

TOWN OF BIRCH HILLS

BYLAW 04/05

A BYLAW OF THE TOWN OF BIRCH HILLS TO PROVIDE FOR THE IMPLEMENTATION AND PROVISION OF A CURFEW

WHEREAS Section 140(1) of The Urban Municipality Act, 1984, authorizes Council to regulate the time after which and age under which minors shall not be in a public place at night without proper guardianship except for some unavoidable cause.

Now therefore the Council of the Town of Birch Hills in the Province of Saskatchewan at their Regular Meeting of Council enacts as follows:

PART 1 – SHORT TITLE AND PURPOSE:

- a) This Bylaw shall be called the “Curfew Bylaw”
- b) The purpose of the Bylaw is to regulate the time during which minors are allowed to be in public places without the supervision of a parent or guardian and to make parents or guardians responsible for their child.

PART 2 – INTERPRETATION:

- a) Child – means a person who is fifteen (15) years and under.
- b) Public Place – includes any place to which the public have access as of right or by invitation, express or implied.

PART 3 – INFRACTIONS:

- a) No child shall be in a public place in the Town of Birch Hills, Saskatchewan between the hours of 10:00 p.m. and 6:00 a.m. of any day without the proper guardianship or supervision of a parent or guardian.
- b) A child found in a public place after the time set out in Section 3 a) may be warned to go home by any peace officer, and if after such warning the child is found loitering in a public place, the child may be taken by the peace officer to the child’s home.

PART 4 – PENALTIES:

- a) Any parent or guardian who permits his child or ward to contravene this bylaw, is guilty of an offense and liable on summary conviction to the penalties specified in the General Penalty Bylaw of the Town of Birch Hills.
- b) Any child who contravenes this bylaw is guilty of an offense and liable on summary conviction to the penalty specified in the General Penalty Bylaw of the Town of Birch Hills.
- c) Upon being served with a Notice of Violation, a violator of this bylaw may, during regular office hours, voluntarily pay the penalty as stated below to the clerk at the municipal office, and upon payment as so provided, that person shall not be liable to prosecution of the offense.

First Offense	\$ 50.00
Subsequent Offense	\$100.00

This bylaw shall come into effect on the 1st day of December 2005

INTRODUCED AND READ A FIRST TIME THIS 9TH DAY OF NOVEMBER 2005

READ A SECOND TIME THIS 9TH DAY OF NOVEMBER 2005

READ A THIRD TIME AND PASSED BY COUNCIL THIS 9TH DAY OF NOVEMBER 2005

Mayor

Town Administrator