



Indian and Northern Affairs Canada

Affaires indiennes et du Nord Canada

DEPT. OF INDIAN AFFAIRS &

Inuit Affairs

Affaires indiennes et du Nord Canada

NORTHERN DEVELOPMENT

Chronological No. - Numéro consécutif

347/86

File Reference - N° de réf. du dossier

4216.210

FEB 25 1986

BAND COUNCIL RESOLUTION 033004
RÉSOLUTION DE CONSEIL DE BANDE
Sioux Lookout, Ontario

NOTE: The words "From our Band Funds" "Capital" or "Revenue", which ever is the case, must appear in all resolutions requesting expenditures from Band Funds
NOTA: Les mots "des fonds de notre bande "Capital" ou revenu" selon le cas doivent paraître dans toutes les résolutions portant sur des dépenses à même les fonds des bandes

Table with columns for COUNCIL OF THE (LE CONSEIL DE LA BANDE INDIENNE), AGENCY (KASABONIKA LAKE BAND), DISTRICT (SIOUX LOOKOUT), PROVINCE (ONTARIO), PLACE (KASABONIKA LAKE), DATE (07 02 86), and financial items (Current Capital Balance, Committed - Engagé, Current Revenue balance, Committed - Engagé).

DO HEREBY RESOLVE:
DÉCIDE, PAR LES PRÉSENTES:

BY-LAW ON INTOXICANT ABUSE

Being a by-law respecting intoxication and the use of intoxicants on the Reserve of the Kasabonika Lake Band.

WHEREAS; subsection 85.1 (1) of the Indian Act R.S.C., 1970 chapter 1-6 (as amended) empowers the Council of the Kasabonika Lake Band to make by-laws respecting intoxication and the use of intoxicants on the Reserve of the Kasabonika Lake Band, and

WHEREAS; pursuant to subsection 85.1 (2) of the Indian Act, the form and substance of the by-law set out below were assented to by a majority of the electors of the Kasabonika Lake Band who voted at a special meeting of Band on the 29th day of November 1985, called by the Council of the Kasabonika Lake Band for the purpose of considering the said by-law, and

WHEREAS; the Council of the Kasabonika Lake Band considers necessary special measures for the protection of the citizens of the Reserve of the Kasabonika Lake Band from the presence of intoxicants.

NOW THEREFORE; pursuant to section 85.1 of the Indian Act, the Council of the Kasabonika Lake Band enacts as a by-law thereof as follows:

Con'd.../2

A quorum for this Bande
Pour cette bande le quorum est
consists of
fixé à
Council Members
Membres du Conseil

Handwritten signatures and names of council members: Daniel McKay (Chief - Chef), Jimmie S. Temple, R. [unclear], John [unclear], and [unclear].

FOR DEPARTMENTAL USE ONLY - RÉSERVÉ AU MINISTÈRE. Table with 5 columns: 1. Band Fund Code, 2. COMPUTER BALANCES (A. Capital, B. Revenue), 3. Expenditure, 4. Authority, 5. Source of Funds. Includes sections for Recommended and Approved.

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**BAND COUNCIL RESOLUTION
 RÉSOLUTION DE CONSEIL DE BANDE**

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THE COUNCIL OF THE LE CONSEIL DE LA BANDE INDIENNE	KASABONIKA LAKE BAND	Current Capital Balance <i>Solde de capital</i>	\$ _____
AGENCY DISTRICT	SIOUX LOOKOUT	Committed - <i>Engagé</i>	\$ _____
PROVINCE	ONTARIO	Current Revenue balance <i>Solde de revenu</i>	\$ _____
PLACE <i>NOM DE L'ENDROIT</i>	KASABONIKA LAKE	Committed - <i>Engagé</i>	\$ _____
DATE	<u>07</u> / <u>02</u> AD 19 <u>86</u> DAY - JOUR / MONTH - MOIS / YEAR - ANNÉE		

DO HEREBY RESOLVE:
 DÉCIDE, PAR LES PRÉSENTES:

By-law on Intoxicant Abuse - Continued

- (1) In this by-law "intoxicant" means intoxicant as it is defined under sub-section of the Indian Act and for greater certainty and without altering the meaning of "intoxicant".

