

BY-LAW NO. 61  
A BY-LAW RESPECTING AMUSEMENT DEVICES

The Council of the Municipality of Sackville duly assembled hereby enacts as follows:

1. In this By-Law
  - (a) "Amusement Device" means a machine, contrivance or device that,
    - (A) upon insertion therein of any money or other article
      - (i) provides or may provide to the operator thereof any amusement or recreation, or
      - (ii) may be used by the operator for the purpose of playing a game of skill and
    - (B) is not a slot machine under the Criminal Code, Chapter C-34 of the Revised Statutes of Canada, 1970 and amendments thereto.
  - (b) "Person" shall include any person, corporation, partnership, or any society in whose place of business such machine is placed and used by the public; and the person, corporation, partnership or society having control over such machine.
2. No person shall display for public patronage or keep for operation any amusement devices as defined in Section 1 without first having obtained a license therefore under the provisions of this By-Law, which license shall be signed by the Mayor and the Town Clerk.
3. Any person desirous of obtaining a license under this By-Law shall make application in writing to the Town Clerk of the Town of Sackville.
4. The application for such license shall contain the following information:
  - (a) the name and address of the applicant and in the case of any person not being a firm, corporation or association, the age and date of birth;
  - (b) the place where the amusement devices are to be displayed or kept and the nature of the business, if any, carried on in such premises;
  - (c) a description of the amusement device, name of the manufacturer and serial number; and
  - (d) the name and address of the person, if any, by whom the amusement device has been distributed, leased, loaned, placed or caused to be placed on such premises.
5.
  - (1) Application for such license shall be made out in duplicate, one copy being referred by the Town Clerk to the Chief of Police of the Town of Sackville.
  - (2) The Chief of Police shall investigate or cause to be investigated the location wherein it is proposed to operate such machine, ascertain if the applicant is of good moral character, and either approve or disapprove the application.
  - (3) No license shall be refused by the Chief of Police

5. (3) to any applicant unless reasons for such refusal are given by him.
- (4) No license shall be issued to any applicant not being a firm, coporation, or association, unless he is over 19 years of age and a Canadian citizen.
6. No license shall be issued without the approval of the Fire Marshall, or Fire Prevention Officer.
7. An annual license fee of \$10.00 for each amusement device operated or displayed for public patronage shall be paid to the Town Clerk, upon issuance of such license.
8.
  - (a) Every amusement device license shall expire on the 31st day of December in the year in which it was issued.
  - (b) An amusement device license is valid only while such machine with respect to which it is issued, is kept by the licensee on the premises designated in the license.
  - (c) The Town Clerk may upon a fee of \$2.00 and upon the surrender of an amusement device license, issue a license to keep the amusement device for which it was issued on premises other than the premises designated in such license.
  - (d) When it is established to the satisfaction of the Town Clerk that an amusement device for which a license is in effect has been replaced by another amusement device, he may, upon a written application setting out such fact and such information as is required upon an application for a license under section 4 and upon receipt of a fee of \$2.00 and the surrender of such amusement device license, issue a license to keep on the premises designated in such first mentioned license the amusement device replacing the amusement device for which the license has been surrendered.
  - (e) All persons keeping amusement devices as defined in Section 1, within the Municipality on the day this By-Law comes into effect shall submit an application, for a license, to the Town Clerk not later than 30 days after such day.
9. No person holding a license under this By-Law shall permit minors under sixteen years of age to play or operate such amusement device.
10. The Mayor of the Town of Sackville shall have full power at any time or on recommendation of the Town Council to suspend, revoke or refuse to issue a license, should the licensee or applicant for such license directly or indirectly permit the operation of such amusement device by minors under sixteen years of age.
11. Any person who violates any of the provisions of this By-Law is guilty of an offence and is liable on summary conviction to a fine of not less than \$20.00 and not more than

11. \$40.00 and all such fines shall be recoverable under the provisions of the Summary Convictions Act.

12. This By-Law comes into force on the date of final passing thereof.

Read a first time this 18th day of March, 1982.

Read a second time this 18 day of March, 1982.

Read a third time and done and passed Council this 13 day of April, 1982.

Andrew  
Clerk

[Signature]  
Mayor