

CITY OF HAMILTON
BY-LAW NO. 22-051

Being a By-law to Repeal By-law 20-155, a By-law to Require the Wearing of Face Coverings Within Enclosed Public Spaces and to amend By-law 17-225, being a By-law to Establish a System of Administrative Penalties

WHEREAS the Province of Ontario entered the Roadmap Exit Step on March 1, 2022;

AND WHEREAS the Ministry of Health announced their plan for “Living with and Managing Covid-19” on March 9, 2022, which outlined the province’s plan to safely and cautiously reopen the province and gradually lift all public health measures by April 27, 2022;

AND WHEREAS the cases of COVID-19 are relatively low and vaccination rates are high and increasing in Hamilton;

AND WHEREAS Council deems it necessary to repeal the City’s Face Covering By-law and to rely on the Province’s regulations or guidance re same;

NOW THEREFORE the Council of the City of Hamilton enacts as follows:

1. The amendments in this By-law include any necessary grammatical, numbering and letter changes.
2. That By-law 20-155, a By-law to Require the Wearing of Face Coverings Within Enclosed Public Spaces be repealed in its entirety;
3. That By-law 20-202, A By-law to Amend By-law No. 20-155, A By-law to Require the Wearing of Face Coverings Within Enclosed Public Spaces be repealed in its entirety;
4. That Schedule A of By-law No. 17-225 be amended by deleting the following table in its entirety:

Table 25: By-law No. 20-155 to Face Coverings By-law

5. The repeal and amendment of the above-mentioned by-laws does not:
 - (a) affect the previous operation of the repealed or amended by-law;
 - (b) affect a right, privilege, obligation or liability that came into existence under the repealed or amended by-law;
 - (c) affect an offence committed against the repealed or amended by-law, or any penalty, forfeiture or punishment incurred in connection with the offence;

- (d) affect an investigation, proceeding or remedy in respect of a right, privilege, obligation or liability described in section 5(b), or a penalty, forfeiture or punishment described in section 5(c).
6. An investigation, proceeding or remedy described in section 5(d) may be commenced, continued and enforced as if the by-law had not been repealed or amended.
 7. A penalty, forfeiture or punishment described in section 5(c) may be imposed as if the by-law had not been repealed or amended.
 8. That in all other respects By-law 17-225 is confirmed; and
 9. That the provisions of this by-law shall become effective on the date approved by City Council.

PASSED this 21st day of March, 2022.

F. Eisenberger
Mayor

A. Holland
City Clerk