

**TOWN OF BON ACCORD
2013 ANTI-BULLYING BYLAW
BYLAW 2013-08**

A BYLAW OF THE TOWN OF BON ACCORD, IN THE PROVINCE OF ALBERTA, TO CONTROL AND REGULATE HARASSMENT AND BULLYING OF MINORS AND/OR PERSONS IN THE TOWN OF BON ACCORD.

WHEREAS, pursuant to Section 7 of the Municipal Government Act, RSA 2000, Chapter M-26, as amended, a Council may pass Bylaws respecting the safety, health and welfare of people and the protection of people and property and respecting people, activities and things in or near public places.

NOW THEREFORE, under the authority of the Municipal Government Act, the Council of the Town of Bon Accord, in the Province of Alberta, ENACTS AS FOLLOWS:

PART I BYLAW TITLE

1. This bylaw shall be known as the "Anti-Bullying" bylaw.

PART II DEFINITIONS

1. "Bullied" means the harassment of others by the real or threatened infliction of physical violence and attacks, racially or ethnically-based verbal abuse and gender-based put-downs, verbal taunts, name calling and put-downs, written or electronically transmitted, or emotional abuse, extortion or stealing of money and possessions and social out-casting.
2. "Minor" means an individual less than 18 years of age.
3. "Peace Officer" means a member of the Royal Canadian Mounted Police, or a Special Constable appointed pursuant to the provisions of the Police Act, Revised Statutes of Alberta, 2000, Chapter P-17, and all amendments or successors thereto.
4. "Public Place" means any place, including privately owned or leased property, to which the public reasonably has or is permitted to have access, whether on payment or otherwise, within the corporate limits of the Town of Bon Accord, including schools, recreational facilities, and public parks and sports grounds.
5. "Violation Ticket" means a violation ticket as defined in the Provincial Offences Procedure Act.

PART III ENFORCEMENT

1. No person shall, in any public place:
 - a. Communicate either directly or indirectly, with any person in a way that causes the person, reasonably in all the circumstances, to feel bullied.

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- b. While not taking part in any action described in Part 3, Section 1 (a) encourage or cheer on, any person described in Part 3, Section 1 (a).
2. Any person who contravenes Part 3, Section 1 (a) of this Bylaw is guilty of an offence punishable on summary conviction and is liable
 - a. For a first offence, to a minimum specified penalty of \$250.00; and
 - b. For second, or subsequent offences, to a fine not exceeding \$1,000.00; and in default of payment of the fine and costs, to imprisonment for six months.
3. Any person who contravenes Part 3, Section 1 (b) of this Bylaw is guilty of an offence punishable on summary conviction and is liable
 - a. For a first offence, to a minimum specified penalty of \$100.00; and
 - b. For second, or subsequent offences, to a fine not exceeding \$250.00; and in default of payment of the fine and costs, to imprisonment for six months.
4. If a Violation Ticket is issued in respect of an offence, the Violation Ticket may;
 - a. Specify the fine amount established by this Bylaw for the offence; or
 - b. Require a person to appear in Court without the alternative of making a voluntary payment.
5. A person who commits an offence may:
 - a. If a Violation Ticket is issued in respect of the offence; and
 - b. If the Violation Ticket specifies the fine amount established by the Bylaw for the offence

Make a voluntary payment equal to the specified fine by delivering the Violation Ticket and the specified fine to the Provincial Court Office specified on the Violation Ticket.

PART IV ENACTMENT

1. This Bylaw shall come into effect on the date of final reading.

READ A FIRST TIME THIS 2nd DAY OF **July, 2013**.

Mayor Randolph Boyd

Chief Administrative Officer Vicki Zinyk

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READ A SECOND TIME THIS **20th** DAY OF **August, 2013.**

Mayor Randolph Boyd

Chief Administrative Officer Vicki Zinyk

READ A THIRD TIME THIS **3rd** DAY OF **September, 2013.**

Mayor Randolph Boyd

Chief Administrative Officer Vicki Zinyk

<p>If any portion of this bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed and the remainder of the bylaw is deemed valid.</p>
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