



Community Government of Behchokò

BYLAW NUMBER 154-17

A bylaw of the municipal corporation of the Community Government of Behchokò in the Northwest Territories to regulate the time of opening and closing of any business that is licensed by the Community Government, pursuant to the provisions of the *Tłıchq Community Government Act*, S.N.W.T. 2004, and the *Summary Conviction Procedures Act*, R.S.N.W.T., 1988, c,S-15, Section 11.

WHEREAS the Tłıchq Community Government Act, S.N.W.T., 2004, Section 6(1) provides authority for a community government to make bylaws Council considers appropriate;

AND WHEREAS Council deems it necessary to regulate the time of opening and closing of any class of business that is licensed by the Community Government;

NOW, THEREFORE, the Council of the Community Government of Behchokò, in regular session, duly assembled, enacts as follows:

1.0 CITATION OF BYLAW

1.1 This bylaw may be cited as the "*Business Closing Hours Bylaw*"

2.0 DEFINITIONS

- 2.01 "Business" means any business establishment open to the general public to supply a service;
- 2.02 "Bylaw Officer" means a Bylaw Officer of the Community Government of Behchokò or, in the absence of an appointed officer, the SAO;
- 2.03 "Council" means the Council of the Community Government of Behchokò;
- 2.04 "Community" means the geographic area under the jurisdiction of the Community Government of Behchokò;
- 2.05 "Non-Emergency Business" shall mean all businesses other than police, fire, ambulance, and health-care services;

- 2.06 "Operator" means the owner, or the manager of a business operating within the Community Government of Behchokò;
- 2.07 "SAO" means the Senior Administrative Officer for the Community Government of Behchokò or designate;

3.0 REGULATIONS

- 3.1 Every Non-Emergency Business providing business to the general public shall remain closed to the during these hours:
- Sunday Closed between 11:00pm and 5:00am
 - Monday Closed between 11:00pm and 5:00am
 - Tuesday Closed between 11:00pm and 5:00am
 - Wednesday..... Closed between 11:00pm and 5:00am
 - Thursday Closed between 11:00pm and 5:00am
 - Friday Closed between Midnight and 5:00am
 - Saturday Closed between Midnight and 5:00am
- 3.2 In the event of a State of Local Emergency being declared by the Community Government of Behchokò, and if it is deemed in the best interests of by Chief and Council, this bylaw may be temporarily suspended during those dates and times of such declaration.
- 3.3 Those businesses with restricted hours of operation, as noted in Section 3.1, may approach the SAO for a Temporary Extension of the hours of operation for special events. Such applications should be completed twenty-four (24) hours in advance of the requested date for extension.

4.0 OFFENCES

- 4.1 Any person violating any provisions of this Bylaw is guilty of an offence and is liable, upon summary conviction,
- 4.1.1 for the first offence, to a fine not exceeding one hundred dollars (\$100.00);
 - 4.1.2 for the second offence, to a fine not exceeding two hundred dollars (\$500.00);
 - 4.1.3 for each subsequent offence, to a fine not exceeding one thousand dollars (\$1,000.00) or a term of imprisonment not exceeding three (3) months or both such fine and imprisonment.
- 4.2 Pursuant to the provisions of the *Summary Conviction Procedures Act*, a Bylaw Officer may issue a summary offence ticket information to any person who violates any provisions of this Bylaw and such person may, prior to the date specified in the ticket and in lieu of prosecution, pay the Community Government the voluntary penalty for the offence listed as follows:

- 4.2.1 for the first offence, payment of a voluntary fine of one hundred dollars (\$100.00);
- 4.2.2 for the second offence, payment of a voluntary fine of five hundred dollars (\$500.00);
- 4.2.3 for each subsequent offence, payment of a voluntary fine of one thousand dollars (\$1,000.00).

5.0 GENERAL

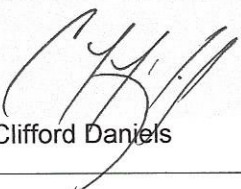
5.1 Bylaw 66-96 is hereby repealed.

5.2 This Bylaw shall come into effect upon Third and Final Reading.

Read a First time this 7th day of March, 2017.

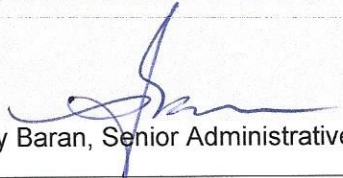
Read a Second time this 7th day of March, 2017.

Read a Third and Final time this 19th day of April, 2017.


Chief Clifford Daniels


Larry Baran, Senior Administrative Officer

CERTIFIED that this bylaw has been made in accordance with the requirements of the *Tijchq Community Government Act*, S.N.W.T. 2004.c.7, s.71 and the bylaws of the Municipal Corporation of the Community Government of Behchokò.


Larry Baran, Senior Administrative Officer