"Intoxicant" it shall be deemed to include the following preparations and mixtures capable of human consumption that are intoxicating

- (I) glue and the vapours thereof
- (II) lysol and other similar cleaning products and the vapours thereof
- (III) gasoline and gasoline-based products and the vapours thereof, and
- (IV) etc...

- (2) A person who sells, barter, supplies or manufactures an intoxicant on the Reserve of the Kasabonika Lake Band is guilty of an offence and is liable on summary conviction to the penalty described in Paragraph 85.1 (4) (A) of the Indian Act namely a fine of not more than one (1) thousand dollars or imprisonment for a term not exceeding six (6) months or both.

- (3) A person who is found; (A) with intoxicants in his possession or (B) intoxicated

on the Reserve of the Kasabonika Lake Band is guilty of an offence and is liable on summary conviction to the penalty described in Paragraph 85.1 (4) (B) of the Indian Act, namely a fine of not more than one hundred dollars or imprisonment for a term not exceeding three (3) months or both.

A quorum for this Bande
 Pour cette bande le quorum est
 consists of
 fixé à
 Council Members
 Membres du Conseil

Cont'd.../3

..... (Councillor - conseiller)	<i>Grenville McKay</i> (Chief - Chef)	..... (Councillor - conseiller)
..... (Councillor - conseiller)	<i>Eric D. Siple</i> (Councillor - conseiller)	..... (Councillor - conseiller)
..... (Councillor - conseiller)	<i>R. J. [Signature]</i> (Councillor - conseiller)	..... (Councillor - conseiller)
..... (Councillor - conseiller)	<i>John Hegg</i> (Councillor - conseiller)	..... (Councillor - conseiller)
..... (Councillor - conseiller)	<i>Carroll Avenue</i> (Councillor - conseiller)	..... (Councillor - conseiller)

FOR DEPARTMENTAL USE ONLY - RÉSERVÉ AU MINISTÈRE					
1. Band Fund Code <i>Code du compte de bande</i>	2. COMPUTER BALANCES - SOLDES D'ORDINATEUR		3. Expenditure <i>Dépenses</i>	4. Authority - Autorité <i>Indian Act Sec Art. de la Loi sur les Indiens</i>	5. Source of Funds <i>Source des fonds</i> <input type="checkbox"/> Capital <input type="checkbox"/> Revenue
	A. Capital \$	B. Revenue - Revenu \$			
6. Recommended - <i>Recommandable</i>			Approved - <i>Approuvable</i>		
Date			Date		
Recommending Officer - <i>Recommandé par</i>			Approving Officer - <i>Approuvé par</i>		

BAND COUNCIL RESOLUTION
RÉSOLUTION DE CONSEIL DE BANDE

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THE COUNCIL OF THE LE CONSEIL DE LA BANDE INDIENNE	KASABONIKA LAKE BAND	Current Capital Balance <i>Solde de capital</i>	\$ _____
AGENCY DISTRICT	SIOUX LOOKOUT	Committed - <i>Engagé</i>	\$ _____
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PLACE <i>NOM DE L'ENDROIT</i>	KASABONIKA LAKE	Committed - <i>Engagé</i>	\$ _____
DATE	<u>07</u> / <u>02</u> AD 19 <u>86</u> DAY - JOUR MONTH - MOIS YEAR - ANNÉE		

DO HEREBY RESOLVE:
 DÉCIDE, PAR LES PRÉSENTES:

