

TOWN OF DRAYTON VALLEY

BYLAW NO. 2003/07/C

Town of Drayton Valley Combative Sports Commission Bylaw

The Municipal Council of the Town of Drayton Valley, duly assembled, enacts as follows:

1. (a) For the purpose of regulating, governing and controlling boxing, wrestling, full-contact karate, kickboxing, and all other sports that hold contests between opponents involving striking with hands, feet, knees or elbows, (hereinafter referred to as "the regulated sports"), bouts and contests, and training quarters for persons in training for the regulated sports within the Town of Drayton Valley, there is hereby created a Commission consisting of 5 residents of the Town of Drayton Valley area to be appointed by resolution of the Town Council.
 - (b) Members of the Commission shall hold office for a period at the pleasure of Council to a maximum period of 2 years per term.
 - (c) All persons appointed as members of said Commission shall be residents of the Drayton Valley area.
 - (d) No person while a member of the said Commission shall be connected with any exhibition or contest held within the jurisdiction of the Commission by officiating therein or by acting as matchmaker, promoter, second, manager or in any other capacity of the Town where the possibility may arise of a conflict of interest between such Commission member and the Commission as it performs its duties.
 - (e) One member of the Commission may be a current member of the Town Council.
2. The said Commission shall be called "Town of Drayton Valley Combative Sports Commission," and shall, within the Town of Drayton Valley have full power and authority to supervise, regulate, govern and control all bouts and contests held in connection with the regulated sports and training quarters for persons in training for the regulated sports.
3. Any member of the Commission may resign therefrom at any time upon written notice to the Commission, and any member of the Commission may be removed for cause by the Council of the Town at any time. Any vacancy created by reason of the resignation or removal and any vacancy arising by reason of the death of any member of the Commission shall, subject to the approval of Council, be filled by the Commission for the remainder of the term of the person who has ceased to be a member of the Commission for any of the reasons aforesaid.

- (a) Any resident citizen of the Town of Drayton Valley area may be appointed by the Council of the Town as a member of the Commission, and any retiring member of the Commission shall be eligible for reappointment.
 - (b) Each member of the Commission must, in order to remain a member of said Commission, continue as a resident of the Town of Drayton Valley area.
- 4.
- (a) It shall be unlawful for any person or persons, association or club, to conduct, or for any person or persons to take part in or be present at (either as promoter, principal, contestant, agent or second, attendant or referee) any bout or contest involving the regulated sports within the Town of Drayton Valley, whether an admission fee to such bout or contest is charged or not, unless a permit to hold such bout or contest has first been issued by the Commission, and unless such bout or contest is held under the supervision and control of the said Commission.
 - (b) The Commission may charge a fee for the issuance of permits under this bylaw and the amount of such fee shall be payable before a permit is issued. The amount of the fee shall be established by the Commission.
 - (c) Subject to the Municipal Government Act, this Bylaw and any other relevant legislation, the Commission may establish rules and regulations in respect of, but not limited to, its procedures, the holding of bouts and contests, and the regulation of the conduct of promoters, principals, contestants, agents, seconds, attendants, managers and referees, including the discipline of any of them.
 - (d) The rules and regulations may include all or any portion of any of the rules, regulations and safety codes of the Canadian Amateur Wrestling Association, World Karate Association, Canadian Amateur Boxing Association and Canadian Professional Boxing Federation, or any other organization deemed suitable by the Commission.
 - (e) No person shall carry on within the Town of Drayton Valley the business, calling, trade or occupation of manager, promoter, contestant, referee, matchmaker, second, timekeeper or judge unless he has first obtained from the Commission, a license to do so in the form prescribed by the Commission, and has paid to the Commission such license fee as the Commission may annually determine.
 - (f) Subject to Section 20 hereof, the Commission may from time to time appoint one or more of its members to carry out any of its decisions and to enforce any of its rules and regulations hereunder.
5. Application for such permit shall be made in writing, signed by the promoter of the bout or contest and addressed to the Town of Drayton

