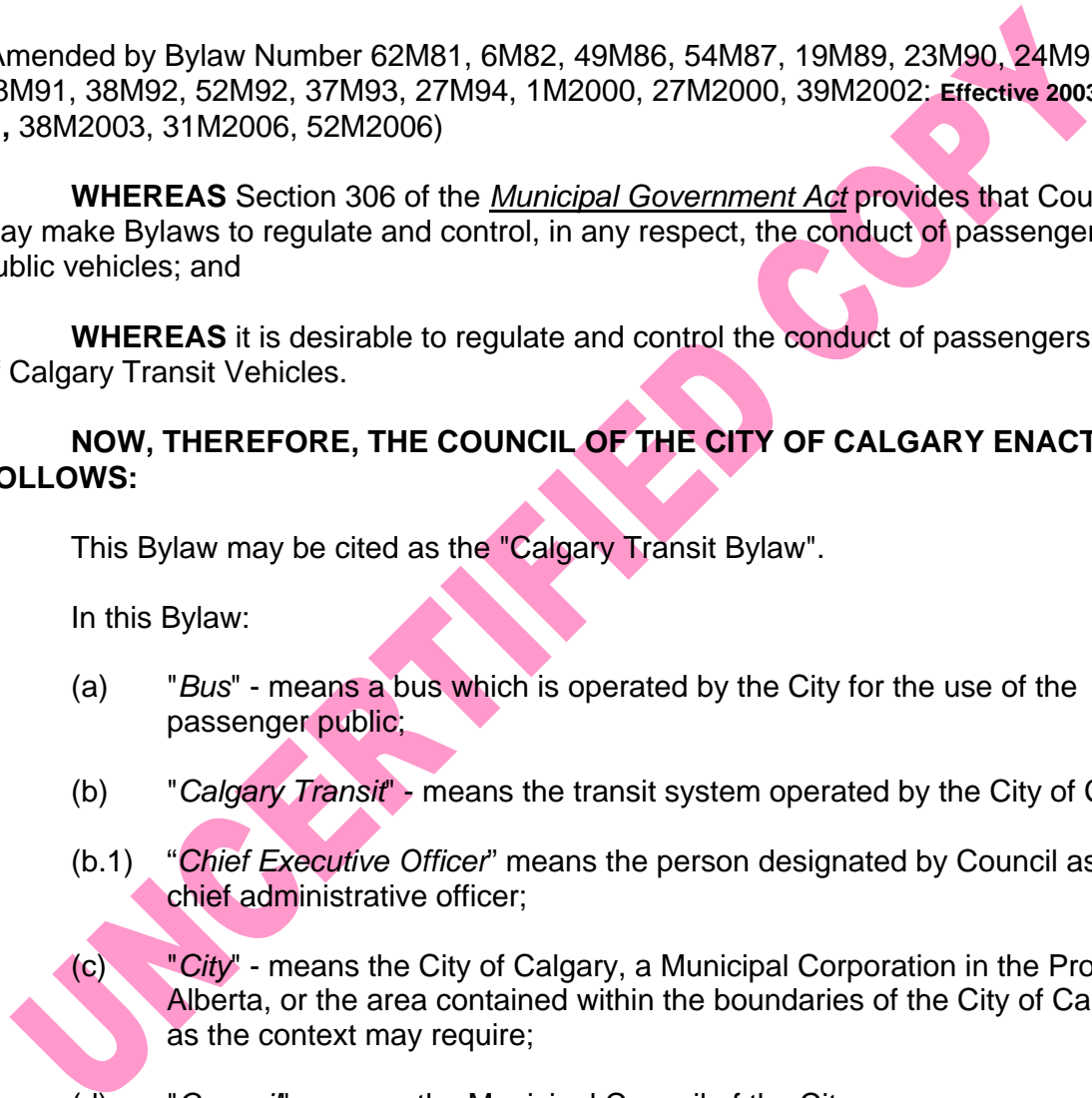
(Amended by Bylaw Number 62M81, 6M82, 49M86, 54M87, 19M89, 23M90, 24M91, 58M91, 38M92, 52M92, 37M93, 27M94, 1M2000, 27M2000, 39M2002: **Effective 2003 March 01, 38M2003, 31M2006, 52M2006**)

