

**BYLAW #2006-752
VILLAGE OF CARBON
IN THE
PROVINCE OF ALBERTA**

BEING A BYLAW TO REGULATE THE TIME AFTER WHICH MINORS SHALL NOT BE IN A PUBLIC PLACE AT NIGHT WITHOUT PROPER GUARDIANSHIP WITHIN THE CORPORATE BOUNDARIES OF THE VILLAGE OF CARBON.

WHEREAS, pursuant to the provision of Section 7 of the Municipal Government Act, RSA 2000, as amended, provides the Council of the Village of Carbon (hereinafter called the Council) may by bylaw regulate the time after which minors shall not be in a public place at night without proper guardianship.

AND WHEREAS, the Council deems it would be in the best interests of the residents of the Village of Carbon that a bylaw be passed to regulate the time after which minors shall not be in a public place at night without proper guardianship.

NOW THEREFORE the Council hereby duly assembled enacts as follows:

1. This Bylaw shall be known as the "Curfew Bylaw"
2. Definitions:
 - a) "Child" shall mean any person who is or who apparently is under the age of eighteen (18) years;
 - b) "Peace Officer" shall mean a member of the Royal Canadian Mounted Police or a Special Constable, Police Officer or Bylaw Enforcement Officer of the Village of Carbon
 - c) "Proper Guardianship" shall mean in the direct care or supervision of a parent, legal guardian or any person over the age of eighteen (18) years authorized by a parent or legal guardian.
 - d) "Public Place" shall mean any street, public lane, public building, or any private property to which the public has access.
3. No child shall be in a public place within the corporate limits of the Village of Carbon after the hour of 11:00 o'clock p.m. on any day and before the hour of 6:00 o'clock a.m. on the following day without proper guardianship.
4. Any child to whom this Bylaw applies to who is found in a public place without proper guardianship after the hour of 11:00 o'clock p.m. on any day and before the hour of 6:00 o'clock a.m. on the following day may be warned to go home by a Peace Officer, and if after the warning the child refuses or fails to go home he/she either may be detained and taken to his/her home or a shelter by the Peace Officer.
5. This Bylaw does not apply to any person under the age of eighteen (18) years who is in a public place after the hour of 11:00 o'clock p.m. on any day and before the hour of 6:00 o'clock a.m. on the following day should they be:
 - a) In connection with a legitimate employment, business or trade; or
 - b) On an emergency errand.
 - c) In the presence of the proper guardianship.


6. Any parent or guardian who permits his/her child to contravene this Bylaw, and any child who contravenes this Bylaw, is guilty of an offence and liable upon summary conviction to:

- a) For the first offence to a fine of One Hundred (\$100.00) Dollars.
- b) For the second offence to a fine of Two Hundred (\$200.00) Dollars.
- c) For the third and subsequent offence to a fine of Three Hundred (\$300.00) Dollars.


And in each case in default of payment to a term of imprisonment not more than three (3) months.

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

Read a first time this 11th day of September, 2006

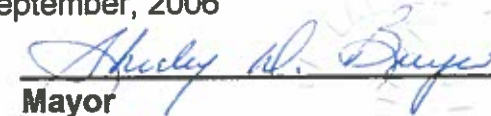


Mayor

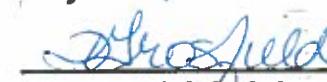


Municipal Administrator

Read a second time this 11th day of September, 2006



Mayor




Municipal Administrator


Motion to proceed to third reading

CARRIED UNANIMOUSLY

Read a third and final time this 11th day of September, 2006



Mayor



Municipal Administrator