

BY-LAW NUMBER 68 (2021)

A BY-LAW RELATING TO THE ENFORCEMENT OF BY-LAWS OF THE VILLAGE OF PETITCODIAC

Pursuant to the authority vested in it by the Local Governance Act, R.S.N.B 2017, Chapter 18, the Council of the Municipality of The Village of Petitcodiac duly assembled, enacts as follows:

1. DEFINITIONS

In this By-Law:

“**By-Law**” means a By-Law of the Village of Petitcodiac.

“**By-Law Enforcement Officer**” means a person named and sworn par council for the purpose of the enforcement of the Village of Petitcodiac.

“**Clerk**” means the Clerk of the Village of Petitcodiac

“**Council**” means the Municipal Council of the Municipality of Petitcodiac.

“**Village**” means the Municipality of Petitcodiac.

“**Police Officer**” means a Police Officer appointed under the *Police Act* or a Member of the Royal Canadian Mounted Police.

2. GENERALITIES

2.1 Council may according to the *Local Governance Act*, hire or retain the services of a By-Law Enforcement Officer.

2.2 A Police Officer is by virtue of their office, a By-Law Enforcement Officer.

2.3 A By-Law Enforcement Officer:

- a) Is employed for the preservation and maintenance of the public peace;
- b) Is responsible for the Enforcement of all By-Laws of the Municipality;
- c) Is appointed under the Local Governance Act;
- d) Is appointed under section 14(3) of the Police Act;
- e) Is appointed under the Community Planning Act;
- f) Is named and appointed as a Designated Person according the Emergency Measures Plan of the Village of Municipality;

- g) Can Issue Penalties and/or Tickets according to the Local Governance Act and the By-Laws of the Municipality.
- h) Can serve documents on behalf of the Town;
- i) Can direct traffic in conformance with law and in the event of a fire or other emergency as directed by the Fire Chief or the Incident Commander or to expedite traffic or to ensure safety to direct traffic as conditions may require notwithstanding the provisions of law;
- j) May use the title "Bylaw Officer".
- k) Must be appointed by motion of Council attached as Schedule "A", unless they are a Police Officer.
- l) Must Swear the Oath or Solemnly Affirm to their Office as per attached Schedule "B", unless they are a Police Officer.

3. TRAINING

3.1 A By-Law Enforcement Officer must:

- a) Possess a valid certification in Standard First Aid, CPR & AED or higher;
- b) Possess training in By-Law Enforcement, or in Policing or have relevant experience in the field of Law Enforcement.
- c) Other certifications as applicable to the position of By-Law Enforcement Officer.

4. EQUIPMENT

4.1 A By-Law Enforcement Officer must while on duty:

- a) Have on his person, his Officer Identification Card and Badge;
- b) Wear body armour, a uniform or be easily identifiable as a By-Law Enforcement Officer when wearing civilian clothing;
- c) Other equipment as deemed necessary to effectively and safely perform their duties.

4.2 The Patrol Vehicle used by the By-Law-Enforcement Officer is an Emergency Vehicle of the Municipality and shall be equipped accordingly.

5. INTERPRETATION

5.1 In the French Language Version, the Masculine Includes the Feminine, and is used without discrimination, in order to alleviate the text.