5. Application for such permit shall be made in writing, signed by the promoter of the bout or contest and addressed to the Town of Drayton Valley Combative Sports Commission. A separate permit shall be required for each individual bout or contest.
6.
 - (a) The Commission may in its absolute discretion issue permits unconditionally, conditionally or may refuse to issue a permit.
 - (b) The Commission shall have power and authority to cancel a permit issued by them if they deem it advisable so to do.
7.
 - (a) All bouts and contests shall be under the supervision and control of the Commission and any of the Commission members shall have the power to stop any bout or contest if either contestant is, in the opinion of any of them, unfit to continue or is not properly matched, and shall also have power to stop any bout or contest for any misconduct of any promoter or contestant or for disorderly conduct on the part of the audience.
 - (b) The Commission shall arrange to provide such medical, police, referees, judges, officials or supervisory personnel as the Commission deems proper, to be in attendance at any bout, contest or exhibition or at any training quarters, in order to ensure that such bout, contest or exhibition or training quarters shall be conducted in a safe and orderly manner, and may require the promoter or person in charge of any bout, contest, exhibition or training quarters to pay such amount as will cover the cost of providing medical, police, referees, judges, officials or supervisory personnel and may withhold the issue of any permit until the person concerned has made arrangements satisfactory to the Commission to pay such amount, provided that in case a promoter or person in charge considers the amount charged by the Commission, is, under the particular circumstances, unfair or excessive, the promoter or person in charge may appeal to Council within 14 days from the date the amount objected to was charged by the Commission and in case of an appeal within the time limited, the decision of the Council shall be final and binding.
8. No bout involving the regulated sports shall be commenced, notwithstanding that a permit to hold same has been issued by the Commission, unless and until the Commission's requirements under section 7(b) hereof have been satisfied.
9. All members of the Commission shall at all times have free access to all the regulated sports contests and for the purpose of proving their right of access, they may adopt a badge having thereon the words "Town of Drayton Valley Combative Sports Commission, <year>."
10. Neither the said Commission nor any member thereof shall have the power or authority to pledge the credit of the Town. All permits issued by the Commission shall be subject to the said conditions and shall have printed on the face thereof, a copy of this paragraph of the Bylaw.

- 10.1 (1) In this Section, "Official" includes Referees, Judges, Dressing Room and Corner Supervisors and Inspectors, Time Keepers, the Executive Director and any other employee of the Commission.
- (2) The Town shall indemnify Commission members and Officials for legal liability for loss or damage arising from anything said or done or omitted to be done in good faith or intended performance of their functions, duties or powers under the Municipal Government Act, R.S.A. 2000 c.M-26, or any other enactment.
- (3) Subsection (2) is not a defence if the cause of action is defamation.
11. All monies received as a result of or in consequence of the holding of any bout or contest involving the regulated sports, whether by way of the admission fee or otherwise, shall be held under the control of the Commission and such monies shall not be dealt with or disposed of by the person holding the same except under the direction of the Commission in writing.
12. Before any permit to hold a bout or contest within the Town of Drayton Valley is issued by the Commission in respect of any of the regulated sports, the promoter or promoters and each of the contestants shall deposit with the Commission such sum of money as the Commission may determine as a guarantee that such promoter or promoters and contestants shall carry out such bout or contest, and shall observe all the rules and regulations of the Commission as to the conduct of such bouts or contests and in case such bout or contest is not carried out or in case any promoter or contestant is guilty of misconduct or of disobeying any of said rules and regulations, then the sum of money deposited as aforesaid by the promoter or contestant who is guilty of misconduct or of failure to carry out such bout or contest shall, at the absolute discretion of the Commission, be forfeited to the Commission.
13. The Commission shall hold regular meetings for the transaction of its business at such times and places as it may fix by resolution and any special meetings that may be held by the Commission shall be called in the manner the Commission shall deem most practicable.
14. A majority of the members of the Commission shall constitute a quorum for the transaction of the business of the Commission.
15. All meetings of the Commission shall be presided over by the Chairman who shall be appointed for the year at the first regular meeting of the Commission held after the appointment of the members thereof by the Council of the Town, and in the event of such Chairman being absent from any meeting, the members present shall elect a Chairman for the meeting.
16. Minutes of all meetings shall be kept by the Commission and also an accurate record of permits issued and of every bout or contest involving

the regulated sports under the control of the Commission, giving the names and descriptions of the contestants, the name of the referee and of the medical practitioner in attendance, the number of rounds and any other information the Commission may desire kept as a record.

