

## THE MUNICIPALITY OF THE DISTRICT OF GUYSBOROUGH

### A BY-LAW RELATING TO A CURFEW FOR YOUNG PEOPLE UNDER THE AGE OF SIXTEEN IN THE MUNICIPALITY OF THE DISTRICT OF GUYSBOROUGH

**WHEREAS** a certain number of young people in the Municipality of the District of Guysborough, and especially in the Defined Area, are on the streets and in public places late at night unsupervised by adults and this presents a danger to the health, safety and welfare of such persons, and;

**WHEREAS** the Municipality of the District of Guysborough may pass By-Laws for municipal purposes respecting the following matters:

- (a) the safety, health and welfare of people and the protection of people and property;
- (b) people, activities and things, in, on or near a public place that is open to the public.

**WHEREAS** it is deemed expedient that a Curfew By-Law be now enacted to protect the safety and health of children;

**BE IT THEREFORE ENACTED** by the Council of the Municipality of the District of Guysborough, as follows:

1. This By-Law shall be known and cited as the "Curfew By-Law".
2. For the purposes of this by-law the following words shall have the following meanings:
  - (a) "Defined Area" means that portion of the Municipality of the District of Guysborough included as and defined in the Municipal Planning Area for the Guysborough Planning Area and attached as Appendix "A".
  - (b) "Child" means a person who is or appears to be under sixteen (16) years of age.
  - (c) "Curfew period" means the period of time:
    - i. Sunday through Thursday - 10 p.m. to 6 a.m. of the next day
    - ii. Friday and Saturday - 11 p.m. to 6 a.m. of the next day
  - (d) "Municipality" means the Municipality of the District of Guysborough.

- (e) "Parent or Guardian" means the actual parent, guardian or foster parent of a child and shall include any other person eighteen (18) years of age or over having the care and control of a child.
  - (f) "Public Place" means any place whether publicly or privately owned or leased, to which the public has access as a right or by invitation, express or implied, and includes public streets or highways in the Defined Area.
3. No child shall be in a public place in the Defined Area, during the curfew period unless accompanied by a parent or guardian.
  4. 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 the child is accompanied by a parent or guardian.
  5. Notwithstanding anything contained herein, it shall not be an offence under this By-Law for a child 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 sponsored by an adult.
  6. Any person who breaches any of the provisions of this By-Law shall be guilty of an offence and shall be liable upon conviction to a penalty not less than fifty dollars (\$50.00) nor more than one thousand dollars (\$1,000.00), and in default of payment thereof to imprisonment for a period not exceeding sixty (60) days.