

**BYLAW NO. 538/05**

**BEING A BYLAW OF  
THE MUNICIPAL DISTRICT OF MACKENZIE NO. 23,  
IN THE PROVINCE OF ALBERTA,  
FOR THE PURPOSE OF PROVIDING AMBULANCE SERVICES  
WITHIN THE MUNICIPAL DISTRICT OF MACKENZIE NO. 23**

**WHEREAS** the Municipal Government Act, RSA, 2000 c. M-26, provides that the Council of a Municipality may pass a Bylaw for the safety, health and welfare of people and the protection of people and property; and

**WHEREAS**, the Council of the Municipal District of Mackenzie No. 23 wishes to establish that the Mackenzie Regional Emergency Services, a municipal department, provide Ambulance Services within the corporate limit of the Municipal District of Mackenzie; and to provide for efficient operation of such services; and

**WHEREAS**, the Municipal Government Act, RSA, 2000 c. M-26, provides that when a municipality provides an ambulance service, the council may by bylaw prohibit any person other than the municipality from providing the same or similar ambulance service in all or part of the municipality.

**NOW THEREFORE**, the Council of the Municipal District of Mackenzie, in the Province of Alberta, enacts as follows:

**SECTION 1            NAME OF BYLAW**

- 1.1. This Bylaw may be cited as the "Ambulance Services Bylaw".

**SECTION 2            INTERPRETATION**

- 2.1 Where there is a conflict between this bylaw and any other bylaw pertaining to Ambulance Services in the Municipality, the provisions of this bylaw shall apply.

**SECTION 3            DEFINITIONS**

3.1 In this Bylaw:

- (a) "Ambulance" means a motor vehicle that is intended to be used for the transportation of patients, but does not include an aircraft or a motor vehicle exempted under the regulations or used in an inter-hospital transfer service;
- (b) "Ambulance Service" means a service associated directly or indirectly with the transportation of patients using an ambulance for emergency medical services in accordance with the legislation and regulations of the Province of Alberta;
- (c) "Council" means the Council of the Municipal District of Mackenzie No. 23.
- (d) "Mackenzie Regional Emergency Services" means a municipal department of the Municipality and licensed ambulance operator;
- (e) "Municipality" means the Municipal District of Mackenzie No. 23.
- (f) "operator" means a person licensed under the Act to provide ambulance services;
- (g) "patient" means a person who is or appears to be in need of medical attention;

**SECTION 4            AMBULANCE SERVICE**

- 4.1 The Municipal District of Mackenzie shall provide ambulance service through the Mackenzie Regional Emergency Services or by such other means as it deems suitable.
- 4.2 The Council by this Bylaw hereby prohibits person or persons from carrying on the same or similar ambulance service within the municipal boundaries of the Municipality, except as may otherwise provided for in this Bylaw.

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- 4.3 Section 4.1 shall not apply to person or persons responding pursuant to a request for mutual aid or under an agreement for mutual aid.
- 4.4 Mackenzie Regional Emergency Services shall provide ground Ambulance transportation of all Alberta Health and Wellness Emergency Health Services Air Ambulance Services between airports and health care facilities located within the Municipality excluding,
  - (a) Air Ambulance Services provided by Aeromedical Emergency Services Ltd. while contracted by Alberta Health and Wellness Emergency Health Services for Air Ambulance services.
- 4.5 “Within the boundaries of the Municipality” includes all provincial (primary and secondary) highways, airports and bridges, regardless of provincial or municipal agreements or maintenance obligations to those highways, airports and bridges.
- 4.6 Nothing in this Bylaw shall prohibit any Ambulance Service located outside of the Municipality from transporting a person or persons to an airport, hospital or other health care facility within the Municipality from a location or locations outside of the Municipality.
- 4.7 Notwithstanding anything contained in the Bylaw, in even of any emergency conditions including a disaster or other event, that prevents or limits the Municipality or any other municipality with respect to providing services, the Director of Mackenzie Regional Emergency Services or Senior ranking member on duty of the said department, may provide Ambulance Service to another community or authorize other persons to provide Ambulance Services within the Municipality, or both, until such time as the disaster or other event has been dealt with.

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- 4.8 That this Bylaw does not apply to:
- (a) Any private vehicle that is not an Ambulance or any vehicle used to provide taxi service within the Municipality, or
  - (b) An Ambulance(s) or motor vehicles owned or contracted by a health authority for the provision of inter-facility transfers.
- 4.9 Mackenzie Regional Emergency Services shall, while providing Ambulance Service within the Municipality, obey all Provincial legislation, regulations and Municipal bylaws, including but not limited to those respecting the standards of Ambulance Service, the maintenance standards of vehicles used to provide Ambulance Service, the qualifications of persons used as attendants and drivers to provide Ambulance Service and such other matters relating to the supply of Ambulance Service within the Municipality and other municipalities as approved by Council.
- 4.10 That the Reeve and Chief Administrative Officer of the Municipality be authorized to enter into agreements with other municipalities for the provision of Ambulance Services.
- 4.11 That the Municipality shall, by a notice published in a newspaper of general circulation within the service district of Mackenzie Regional Emergency Services or in writing, announce to any other Ambulance Service operators the effective date of the prohibition contained in Section 4.

**SECTION 5            FEE FOR SERVICE**

- 5.1 The schedule of costs and fees to be charged by the Municipality for services rendered pursuant to this Bylaw shall be set out in Schedule "A" attached to and forming part of this Bylaw.
- (a) The fees and charges set out in schedule "A" may be amended by Council resolution.

**SECTION 6            OFFENSES AND PENALTIES**

- 6.1 Any person, who contravenes section 4.2 of this Bylaw is guilty of an offense under this Bylaw, and upon a conviction, is liable to a fine of not less than \$2,500.00.
- 6.2 That every day during which such contravention continues shall be deemed to be a separate offense.

This Bylaw shall come into force and effect upon third and final reading and Bylaw 520/05 is hereby repealed.

First Reading given on the 13<sup>th</sup> day of December 2005.

"B. Neufeld" (signature on file)  
Bill Neufeld, Reeve

"C. Woodward" (signature on file)  
Christine Woodward, Executive Assistant

Second Reading given on the 13<sup>th</sup> day of December 2005.

"B. Neufeld" (signature on file)  
Bill Neufeld, Reeve

"C. Woodward" (signature on file)  
Christine Woodward, Executive Assistant

Third Reading and Assent given on the 13<sup>th</sup> day of December 2005.

"B. Neufeld" (signature on file)  
Bill Neufeld, Reeve

"C. Woodward" (signature on file)  
Christine Woodward, Executive Assistant

**AMBULANCE SERVICES BYLAW 538/05  
SCHEDULE "A"**

**FEE FOR SERVICE:**

**As per the current Alberta Blue Cross Rates**

Adopted this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

\_\_\_\_\_  
Bill Neufeld, Reeve

\_\_\_\_\_  
Christine Woodward, Executive Assistant