

BY-LAW NO. 634
TOWN OF WEMBLEY

A by-law of the Town of Wembley, in the Province of Alberta, to regulate the time after which minors shall not be in a public place at night without proper guardianship within the corporate boundaries.

WHEREAS Section 7 of the Municipal Government Act, being Chapter M-26.1, R.S.A. 1994, as amended, provides that Council may by bylaw regulate the time, which minors shall not be in a public place at night without proper guardianship.

WHEREAS the Council of the Town of Wembley is of the view that it would be in the best interests of the residents of the Town of Wembley that a by-law be passed to regulate the time after which minors shall not be in a public place at night without proper guardianship.

NOW THEREFORE, the Municipal Council of the Town of Wembley, 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" shall mean a child male or female who is under the age of eighteen (18) years;
 - b. "Peace Officer" shall mean a member of the Royal Canadian Mounted Police or a By-Law Officer or Special Constable appointed by the Province of Alberta.
 - c. "Curfew Period" shall mean the period of time between 12:00 midnight and 6:00 a.m. in the same day.
 - d. "Parent or Guardian" shall mean the actual parent or guardian or foster parent of a Minor and shall include any other person over 18 years of age having the care and the control of a Minor.
 - e. "Public Place" shall mean any place to which the public have or are permitted to have access including, but not limited to streets, public lanes, public buildings or any private property to which the public has access.
 - f. "Emergency" shall mean an unforeseen combination of circumstances or the resulting event that requires immediate action. This includes but is not limited to a fire, natural disaster, a motor vehicle collision, or any situation beyond the control of anyone, and requiring immediate action to prevent injury or death.
3. No Minor shall be in a Public Place during the Curfew Period unless accompanied by a Parent or Guardian.
4. No Parent or Guardian shall suffer, permit or allow any Minor who is in his or her custody, care or control to be in a Public Place during the Curfew Period unless that Minor is accompanied by a Parent or Guardian.
5. Notwithstanding anything contained herein, it shall not be an offence under this By-law for a Minor to be in a Public Place during the Curfew Period while acting in the interests of an employer or voluntary organization or while returning home as soon as reasonably practical from an organized sporting or other event which has been supervised by an adult; or, in the case of an Emergency situation.

6. Any Parent or Guardian who permits his/her Minor child to contravene this By-law and any Minor child who contravenes this By-law is guilty of an offence and liable upon summary conviction to:

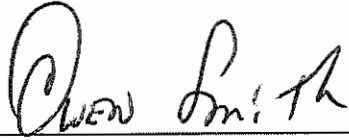
- a. For the first offence to a fine of Fifty (\$50.00) Dollars.
- b. For a second offence to a fine of One Hundred (\$100.00) Dollars; and
- c. For a third or subsequent offence to a fine of Two Hundred (\$200.00) Dollars

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

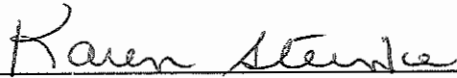
7. This By-Law shall take effect on the date of the third and final reading.

Read a first time this 14th day of August A.D. 2006.

Read a second and third time and finally passed this 11th day of September A.D. 2006



Mayor



Administrator