



PROPERTY DEFACEMENT BYLAW 86

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A By-law of the Hamlet of Fort Liard in the Northwest Territories to prohibit the defacing of public or personal property, pursuant to the *Hamlets Act*, R.S.N.W.T., 1988, c-H-1, s. 121.

AS it is desirable to protect public and private property from defacement,

NOW, THEREFORE, THE COUNCIL OF THE HAMLET OF FORT LIARD, at a duly constituted meeting, enacts as follows:

SHORT TITLE

1. This By-law may be cited as the **“Property Defacement Bylaw”**.

INTERPRETATION

2. In this by-law,
 - (a) “Hamlet” means the Hamlet of Fort Liard in the Northwest Territories;
 - (b) “Deface” means mar or spoil the appearance of property by placing posters, or adding graffiti or other markings;
 - (c) “Officer” means a by-law officer of the Hamlet, the SAO, and
 - (d) “SAO” means the Senior Administrative Officer of the Hamlet.

OFFENSE AND PENALTIES

3. No person shall deface
 - (i) public property,
 - (ii) private property, without the consent of the owner or occupier of the property.

4. (1) An Officer may issue a spoken or written order to a person found to be defacing property, setting out remedial action to be taken and the date and time by which remedial action must be taken to remove any poster, graffiti or marking made contrary to this by-law.
- (2) A person who fails to obey an order issued under subsection (1) contravenes this by-law.
5. (1) An officer may issue a ticket in the form prescribed by the Summary Convictions Procedures Act and Regulations, to any person who violates any provision of this by-law and such person may, in lieu of prosecution pay to the Hamlet the voluntary penalty set out in Schedule “A”; attached and forming part of this by-law, instead of appearing in answer to the summons contained in the ticket.
- (2) Every person who contravenes this by-law is guilty of an offense and liable to summary conviction to a fine or, in default of payment of this fine, to imprisonment for a period not exceeding six months.

READ a First Time this 6th day of April 1995.

READ a Second Time this 6th day of April 1995.

READ a Third Time and Finally Passed this 20th day of 1995.

**SCHEDULE “A”
PENALTIES**

	FIRST	SECOND	THIRD
DEFACE PUBLIC PROPERTY SECTION 3(I)	\$250.00	\$500.00	\$1,000.00
DEFACE PRIVATE PROPERTY SECTION 3(II)	\$150.00	\$300.00	\$500.00