WHEREAS Section 306 of the *Municipal Government Act* provides that Council may make Bylaws to regulate and control, in any respect, the conduct of passengers on public vehicles; and

WHEREAS it is desirable to regulate and control the conduct of passengers on City of Calgary Transit Vehicles.

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

1. This Bylaw may be cited as the "Calgary Transit Bylaw".
2. In this Bylaw:
 - (a) "Bus" - means a bus which is operated by the City for the use of the passenger public;
 - (b) "Calgary Transit" - means the transit system operated by the City of Calgary;
 - (b.1) "Chief Executive Officer" means the person designated by Council as its chief administrative officer;
 - (c) "City" - means the City of Calgary, a Municipal Corporation in the Province of Alberta, or the area contained within the boundaries of the City of Calgary, as the context may require;
 - (d) "Council" - means the Municipal Council of the City;
 - (e) "Director, Calgary Transit" means the Chief Executive Officer;
 - (f) REPEALED BY B/L 27M2000, 2000 MAY 1
 - (g) "Peace Officer" - includes a member of a Police Force, a Special Constable and a Bylaw Enforcement Officer;
 - (h) "Restricted Fare Area" - means any portion or portions of transit property designated as a Restricted Fare Area pursuant to Section 5 (4);



- (i) "*transit platform*" - means any portion of transit property used by, or intended for the use of, passengers boarding or alighting from transit vehicles;
 - (j) "*transit property*" - means any premises owned, used or occupied by the City for transit purposes;
 - (k) "*transit station*" - means any building or structure owned, used, or occupied by the City for transit purposes which is open to the public;
 - (l) "*transit vehicle*" - means any vehicle which is operated by the City for the use of the passenger public including, without restricting the generality of the foregoing, any bus or light rail transit vehicle operated by the City for the passenger public;
 - (m) "*valid ticket, transfer, permit or pass*" means a ticket, transfer, permit or pass, or any of them, which:
 - (a) is of a form and type approved pursuant to Subsection 4(1), and
 - (b) has been deposited, validated, or marked in accordance with the instructions therefor contained thereon, and
 - (c) is being used in a manner and at a time and place complying with the conditions relating to use contained on the ticket, transfer, permit or pass or in this Bylaw, and
 - (d) has not been mutilated, defaced or otherwise altered.
 - (n) "7th Avenue transit corridor" means the street, sidewalks, stations and platforms on 7th Avenue South within the area bounded on the north by the north boundary of 7th Avenue South; on the east by the western boundary of 4th Street East; on the south by the southern boundary of 7th Avenue South; and on the west by the eastern boundary of 11th Street West.
 - (B/L 62M81, 1981 December 15)
 - (B/L 49M86, 1986 September 15)
 - (B/L 19M89, 1989 June 27)
 - (B/L 23M90, 1990 November 19)
 - (B/L 1M2000, 2000 January 24)
 - (BIL27M2000, 2000 May 1)
 - (B/L 38M2003, 2003 October 6)
 - (B/L 52M2006, 2006 November 13)
3. Fares for the use of transit vehicles shall be established by Council from time to time.
4. (1) The Director, Calgary Transit, may authorize the issue of tickets, transfers, permits and passes for use on transit vehicles subject to such terms and conditions as may be specified by the Director, Calgary Transit.
- (2) The fee to be charged for the issue of any ticket, permit or pass shall be

established by Council, from time to time.

