

BY-LAW 11/99

**OF THE TOWN OF HIGH PRAIRIE, PROVINCE OF ALBERTA,
A BYLAW TO REGULATE THE TIME AFTER WHICH CHILDREN SHALL NOT BE IN A PUBLIC
PLACE AT NIGHT WITHOUT PROPER GUARDIANSHIP**

WHEREAS: Pursuant to the provisions of the Municipal Government Act, being Chapter M-26.1 R.S.A. 1994 and amendments thereto, the Council of the Town of High Prairie has the authority to pass such a law;

AND WHEREAS: The Council of the Town of High Prairie is of the opinion that it would be in the best interests of the residents of the Town of High Prairie that a Bylaw be passed to regulate the time after which a child shall not be in a public place without a guardian present;

NOW THEREFORE: The Municipal Council of the Town of High Prairie, duly assembled, hereby enacts as follows:

TITLE

1. This Bylaw may be cited as "The Curfew Bylaw".

DEFINITIONS

2. (a) "Child" means a person fifteen (15) years of age or under.
- (b) "Peace Officer" means a member of the Royal Canadian Police or a Bylaw Enforcement Officer or Special Constable of the Town of High Prairie.
- (c) "Curfew period" means the period of time between 12:01 a.m. and 6:00 a.m. in the same day;
- (d) "Parent or Guardian" means the actual parent, guardian or foster parent of a child and shall include any other person 18 years of age or over having the care and control of a child;
- (e) "Public Place" includes any place whether publicly or privately owned or leased, to which the public have access as a right or by invitations, express or implied.
- (f) "Violation Tag" means a tag, in a form approved by the Chief Administrative Officer of the Town, pursuant to this Bylaw.
- (g) "Town" shall mean the Town of High Prairie.

INFRACTIONS

3. (a) No child shall be in a public place within the corporate limits of the Town of High Prairie during the curfew period unless accompanied by a parent or guardian.
- (b) No parent or guardian shall suffer, permit or allow any child who is in his or her custody, care or control to be in a public place during the curfew period unless that child is accompanied by a parent or guardian.
- (c) Notwithstanding anything contained herein, it shall not be an offence under this Bylaw for a child to be in a public place during the curfew period while acting in the interests of an employer or voluntary organisation or while returning home as soon as is reasonably practical from an organised sporting or other event that has been supervised by an adult.

- d) A parent or guardian who permits his child to contravene this Bylaw shall be guilty of an offence and liable on summary conviction:
 - i) for a first offence to a fine of \$50.00;
 - ii) for second and subsequent offences to a fine of \$100.00.

- e) Where a Peace Officer has reasonable grounds to believe that a person has contravened any provision of this Bylaw, such officer may serve upon such person a Violation Tag allowing payment of the specified penalty to the Town, which payment shall be accepted by the Town in lieu of prosecution for the offence.

EFFECTIVE DATE

4. This Bylaw shall take effect on the date of third and final reading.

CONFLICT

5. Bylaw 3/85 of the Town of High Prairie is hereby repealed and in the event that the provisions of this Bylaw conflict with any other Bylaw, this Bylaw shall govern.

READ a first time this 15th day of December, 1999.

READ a second time this 15th day of December, 1999.

READ a third time and finally passed this 15th day of December, 1999.

Mayor

Town Manager