

**CITY OF THOMPSON
BY-LAW NUMBER 1735-2007**

BEING A BY-LAW OF THE CITY OF THOMPSON TO PROVIDE A MORE EFFECTIVE MEANS FOR ENSURING COMPLIANCE WITH CITY BY-LAWS AND IS TO BE KNOWN AS THE “COMPLIANCE BY-LAW”

WHEREAS The City of Thompson is empowered under The Summary Convictions Act, L.M. 1985-86, to prosecute by offence notice;

AND WHEREAS it is deemed expedient and in the public interest to provide legislation allowing a peace officer and/or by-law enforcement officer who believes that a person has committed an offence to commence prosecution for the offence by completing and delivering to the person alleged to have committed the offence the summons part of an offence notice;

NOW THEREFORE the Council of The City of Thompson, duly assembled, enacts as follows:

1. (a) Everyone who contravenes, or does not comply, or improperly complies, or only partly complies with any provision of an Act of the Legislature, a by-law of the municipality or a regulation commits an offence. Without restricting the generality of the foregoing, Schedule “A” hereto contains a listing of offences which qualify as compliance violations.
- (b) Violations that fall under the “Other” category as listed on Schedule “A” hereto shall include but not be limited to the offences as set out in Schedule “C” hereto.
- (c) Everyone who commits an offence under subsection (a) is guilty of a summary offence and liable to a fine as set out in the City’s annual fee schedule.
- (d) The following procedures shall apply for offences committed under subsection (a):
 - (1) A peace officer or by-law enforcement officer may issue an Information and Summons Offence Notice of by-law violation, in a form as set out in Schedule “B” hereto, levying the applicable fine as set out in the City’s annual fee schedule, to every person committing an offence under subsection (a).

- (2) Notwithstanding a minimum fine which may have been established in a by-law, the Information and Summons Offence Notice shall require the person to pay the City the amount set out in subsection (b) as a fine within 15 days of the alleged offence and the method of payment shall be as set out on the Information and Summons Offence Notice.
 - (3) If payment of the fine is made as provided in this section prior to the date when the person contravening the by-law is required to appear in Court to answer a charge, the person shall not be liable for prosecution for that offence.
 - (e) A peace officer or by-law enforcement officer may issue a warning ticket on the Information and Summons Offence Notice for which no prosecution will be carried out and no fine shall be levied, if the person has not previously been charged with an offence pursuant to the same provision.
2.
 - (a) Any person in default of payment of the fine is guilty of an offence and is liable, on summary conviction, to imprisonment for a term not exceeding thirty (30) days or both such fine and imprisonment.
 - (b) Any person who hinders or obstructs the Authority having jurisdiction, a peace officer or a by-law enforcement officer under this by-law in the exercise of their duty is guilty of an offence and liable on summary conviction to a fine of not less than \$100.00 or more than \$200.00, and in default of payment of the fine, to imprisonment for a term not exceeding fourteen (14) days or to both such fine and imprisonment.
3. Council may, by resolution, make such change as it deems appropriate to the schedules of this by-law.
4. This by-law shall come into full force and take effect on the day following third reading.

Read a first time this 15th day of October, 2007 A.D.

Read a second time this 22nd day of October, 2007 A.D.

Read a third time this 22nd day of October, 2007 A.D.

Done and passed by Council of the City of Thompson duly assembled this 22nd day of October, 2007 A.D.

The City of Thompson

**Per: _____
Mayor**

**Per: _____
City Manager**