

CANADA
PROVINCE OF QUEBEC
MUNICIPALITY OF LITCHFIELD

BY-LAW S.Q. 2023-04

CONCERNING PEDDLING ENFORCEABLE BY THE SURETÉ DU QUÉBEC

WHEREAS under section 85 of the *Municipal Powers Act* (Q.R.S., chapter C- 47, 1), any local municipality may adopt by-laws relating to the general well-being of its population;

WHEREAS the municipality has received a request from the RCM of Pontiac asking that it update its by-laws with respect to criminal matters;

WHEREAS a regular notice of motion was given on July 10, 2023;

CONSEQUENTLY, it is moved by Terry Racine that this by-law repeals and replaces all previous By-Laws relating to peddling, as enforceable by the *Sureté du Québec*.

AND IT IS ALSO RESOLVED that this by-law be adopted:

"Preamble"	SECTION 1	The preamble forms an integral part of this by-law. The schedules attached to this by-law form an integral part of it.
"Definition"	SECTION 2	For purposes of this by-law, the following definition shall apply: Peddler: Physical person or legal entity having authorized someone who, without being required to do so, solicits another person at its home or place of business in order to sell goods or offer a service, or ask for a donation.
"Permit"	SECTION 3	Peddling without a permit is prohibited.
"Cost"	SECTION 4	To obtain a peddler's permit, a person must pay the amount set by the municipality.
"Period"	SECTION 5	The permit is valid for the period indicated thereon.
"Transfer"	SECTION 6	The permit is not transferable.
"Examination"	SECTION 7	The permit must be visibly worn by the peddler and submitted upon request, for examination, to a peace agent of the <i>Sureté du Québec</i> or to any individual designated by Council, when so requested.

"Hours"	SECTION 8	Peddling between the hours of 8:00 p.m. and 10:00 a.m. is prohibited.
"Application"	SECTION 9	The person responsible for the application of this by-law shall be any official or municipal employee appointed by Council. The Council also authorizes all peace agents of the <i>Sûreté du Québec</i> to undertake criminal proceedings against any contravener and to issue statements of violation for any offence to one of the provisions of this by-law.

PENAL PROVISIONS

"Penalty"	SECTION 10	Without prejudice to any other possible recourse, whoever contravenes a provision of this by-law is liable to a fine of two hundred and fifty dollars (\$ 250) in the case of a natural person, and five hundred dollars (\$ 500) in the case of a legal entity, for a first infraction; the fine is five hundred dollars (\$ 500) in the case of a natural person, and one thousand dollars (\$ 1000) in the case of a legal entity, for any repeat offence during the following year; in each case, legal expenses shall be additional.
"Abrogation"	SECTION 11	This by-law abrogates all previous municipal by-laws, including By-Law 2011-04, which are incompatible with its provisions.
"Coming into force"	SECTION 12	This by-law shall come into force according to law.

Adopted by the Municipal Council during a meeting held on August 8, 2023 and signed by the Mayor and the Secretary-Treasurer.

Mayor, Colleen Larivière

Julie Bertrand, Director General