(3) No person shall sell, barter or exchange any valid ticket, permit or pass issued or sold by the City of Calgary for use on its transit vehicles for a price greater than the price printed on the ticket without the prior written consent of the Director, Calgary Transit of Calgary Transit.

(4) The Director, Calgary Transit, may each issue, without charge, complimentary tickets, permits and passes subject to such terms and conditions as may be specified by the Director, Calgary Transit.

(B/L 54M87, 1987 October 19)

(B/L 23M90, 1990 November 19)

(B/L 1M2000, 2000 January 24)

(B/L 38M2003, 2003 October 6)

5. (1) No person shall board, ride upon or otherwise use a bus unless:

(a) Such person has tendered for the payment of his fare the exact amount established by Council; or

(b) His ride is authorized by a valid ticket, transfer, permit or pass.

(2) No person shall bring aboard any transit vehicle:

(a) a dog, unless such person has tendered the exact fare established by Council for the carriage of a dog, or

(b) any other animal unless it is confined in a cage.

(3) Notwithstanding Subsection (2) there shall be no fare payable for a service dog while such dog is being used by a disabled person.

(4) The Director, Calgary Transit, may designate any portion or portions of transit property as a Restricted Fare Area by causing signs to be posted at the entrances to such area indicating that the area is restricted to persons carrying valid tickets, transfers, permits or passes.

(5) No person shall enter or remain in a Restricted Fare Area unless he has on his person at such time a valid ticket, transfer, permit or pass.

(B/L 62M81, 1981 December 15)

(B/L 6M82, 1982 January 25)

(B/L 19M89, 1989 June 27)

(B/L 38M92, 1992 July 13)

(B/L 1M2000, 2000 January 24)

(B/L 38M2003, 2003 October 6)

6. Any person refusing to make tender as aforesaid in payment of his fare shall be deemed to be refusing to pay his fare.

7. (1) Notwithstanding Section 5, a person may tender for payment of a fare for a ride on a bus an amount larger than the exact fare, but such a person shall not be entitled to a refund for such overpayment.
- (2) A person who tenders an amount larger than the fare required for a ride on a bus may enclose such amount in an envelope provided by the operator of the bus, along with his name and address, and the Director, Calgary Transit, may refund any overpayment at such time and in such manner as the Director, Calgary Transit, may designate.
(B/L 1M2000, 2000 January 24)
(B/L 27M2000, 2000 May 1)
(B/L 38M2003, 2003 October 6)
8. No person shall board, ride upon or otherwise use a light rail transit vehicle of the City unless he has on his person at such time a valid ticket, transfer, permit or pass.
(B/L 62M81, 1981 December 15)
9. Any person who is found:
- (a) Boarding or using a light rail transit vehicle of the City; or
- (b) Entering or within a Restricted Fare Area;
- and who fails to produce to a Peace Officer upon demand a valid ticket, transfer, permit or pass is guilty of an offence.
(B/L 62M81, 1981 December 15)
10. (1) No person shall sell, exchange or give away a transfer, validated ticket or non-transferable pass.
- (2) No person shall receive or use a transfer unless it has been issued to him on payment of a fare by cash or ticket.
(B/L 27M94, 1994 July 4)
11. No person, other than a person authorized by the Director, Calgary Transit, shall handle or operate any transit vehicle or any part of the mechanism or equipment of any transit vehicle, or any equipment, devices or cars used in connection with Calgary Transit, except devices which are intended for passenger use.
(B/L 1M2000, 2000 January 24)
(B/L 38M2003, 2003 October 6)
- 11.1 No person shall:
- (a) enter inside of the corridor created by fences or barriers located on either side of any Light Rail Transit tracks, or

- (b) where there is no corridor created by fences or concrete barriers, sit, stand, play, or walk within three (3) meters of any Light Rail Transit tracks.

11.2 Section 11.1 does not apply to Peace Officers or City employees or contractors whose duties require them to enter the corridor referred to in Section 11.1 or come within three (3) meters of the Light Rail Transit tracks.