17. The Commission shall also cause to be kept accurate accounts of all monies received and expended by the Commission, which accounts shall be open for the inspection by any official of the Town appointed for that purpose by the Council or Executive Committee, and such minutes, records and accounts shall be produced to the Council upon the request of any member of such Council.
18.
 - (a) Council hereby delegates to the Commission the power to make grants to regulated sports in the Town of Drayton Valley from funds within the Commission's operating budget.
 - (b) For the purposes of the Commission, the end of the financial year of the Commission shall be December 31 of each and every year.
 - (c) A copy of the annual financial statement accompanied by the Auditor's report, together with a report of the year's working and any grants made under section 18(a), shall be forwarded to the Council.
19. No boxing contest or bout within the Town of Drayton Valley shall exceed fifteen rounds of three minutes each with an interval of at least one minute between each round.
20.
 - (a) When a breach of any of the provisions of the rules and regulations by or the misconduct of, any person licensed pursuant to this Bylaw and the rules and regulations comes or is brought to the attention of the Commission or any member thereof, the Commission may hold a hearing into the allegations made against such person.
 - (b) At least one week prior to the hearing, a notice shall be served on the person against whom the allegation is brought, personally or by registered mail,
 - (i) containing reasonable particulars of the allegations;
and
 - (ii) specifying the time and place of the hearing.
 - (c) Testimony may be adduced before the Commission or at the hearing in any manner the Commission considers proper.
 - (d) If, upon the hearing having been held, the Commission finds that the person has breached the rules and regulations, the Commission may:
 - (i) suspend the person for a stated period of time not exceeding one year;

- (ii) fine the person for a stated amount not exceeding \$2,000.00, and suspend him until the fine is paid;
 - (iii) revoke his license;
 - (iv) reprimand the person; or
 - (v) a combination of (i) and (ii) above.
- (e) If the person against whom the allegation is made does not attend the hearing, the Commission may, upon being satisfied that the Notice of Hearing was served upon the individual in accordance herewith, proceed with the hearing in his absence, without further notice to the individual.
- (f) The Commission may take disciplinary proceedings against any person who was or was required to be licensed by the Commission at the time of the alleged offence, whether that person is licensed at the time of the hearing or not.
- (g) The Commission may suspend the person against whom the allegations are made prior to the hearing until the matter has been determined in accordance with the provisions hereof.
- (h) The Commission may, from time to time, appoint one of its members to a Discipline Committee which shall investigate, hear evidence and submissions and make recommendations in a report to the Commission in respect of any breach of the rules and regulations of the Commission or any act of misconduct related to activities controlled by the Commission.
21. The appointment of any and all officials taking part in any bout or contest involving the regulated sports shall be subject to the approval and under the control of the Commission.
22. Any participant who enters into a bout or contest involving the regulated sports with a participant who has been suspended, or any participant who takes part in a bout or contest involving the regulated sports which is controlled or undertaken by any promoter who has been suspended by the Commission shall be deemed to be suspended by the Commission.
23. The Commission shall also have supervision and control of all wrestling contests held in the Town of Drayton Valley and all the provisions of this Bylaw (except Section 19 hereof), shall mutatis mutandis apply to all wrestling contests held or proposed to be held in the Town of Drayton Valley.
24. The Commission is hereby authorized to regulate, govern and control all places or premises now established or used or which may hereafter be established or used as training quarters for persons in training for the regulated sports, and all the provisions of this Bylaw which by their nature are applicable shall apply mutatis mutandis to such training quarters, and

Town), as may be requisite and necessary for such purposes, including the power to provide in such regulation that no premises or place within the Town of Drayton Valley shall be used as training quarters for persons in training for the regulated sports without first obtaining from the Commission a written permit so to do.

- 25. Council has authority to dismiss any or all members of the Commission and may appoint new members.
- 26. If Council deems it necessary to abandon the Commission, this bylaw will be repealed.
- 27. This Bylaw shall come into force and effect on the day of the passing thereof.

READ A FIRST TIME THIS 30 DAY OF July, 2003

D/ Kathy Reeler
MAYOR

[Signature]
TOWN MANAGER

READ A SECOND TIME THIS 27 DAY OF August, 2003.

D/ Kathy Reeler
MAYOR

[Signature]
TOWN MANAGER

READ A THIRD TIME THIS 27 DAY OF August, 2003

D/ Kathy Reeler
MAYOR

[Signature]
TOWN MANAGER

