



**BYLAW NO. 20-15
OF THE TOWN OF STRATHMORE
IN THE PROVINCE OF ALBERTA**

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WHEREAS under section 3(c) of the Municipal Government Act, RSA 2000, c. M-26, the purpose of a municipality is to develop and maintain safe and viable communities;

AND WHEREAS Council of the Town of Strathmore may pass bylaws respecting the safety, health and welfare of people;

AND WHEREAS Council of the Town of Strathmore may, in passing a bylaw, regulate or prohibit, or provide for a system of licenses, permits or approvals, for any development, activity, industry, business or thing, until a license, permit or approval has been granted, which can include terms and conditions, and fines within the municipality;

AND WHEREAS Council deems it necessary to provide for the regulation and licensing of all businesses carried on within the municipality;

AND WHEREAS the practice of conversion therapy is opposed by the Canadian Psychological Association and the College of Alberta Psychologists;

NOW THEREFORE BE IT RESOLVED THAT the Municipal Council of the Town of Strathmore, in the Province of Alberta duly assembled **HEREBY ENACTS AS FOLLOWS:**

1. SHORT TITLE:

1.1 This Bylaw may be cited as the “Prohibited Businesses Bylaw”.

2. DEFINITIONS

2.1 In this Bylaw:

(a) **“Businesses”** means:

- (i) a commercial, merchandising or industrial activity or undertaking,
- (ii) a profession, trade, occupation, calling or employment; or
- (iii) an activity providing goods or services;



**BYLAW NO. 20-15
OF THE TOWN OF STRATHMORE
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Whether or not for profit and however organized or formed, including a co-operative or association or persons;

(b) **“Town”** means the Town of Strathmore.

(c) **“CAO”** means the Town’s Chief Administrative Officer or delegate;

(d) **“Officer”** means a bylaw enforcement officer appointment, pursuant to Bylaw 87-06, a peace officer appointment pursuant to the Peace Officer Act, SA 2006, C. P-3-5.

(e) **“Person”** means an individual human being or a corporation and includes a partnership, an association or group of persons acting in concert unless the context explicitly or by necessary implication otherwise requires;

2.2 Nothing in this Bylaw relieves a person from complying with any Federal or Provincial law or regulation, other bylaw or requirement of any lawful permit, order or license.

2.3 Any headings or subheading in this Bylaw are included for guiding purposes and convenience only, and shall not form part of this Bylaw.

2.4 All Schedules attached to this Bylaw shall form part of this Bylaw.

2.5 Specific references to laws in this Bylaw are meant to refer to the current laws applicable within the Province of Alberta as at the time this Bylaw was enacted and as they are amended from time to time, including successor legislation.

3. PROHIBITED BUSINESSES

3.1 A person must not engage in or operate a business listed in Schedule A.

4. ADVERTISING

4.1 In a prosecution for a contravention of this Bylaw, proof of one transaction in the business or that the business has been advertised is sufficient to establish that a person is engaged in or operates the business.

5. SUMMARY CONVICTION OFFENSE

5.1 Any person who contravenes any provision of this Bylaw by doing any act or thing which the person is prohibited from doing, or by failing to do any act or thing the person is required to do, is guilty of an offence pursuant to this Bylaw.





**BYLAW NO. 20-15
OF THE TOWN OF STRATHMORE
IN THE PROVINCE OF ALBERTA**

- 5.2 For the purposes of this Bylaw, an act by an employee or agent of a person is deemed to be an act of the person if the act occurred in the course of the employee's employment or agency relationship with the person.
- 5.3 If a corporation commits an offence under this Bylaw, every principal, director, manager, officer, employee, or agent of the corporation who authorized, assented to, acquiesced, or participated in the act that constitutes the offence is guilty of the offence whether or not the corporation has been prosecuted for the offence.
- 5.4 If a partner in a partnership is guilty of an offence under this Bylaw, each partner in the partnership who authorized, assented to, acquiesced, or participated in the act that constitutes the offence is guilty of the offence.
- 5.5 Any person who is convicted of an offence pursuant to subsection (1) is liable on summary conviction to a fine not exceeding TEN THOUSAND (\$10,000.00) DOLLARS and in default of payment of any fine imposed, to a period of imprisonment not exceeding ONE (1) YEAR.

6. SPECIFIED PENALTIES

- 6.1 The specified penalty applicable for an offence under this Bylaw is TEN THOUSAND (\$10,000.00) DOLLARS.

7. ENFORCEMENT

- 7.1 Where an officer believes that a person has contravened any provision of this Bylaw, the officer may commence proceedings against the person by issuing a violation ticket in accordance with the Provincial Offences Procedure Act, RSA 2000, c. P-34.
- 7.2 This section shall not prevent an officer from issuing a violation ticket requiring a court appearance of the defendant, pursuant to the provisions of the Provincial Offences Procedures Act, or from laying an information in lieu of issuing a violation ticket.

8. COMMENCEMENT OF THIS BYLAW

- 8.1 This Bylaw comes into full force and effect upon third and final reading.





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READ A FIRST TIME THIS 17th day of February, 2021.

READ A SECOND TIME THIS 21st day of July, 2021.

READ A THIRD AND FINAL TIME THIS 21st day of July, 2021.

MAYOR

CAO





**BYLAW NO. 20-15
OF THE TOWN OF STRATHMORE
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SCHEDULE A

PROHIBITED BUSINESSES

BUSINESS	PROHIBITED BUSINESS ACTIVITY
Conversion Therapy	"Conversion Therapy" means a practice, treatment, or service designed to change, repress, or discourage a person's sexual orientation, gender identity, or gender expression; or to repress or reduce non-heterosexual attraction or sexual behaviour as part of an effort to change a person's sexual orientation or gender identity. For greater certainty, this definition does not include a practice, treatment, or service that relates (a) to a person's social, medical, or legal gender transition; or (b) to a person's non-judgmental exploration and acceptance of their identity or development.

