

BYLAW 2006-13  
VILLAGE OF BEISEKER  
PROVINCE OF ALBERTA

A BYLAW OF THE VILLAGE OF BEISEKER IN THE PROVINCE OF ALBERTA TO REGULATE THE TIME AFTER WHICH MINORS SHALL NOT BE IN A PUBLIC PLACE AT NIGHT WITHOUT PROPER GUARDIANSHIP

**WHEREAS** it is deemed necessary and desirable by the Municipal Council of the Village of Beiseker to regulate the time after which minors shall not be in a public place at night without proper guardianship, and

**WHEREAS** a curfew bylaw will assist parents and legal guardians in exercising authority over minors to keep them safe from harm, and

**WHEREAS** the Municipal Council of the Village of Beiseker is committed to preserving a community quality of life which emphasizes individual safety and well being as well as the protection from harm of public and private property.

**NOW THEREFORE** by authority of the Municipal Government Act, R.S.A. 2000, Chapter M-26, the Municipal Council of the Corporation of the Village of Beiseker in the Province of Alberta, duly assembled, enacts as follows:

1. This by-law shall be known as the Curfew By-Law.
2. **Definitions:**
  - (a) "Minor" means a male or female who is or who apparently is under the age of eighteen (18) years of age.
  - (b) "Peace Officer" shall mean a member of the Royal Canadian Mounted Police or a Special Constable, Police Officer, or By-Law Enforcement Officer of the Village of Beiseker.
  - (c) "Public Place" means a place to which the public have or are permitted to have access, including:
    - (i) municipally owned or leased real property, and without restricting the generality of the foregoing includes streets, sidewalks, lanes, parks and recreation areas and;
    - (ii) privately owned or leased real property, upon complaint only by owner or tenant, and without restricting the generality of the foregoing includes coffee shops, restaurants, shopping malls, and movie theatres
  - (d) "Proper Adult Guardianship" shall mean under the direct care and control of, and accompanied by a Parent, Legal Guardian or a Temporary Guardian over the age of eighteen (18) years authorized by a parent or legal guardian.
  - (e) "Guardian" means the following persons:
    - (i) parent, legal guardian, or foster parent
  - (f) "Temporary Guardian" means an adult person eighteen (18) years or older who has been given prior permission by a Guardian to look after a Minor for a specified time period.
  - (g) "Offender" means a Minor or Guardian charged with an offense under the Bylaw.

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- (h) "Legitimate Excuse" includes only the following:
- (i) traveling directly to and from a place of employment whether paid or volunteer work; or
  - (ii) working at a job (whether paid or volunteer) that requires the Minor to be in a Public Place.
  - (iii) on an emergency errand
3. No Minor shall be in a Public Place within the corporate limits of the Village of Beiseker after the hour of 10:00 P.M. and before 6:00 A.M. following without Proper Adult Guardianship or Legitimate Excuse.
4. Any Minor who is found in a Public Place after 10:00 P.M. and before 6:00 A.M. following without Proper Adult Guardianship or Legitimate Excuse may be warned to go home by a Peace Officer, and if after the warning the Minor 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. Any Parent or Guardian who permits his/her Minor child to contravene this By-Law, and any Minor who contravenes this By-law, 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 subsequence 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.

6. By-Law 99-17 is rescinded.
7. This Bylaw comes into full force and effect upon third and final reading.

**READ A FIRST TIME** this                      day of    , 2007 A.D.

**READ A SECOND TIME** this                      day of    , 2007 A.D.

**READ A THIRD TIME AND  
FINALLY PASSED** this                      day of    , 2007 A.D.

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MAYOR

\_\_\_\_\_  
MUNICIPAL ADMINISTRATOR