(B/L 27M2000, 2000 May 1)

- 12. (1) No person shall ride on, stand on or hold on to any exterior portion of any transit vehicle.
- (2) No person shall project any part of his body beyond the edge of any transit vehicle, transit platform or yellow warning line on a transit platform, except to enter or leave a transit vehicle by the appropriate doors.

(B/L 27M94, 1994 July 4)

13. No person shall cause any damage to any transit vehicle, shelter or property which is either owned or occupied by the City and which forms part of Calgary Transit.

14. (1) No person shall, in or upon any transit vehicle, passenger shelter, transit station, 7th Avenue transit corridor, or any other property owned or occupied by The City for the purposes of Calgary Transit:

- (a) expectorate, urinate or defecate;
- (b) litter;
- (c) use profane, insulting or obscene language;
- (d) behave in a disorderly manner;
- (e) behave in an indecent or offensive manner;
- (f) fight; or
- (g) molest or interfere with the comfort or convenience of any other person.

(2) No person shall carry a lit cigarette, cigar or pipe, or burn tobacco in any way, on, in or within 1 metre of a:

- (a) Transit vehicle;
- (b) Passenger shelter;
- (c) Transit station; or
- (d) Transit Platform

(3) No person, other than the operator of a transit vehicle, shall consume any drink or food stuff while on a transit vehicle.

- (4) No person who brings a dog aboard any transit vehicle shall permit the dog to occupy any seat on a transit vehicle or allow the dog to move about on the transit vehicle in an uncontrolled manner.
- (5) No person shall bring any baby buggy aboard a transit vehicle other than a baby buggy of the type that is capable of being folded for the purpose of storage.
- (6) No person shall place any baby buggy or other obstruction in the aisle of any transit vehicle.
- (7) No person, other than a Peace Officer, shall carry a firearm while on a transit vehicle.
- (8) No person shall carry any skis aboard or on a transit vehicle except in an upright position.
- (9) No person shall listen to a radio, television set, tape or disc player other than through headphones, on a transit vehicle or transit property without being in possession of the consent in writing of the Director, Calgary Transit.
- (10) No person shall play any musical instrument on a transit vehicle or transit property without being in possession of the consent in writing of the Director, Calgary Transit.
- (11) No person other than an employee of Calgary Transit shall distribute, sell or offer for sale any newspaper, or printed matter or any other kind of merchandise whatsoever on a transit vehicle or transit property without being in possession of the consent in writing of the Director, Calgary Transit.
- (12) Subsection (11) does not apply to a person engaged in political campaigning during a federal, provincial or City of Calgary municipal election.
- (13) No person shall beg or solicit funds on a transit vehicle or transit property or in the 7th Avenue transit corridor.
- (14) No person, while on a transit vehicle or transit property or while in the 7th Avenue transit corridor shall use or operate any:
 - (a) bicycle;
 - (b) tricycle;
 - (c) roller skates, in-line skates or roller blades;
 - (d) skateboard; or
 - (e) motor vehicle (except in a parking lot or roadway).

- (15) No person shall bring on to any transit vehicle or have in his possession while on any transit vehicle any:
- (a) Bicycle;
 - (b) Tricycle;
 - (c) Moped; or
 - (d) Motorcycle.
- (16) No person shall remain in or upon any transit vehicle, transit platform or transit property after having been requested by a Peace Officer to depart.
- (16.1) For the purposes of subsection (16), in the 7th Avenue transit corridor “transit platform” shall include the sidewalk immediately adjacent to a platform.
- (17) No person except a Peace Officer or an Escalator Repairman shall ascend or descend, or attempt to ascend or descend an escalator installed in any transit property in a direction other than the direction the escalator is moving, sit upon the steps of the escalator or purposely, except in an emergency, cause the escalator to stop.
- (18) No person, without the consent of the Director, Calgary Transit, shall print, write, draw, paint or affix any advertisements, notices, words, letters, symbols, names, pictures, geometric figures, numbers, phrases, slogans or sentences upon the exterior or interior of a transit vehicle or any transit property.
- (19) No person shall enter onto or depart from, or attempt to enter onto or depart from a transit platform except by the steps or stairway providing access to, and departure from, a transit platform unless it is unsafe to use the steps or stairway.
- (20) No person shall place or allow their feet, foot or footwear to remain on or against the bottom cushion or seat-back cushion of any seat on a transit vehicle.
- (21) No person shall bring on to any transit vehicle any container of flammable or explosive material.
- (22) No person shall hold open, block the electric eye or otherwise impede the operation of the doors of a light rail transit vehicle.

