



TOWN OF RIVERVIEW

BY-LAW NO. 700-21

**A BY-LAW OF THE MUNICIPALITY OF THE TOWN OF RIVERVIEW
RESPECTING A CURFEW**

BE IT ENACTED by the Town Council of the Town of Riverview, under the authority vested in it by the Local Governance Act, SNB 2017, c 18 as follows:

1. TITLE

- a. This by-law may be cited as the Curfew By-law.

2. DEFINITIONS

In this by-law:

- a. "Adult" means a person who has attained the age of nineteen years;
- b. "Child" means a person who is or, in the absence of evidence to the contrary, appears to be under the age of sixteen years;
- c. "Public Place" includes a street, highway or lane whether a thoroughfare or not, a place of public resort, parks and playgrounds, or a place to which the public has access; and
- d. "Peace Officer" means
 - i. a member of the Royal Canadian Mounted Police,
 - ii. a By-law Enforcement Officer appointed by or for the Town of Riverview.
- e. "Children's Shelter" means any location designated as such and includes a police station.

3. RULES AND REGULATIONS

- a. No child shall be in a public place in the Municipality after ten o'clock local time in the evening unless the child is accompanied by and under the direct supervision of a parent or legal guardian.
- b. Where a Peace Officer finds an apparent child in a public place contrary to Section 2, the peace officer may, by demand made to that person who appears to be a child, require that person to provide proof of age.
- c. Where it is found that the person is a child within the meaning of this by-law or the person, without reasonable excuse, fails or refuses to comply with the demand made to him by the peace officer, under subsection (1), then the peace officer may:
 - i. order the child to go home; or

- ii. where the child refuses to go home, take the child to a children's shelter; or
- iii. where the child refuses to go home, deal with the child as a child in need of protection under the *Family Services Act*, SNB 1980, c F-2.2, with amendments thereto.

4. PENALTIES

- a. Any person who is convicted of violating any provision of this by-law shall pay a fine not to exceed the maximum amount payable under Part II of the Provincial Offence Procedures Act as a category B offence.

5. SEVERABILITY

- a. If any part of this by-law shall be held invalid, such part shall be deemed severable and any invalidity thereof shall not affect the remaining parts of this by-law.

6. BY-LAWS REPEALED

- a. By-law 700-20, a By-law of the Municipality of the Town of Riverview, and all amendments thereto, is hereby repealed.
- b. The repeal of By-law 700-20 shall not affect any by-law infraction, penalty, forfeiture or liability, incurred before such repeal or any proceeding for enforcing same completed or pending at the time of repeal; nor shall it repeal, defeat, disturb, invalidate or prejudicially affect any agreement completed, existing or pending at the time of repeal.

7. ORDAINED AND PASSED

- a. This by-law comes into effect on the date of third and final reading by the Town Council of Riverview.

Original By-Laws and amendments thereto are on file in the Office of the Town Clerk. This document is for convenient reference purposes only. Any questions should be forwarded to the Office of the Town Clerk.

First Reading: September 12, 2022

Second Reading: October 11, 2022

Third Reading: October 11, 2022