

MUNICIPALITY OF LOW

REGULATION NUMBER: SQ 2017-004
MUNICIPAL BY-LAW:LOW-04-2017

NOTICE OF MOTION: April 27, 2017

CARRIED ON: May 1, 2017

PUBLICATION: May 2, 2017

COMING INTO FORCE: May 2, 2017

**BY-LAW ON PEDDLING
ENFORCEABLE BY THE SÛRETÉ DU QUÉBEC**

WHEREAS the Council deems it necessary to adopt a by-law to legislate peddling in its territory;

WHEREAS a copy of by-law 2017-004 was given to the members of the Council no later than 2 legal days before the regular meeting of the May 1, 2017, that all the members present declare having read the draft by-law and that they forfeit its reading.

CONSEQUENTLY,

It is moved by Michèle Logue-Wakeling
Seconded by Joanne Mayer
And resolve

THAT :
This By-law be adopted.

SECTION 1 The Preamble shall form an integral part of this Regulation.

SECTION 2 "DEFINITION" For the purposes of this By-law, the following word means:

"PEDDLER" means an individual or a legal entity that, without having been required to do so, solicits a person at home or business location to sell a good or to offer a service or to solicit a gift.

SECTION 3 "LICENSES". It is forbidden to peddle without a license.

SECTION 4 SECTION 3 shall not apply to the following persons:

- a) Those who sell or carry publications, pamphlets and books of moral or religious character;
- b) Those who solicit donations for charitable purposes.

SECTION 5 "COSTS" To obtain a peddling permit, a person must pay the amount of \$ _____ (as determined by the Municipality).

SECTION 6 "PERIOD". The permit is valid for a period of one year.

SECTION 7 "TRANSFER". The permit is not transferable.

SECTION 8 "EXAMINATION". The license must be carried by the peddler, visible, and shown for examination on request to a peace officer or any person designated for that purpose.

SECTION 9 "HOURS". It is forbidden to peddle between 8 pm and 10 am.

PENALTIES

SECTION 10 "APPLICATION". Any officer or municipal employee appointed by the municipal Council is responsible for the application of this by-law.

The Council also authorizes all police officers of the Sûreté du Québec to institute criminal proceedings against any offender and to issue statements of offense for any contravention of any of the provisions of this by-law.

SECTION 11 "PENALTY" Any person who contravenes a provision of this by-law commits an offense.

A person who commits a first offense is liable to a fine of not less than two hundred dollars (\$200.00) and not more than five hundred dollars (\$500.00).

A person who commits a second offense under the same

provision within a period of two (2) years of the first offense is liable to a fine of not less than four hundred dollars (\$400.00) and not more than one thousand dollars (\$1,000.00).

A person who commits a subsequent offense under the same provision within two (2) years of the first offense is liable to a fine of not less than five hundred dollars (\$500.00) and not more than two thousand dollars \$2,000.00).

SECTION 12 "REPEAL" This by-law repeals and replaces in its entirety and for any purpose regulation 2011-004 as well as any previous municipal by-law inconsistent with the provisions of this by-law.

This repeal shall not be construed as affecting any matter or action done or to be done under the by-law so repealed. Any offense or prosecution under the repealed by-law or any regulation referred to therein may be continued in the manner prescribed in those regulations.

SECTION 13 "ENTRY INTO FORCE" This by-law shall come into force in accordance with the law.

Mayor

Secretary-Treasurer

Notice of motion given on: April 27, 2017

By-law adopted on: May 1, 2017

Publication and entry into force: May 2, 2017