(B/L 62M81, 1981 December 15)

(B/L 49M86, 1986 September 15)

(B/L 23M90, 1990 November 19)

(B/L 19M89, 1989 June 27)

(B/L 27M94, 1994 July 4)

(B/L 1M2000, 2000 January 24)

(B/L 27M2000, 2000 May 1)

(B/L 39M2002, 2002 December 16: **Effective 2003 March 01**)

(B/L 38M2003, 2003 October 6)
(B/L 52M2006, 2006 November 13)

- 14.1 (1) Notwithstanding Subsection 14(15)(a), a person may bring a bicycle onto a light rail vehicle transit station or platform or a light rail transit vehicle but this exemption is strictly subject to the following terms and conditions:
- (a) this exemption operates except during the hours of 6:30 a.m. to 9:00 a.m. and 3:00 p.m. to 6:00 p.m. on weekdays and such time as a Calgary Transit personnel advises the user of the bicycle that conditions warrant the removal of the bicycle from the vehicle, platform or station;
 - (b) the person carrying a bicycle shall be at least 16 years of age or accompanied by an adult;
 - (c) a bicycle shall be attended at all times unless left in a bicycle parking rack;
 - (d) a bicycle shall not be ridden while on a vehicle, platform or station;
 - (e) bicycles shall not be carried on an escalator;
 - (f) when using a station elevator or boarding or disembarking from a vehicle the person attending a bicycle shall give the right-of-way to other users;
 - (g) a bicycle shall be loaded only through the doors at either end of a vehicle and unloaded from the same end;
 - (h) a bicycle shall not be moved from the bulkhead section of the vehicle located between the doors on either side of the vehicle through which it was loaded;
 - (i) no more than two bicycles are allowed in either bulkhead section of a vehicle but a bicycle shall not be placed so as to obstruct the vehicle operator's access door to the bulkhead;
 - (j) a person bringing a bicycle onto a vehicle shall control the bicycle at all times and not lean the bicycle against a seat, wall, pole, door or other equipment on the vehicle;
 - (k) a person bringing a bicycle onto a station, platform or vehicle shall not allow dirt, mud or grease to be deposited from the bicycle onto a station, platform or vehicle or other passengers;
 - (l) a person carrying a bicycle onto a station, platform or vehicle shall obey the directions of any Calgary Transit personnel with respect to the transport and control of a bicycle.

- (2) For the purposes of this Bylaw "bicycle" means a vehicle consisting of two wheels propelled by human power but does not include motor powered bicycles, mopeds, recumbent bicycles, tandem bicycles or bicycles with training wheels.

