

Bylaw 3-92

A BYLAW FOR THE VILLAGE OF MACOUN TO PROVIDE FOR THE LICENSING, REGULATIONS AND GOVERNING OF PERSONS ENGAGED IN CERTAIN OCCUPATIONS, TO BE KNOWN AS "THE LICENSING BYLAW"

The Council of the Village of Macoun, in the Province of Saskatchewan enacts as follows:

1. In the Bylaw, unless otherwise required, the expressions:

- a) "Village" " or "Municipality" shall mean the Village of Macoun, Saskatchewan.
- b) "Council" shall mean and include the Council of the Village of Macoun.
- c) "Village Administrator" and "Clerk" shall mean respectively the persons occupying the position of Village Administrator or clerk.

2. License Fee:

The fee payable in respect of any license required under the provisions of this bylaw shall be in the amount set out in Schedule "A" of this Bylaw.

3. Application for License:

All applications for licenses shall contain the following information:

- a) Name, address and occupation of the applicant.
- b) Nature of license applied for.
- c) The place where the license is to be exercised or where the proposed calling is to be carried on.
- d) The period for which the license is required.

4. Granting of License:

All licenses required under the provisions of this bylaw shall be issued by the clerk, except where the council reserves the right to decide whether a license shall be issued or not.

- a) Where the Village Clerk refuses to issue any license, she shall forthwith submit the application for license together with a report thereon to the Council and advise the applicant of the date on which council will consider the application.
- b) Every license granted under this bylaw, shall be prepared who shall produce the same whenever it may demanded.

5. Duration of License:

Every license issued under this bylaw, unless specifically mentioned to be issued for a shorter period of timer or revoked shall expire of the 31st day of December of the year in which it was issued.

6. Fees Payable at Village Office:

All license fees required to be paid under the provisions of this bylaw shall be paid to the Administrator or clerk at the Village Office.

7. Revocation of License:

The Council may by resolution suspend or revoke any license granted under this bylaw and where such license is revoked the licensee shall be entitled to a refund of that part of the license fee proportionate to the unexpired term for which it was granted.

8. Provincial License:

No license shall be issued to any person required by law to obtain a Provincial license until the applicant has first produced the proper Provincial license and no license issued without such production shall be valid.

The Village license issuer in such case shall state the fact that the licensee has produced the proper Provincial License.

9. No person shall carry on in the Village of Macoun any of the several trades, occupations, callings or business hereafter specifically set forth without first obtaining a license authorizing such person to carry on his respective trade, occupation, calling or business in the Village of Macoun and paying the Village Administrator or clerk the fee for such license.

1. Committee Agents:

Every person who carries on business in the Village as agent to buy or sell goods, wares, services or merchandise on commission or gee and who does not carry stock in trade.

2. Direct Sellers:

Every Direct Seller as defined in the Direct Sellers Act.

3. Fish Dealer:

Every person buying or dealing in fish or fillets of fish.

4. Transient Wholesaler or Manufacturer:

Every person, whether wholesale manufacturer, or otherwise, whether by himself or agents on his behalf, not having a place of business in the Village, who sells or offers for sale, livestock, fruit, goods, wares or merchandise of any description in the Village, either by private sale or auction or any other manner, and whether such sale be conducted by himself personally or by a licensed auctioneer or otherwise, from out of a railway car or other vehicle or other vehicle, or out of an unlicensed place, and the shipment into town of one carload or part thereof, or any vehicle load or part thereof of livestock, fruit, goods, wares or merchandise of any description for the purpose of selling or offering for sale some or any of them, shall be deemed to constitute the owner, vendor, or shipper or consignee thereof, a transient wholesaler, or manufacturer within the meaning of the section.

10. Penalties:

1. A person carrying on any of the several trades, occupations, callings, or business set forth in section 9 of this bylaw without first obtaining license and without having paid the prescribed fee for such license, shall be guilty of a breach of this bylaw and subject to a penalty not to exceed \$100.00.
2. In case of a conviction for non-payment of the license fee payable to the Village under this bylaw, the convicting Justice may adjudge a payment thereof in addition to the penalty.

11. Where in a prosecution or proceeding under this bylaw, it is alleged that a person proceeded against, carried on or engaged in such business, industry or calling without first having obtained a license to do so proof of any transaction in that business, industry or calling shall be sufficient to establish that a person proceeded against, carried on or engaged in such business, industry or calling.

This bylaw shall come into force and take effect on the 7th day of September, 1992

Certified a true copy of Bylaw No.32
adopted by resolution of council on the 7th day
of September, 1992

_____ Administrator

Schedule "A"

The following shall be the license fees to be charged for trades, businesses, occupations, calling or industries herein before referred to:

- 1) Direct Sellers Fees as set by the Direct Sellers Act.

2) All others

\$10.00

Mayor

Clerk