

Bylaw No. 2008-1

A Bylaw of the Rural Municipality of Edenwold No. 158, in the Province of Saskatchewan, to provide for the implementation and provisions of a curfew within the Hamlet of Emerald Park and Great Plains Industrial Park.

Pursuant to Section 8(1) of *The Municipalities Act* the Council for the Rural Municipality of Edenwold No. 158 in the Province of Saskatchewan enacts as follows:

1. Short Title

- (b) This Bylaw may be cited as The Curfew Bylaw.

2. Purpose

- (a) The purpose of this bylaw is to regulate the time during which children are allowed to be in public places without the supervision of a parent or guardian, in an attempt to control the late night mischief and illegal conduct, which has occurred from time to time.

3. Definitions

In this Bylaw:

- (a) "Child" shall mean a person sixteen (16) years of age and under;
- (b) "Emerald Park" shall mean the Hamlet of Emerald Park and Great Plains Industrial Park;
- (c) "Parent" shall mean:
- i) the mother of a child;
 - ii) the father of a child;
 - iii) a person to whom custody of a child has been granted by a court of competent jurisdiction or by a deed or agreement of custody;
 - iv) a person with whom a child resides and/or who stands in *loco parentis* to the child;
- (d) "Peace Officer" shall mean any member of the Royal Canadian Mounted Police or any special constable or bylaw enforcement officer of the Rural Municipality of Edenwold No. 158;
- (e) "Public Place" shall include any place to which the public has access as a right or by invitation, express or implied;
- (f) "Loiter" means to be present in a public place without unavoidable cause, the proof of which shall be upon the person asserting such cause.

4. Infractions

- (a) No child shall be in a public place in Emerald Park, Saskatchewan between the hours of 10:00 o'clock p.m. and 6:00 o'clock a.m. of any day unless accompanied and or supervised by a parent as defined in Section 3(c) of this bylaw.
- (b) A child found in a public place in the time period set forth in Section 4(a) may be warned to go home by a peace officer, and if after such warning the child is found loitering in a public place, a peace officer may take the child to the child's home or to a representative of Saskatchewan Community Resources & Employment, responsible for the care of children.



5. Penalties

(a) Any parent or guardian who permits his/her child to contravene Section 4 of this bylaw is guilty of an offence and liable on summary conviction to a fine of:

First Offence	\$250.00
Second and Subsequent Offence	\$500.00

(b) Any child who contravenes Section 4 of this bylaw is guilty of an offence and liable on summary conviction to a fine of:

First Offence	\$250.00
Second and Subsequent Offence	\$500.00

(c) The penalties prescribed in this bylaw can be voluntarily paid to the R.M. of Edenwold No. 158 at the Municipal Office located at 100 Queen Street, Balgonie, Saskatchewan during regular office hours. Upon such payment the person charged shall not be subject to prosecution for the offence in which respect payment was made.

(d) The Notice of Violation shall be in Appendix "A" attached hereto and forming part of this bylaw.


6. Coming Into Force

(a) This Bylaw shall come into force and be in effect upon third reading.


First Reading: December 18, 2007

Second Reading: January 8, 2008

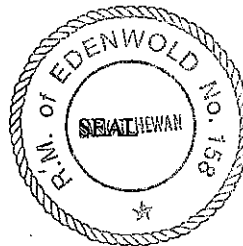
Third Reading: January 8, 2008



Reeve



Administrator




CERTIFIED A TRUE AND CORRECT COPY OF

Bylaw 2008 - 1

DATED AT BALGONIE, SASK.

THIS 8th DAY OF January 2008



R. Doran Scott