(B/L 58M91, 1991 December 2)

(B/L 52M92, 1992 November 2)

15. No person shall remove from any transit vehicle or any premises of the City used for transit purposes any article left thereon through apparent inadvertence but such articles shall be left in the possession of the City or its employees for disposition according to Law.
16. (1) The operator of a transit vehicle may prohibit any person from boarding a transit vehicle if, in the opinion of that operator, the person would, upon boarding, be in contravention of subsections (2), (5), (7), or (15) of Section 14 of this Bylaw.
- (2) All schedules attached to this Bylaw shall form part of this Bylaw.
- (3) Where a Peace Officer believes that a person has contravened any section of this Bylaw set out in Schedule "A" to this Bylaw, the officer may commence proceedings against the person by issuing a violation ticket pursuant to the *Provincial Offences Procedures Act*, R.S. A. 2000 C. P-24, as amended.
- (4) Where there is a specified penalty listed for an offence in Schedule "A" to this Bylaw, a Peace Officer may issue a violation ticket allowing for a voluntary payment of the specified penalty to be made pursuant to the *Provincial Offences Procedures Act*, R.S. A. 2000 C. P-24, as amended, and such voluntary payment shall be accepted by The City in lieu of prosecution for the offence.
- (5) If the person upon whom a violation ticket is served fails to pay the required sum within the time specified in the violation ticket, the provisions of this section regarding acceptance of payment in lieu of prosecution do not apply.
- (6) This section shall not prevent any Peace Officer from issuing a violation ticket requiring a court appearance of the defendant, pursuant to the provision of the *Provincial Offences Procedures Act*, R.S.A. 2000 C. P-24, as amended, or from laying an information in lieu of issuing a violation ticket.
- (7) Nothing in this Section shall:
- (a) Prevent any person from exercising his right to defend any charge of committing a breach of any of the Sections referred to in Schedule "A" to this bylaw; or
- (b) Prevent any person from exercising any legal rights such person may have to lay an information or complaint against any person (whether such person has made payment under the provisions of this Bylaw,

or not) for a breach of any of the Sections listed in Schedule "A" to this Bylaw.

- (8) Where any person has made payment pursuant to the provisions of this Section and is subsequently prosecuted at the instance of some person other than The City for the offence in respect of which such payment has been made, such payment shall be refunded.

(B/L 19M89, 1989 June 27)

(B/L 23M90, 1990 November 19)

(B/L 1M2000, 2000 January 24)

B/L 52M2006, 2006 November 13)

17. Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable upon summary conviction to a fine not exceeding TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00) and not less than ONE HUNDRED DOLLARS (\$100.00) and in default of payment of any fine imposed to imprisonment for a term not exceeding SIX (6) months.

(B/L 62M81, 1981 December 15)

(B/L 37M93, 1993 June 28)

(B/L 31M2006, 2006 May 08)

18. Bylaw Number 3913, as amended, and Bylaw Number 2249, as amended, are hereby repealed.

19. This Bylaw comes into force upon receiving third reading.

READ A FIRST TIME THIS 16th DAY OF FEBRUARY, 1981.

READ A SECOND TIME THIS 16th DAY OF FEBRUARY, 1981.

READ A THIRD TIME THIS 16th DAY OF FEBRUARY, 1981.

(Sgd.) R. Klein
MAYOR

(Sgd.) J.E. Woodward
CITY CLERK

SCHEDULE "A"

(Amended by 23M90, 37M93, 27M94, 27M2000, 31M2006, 52M2006)

Specified Penalties

Pursuant this Bylaw and the *Provincial Offences Procedure Act*, the voluntary payment in respect of a contravention of any of the sections of this Bylaw set out below in Column 1 shall be that penalty specified in Column 2 opposite the section number:

Column 1	Column 2
<u>SECTION NUMBER</u>	<u>SPECIFIED PENALTY</u>
5	\$ 150.00
8	\$ 150.00
9	\$ 150.00
10	\$ 100.00
11	\$ 100.00
11.1	\$ 100.00
12	\$ 100.00
13	\$ 100.00
14(1)(a)	\$ 100.00
14(1)(b)	\$ 100.00
14(1)(c)	\$ 100.00
14(1)(d)	\$ 100.00
14(1)(e)	\$ 100.00
14(1)(f)	\$ 150.00
14(1)(g)	\$ 100.00
14 – all others	\$ 100.00
14.1	\$ 100.00
15	\$ 100.00