

BYLAW NO. 9/95

A BYLAW OF THE TOWN OF LUMSDEN TO PREVENT CHILDREN FROM LOITERING IN PUBLIC PLACES BETWEEN 9:00 P.M. OCTOBER 31ST AND 6:00 A.M. NOVEMBER 1ST

The Council of the Town of Lumsden in the Province of Saskatchewan enacts as follows:

1. This bylaw shall be known as the Halloween Curfew Bylaw.
2. Definitions:
  - (a) "CHILD" - any person under the age of eighteen years of age.
  - (b) "PUBLIC PLACE" - means any public place or place within the Town of Lumsden that the public has access to, including parks, businesses, streets and lanes.
  - (c) "RESPONSIBLE ADULT PERSON" - any adult person who is willing to take responsibility for the actions of a child but does not include an adult who is loitering in a public place.
  - (d) Any times mentioned in this bylaw shall be Central Standard Time.
3. No child shall be in any public place between the hours of nine o'clock p.m. October 31st and six o'clock a.m. November 1st, except under the guardianship of their parent or guardian or other responsible adult person, or except for some unavoidable cause.
4.
  - (a) Any child under the age of eighteen found in a public place contrary to Section 3 hereof may be warned by the police or a peace officer to go home; and
  - (b) If, after the warning, the child remains or is found loitering in a public place such child shall be taken by the police or a peace officer or a person assisting a peace officer to the home of the child, or to the Police Detachment in Lumsden and thereafter reasonable attempts to contact the parent or guardian or other responsible person of the child shall be made.
5.
  - (a) If a peace officer takes the action mentioned in Section 4(b) and does not find a parent or guardian of the child or other responsible person at the home of the child, the peace officer may, at his or her discretion, take the child into custody until such time as a parent or guardian or other responsible person can be found.
  - (b) A peace officer taking action under this Section must take all reasonable steps to find a parent or guardian or other responsible person.
  - (c) Notwithstanding anything mentioned in this Section a peace officer may release a child from his or her custody, at his or her discretion, ensuring for the safety and well being of the child.

6. No parent or guardian or other responsible person shall permit his or her child or ward to be in any public place contrary to Section 3 hereof, and any such parent or guardian or other responsible person who contravenes this Section is guilty of an offence and liable, on summary conviction, to a penalty of not less than \$100.00.
7. This bylaw shall come into force on the date of the passing.

D. Kleppner  
Mayor

[Signature]  
Town Administrator

CERTIFIED A TRUE COPY  
of Bylaw No. 9/95 passed  
by resolution of Council  
on the 25 day of SEPTEMBER  
1995.

[Signature]  
Town Administrator