By-law on Intoxicant Abuse - Continued

- (4) The provisions of the by-law do not apply where the intoxicant is used or intended to be used
 - (A) in case of sickness or accident, or
 - (B) for domestic and commercial purposes that do not involve human consumption.
- (5) A Band Constable or any other authorized Peace Officer may arrest without warrant any person whom he finds contravening sections 2 or 3 of this by-law.
- (6) (1) every person coming into the Reserve of the Kasabonika Lake Band shall at that time, if requested by a Band Constable or any authorized Peace Officer declare whether or not he has in his possession any intoxicant, whether on his person or among the bags, luggage, packages or other containers that he is bringing into the Reserve.
- (2) Following a declaration or a failure to declare under subsection (1) a Band Constable or any other authorized Peace Officer who believes, on reasonable grounds, that there is any person contravening sections 2 or 3 of this by-law may:
 - (A) detain that person for a period of time sufficient to conduct a search for any intoxicant, and
 - (B) detain the luggage, bags, packages or other containers that person is bringing onto the Reserve for a period of time sufficient to apply for a search warrant under section 103 of the Indian Act and for a period of time sufficient to execute any warrant issued by a Justice of the Peace under section 103.

A quorum for this Bande
 Pour cette bande le quorum est
 consists of
 fixé à
 Council Members
 Membres du Conseil

Cont'd.../4

.....
 (Councillor - conseiller)

 (Councillor - conseiller)

 (Councillor - conseiller)

 (Councillor - conseiller)

 (Councillor - conseiller)

Joseph D. Simple
 (Chief - Chef)

 (Councillor - conseiller)

 (Councillor - conseiller)

 (Councillor - conseiller)

 (Councillor - conseiller)

 (Councillor - conseiller)

FOR DEPARTMENTAL USE ONLY - RÉSERVÉ AU MINISTÈRE					
1. Band Fund Code <i>Code du compte de bande</i>	2. COMPUTER BALANCES - SOLDES D'ORDINATEUR		3. Expenditure <i>Dépenses</i>	4. Authority - Autorité Indian Act Sec <i>Art. de la Loi sur les Indiens</i>	5. Source of Funds <i>Source des fonds</i> <input type="checkbox"/> Capital <input type="checkbox"/> Revenue
	A. Capital \$	B. Revenue - Revenu \$			
6. Recommended - <i>Recommandable</i>			Approved - <i>Approuvable</i>		
Date Recommending Officer - <i>Recommandé par</i>			Date Approving Officer - <i>Approuvé par</i>		

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THE COUNCIL OF THE LE CONSEIL DE LA BANDE INDIENNE KASABONIKA LAKE BAND	Current Capital Balance Solde de capital \$ _____
AGENCY DISTRICT SIOUX LOOKOUT	Committed - Engagé \$ _____
PROVINCE ONTARIO	Current Revenue balance Solde de revenu \$ _____
PLACE NOM DE L'ENDROIT KASABONIKA LAKE	Committed - Engagé \$ _____
DATE <u>07</u> <u>02</u> AD 19 <u>86</u> DAY - JOUR MONTH - MOIS YEAR - ANNÉE	

DO HEREBY RESOLVE:
 DÉCIDE, PAR LES PRÉSENTES:

By-law on Intoxicant Abuse - Continued

- (3) if any intoxicant is found pursuant to a search conducted under subsection (2), a Band Constable or any other authorized Peace Officer may arrest without warrant any person in possession of the intoxicant pursuant to section 5 of this by-law.
- (4) The name of every person who fails to declare under subsection (1) shall be reported to the Council of the Kasabonika Lake Band by a Band Constable or any authorized Peace Officer.

A quorum for this Bande
 Pour cette bande le quorum est
 consists of
 fixé à
 Council Members
 Membres du Conseil

..... (Councillor - conseiller)	<i>Garrison Mckay</i> (Chief - Chef)	..... (Councillor - conseiller)
..... (Councillor - conseiller)	<i>Jonie D. Sample</i> (Councillor - conseiller)	..... (Councillor - conseiller)
..... (Councillor - conseiller)	<i>[Signature]</i> (Councillor - conseiller)	..... (Councillor - conseiller)
..... (Councillor - conseiller)	<i>John [Signature]</i> (Councillor - conseiller)	..... (Councillor - conseiller)
..... (Councillor - conseiller)	<i>Caron [Signature]</i> (Councillor - conseiller)	..... (Councillor - conseiller)

FOR DEPARTMENTAL USE ONLY - RÉSERVÉ AU MINISTÈRE					
1. Band Fund Code Code du compte de bande	2. COMPUTER BALANCES - SOLDES D'ORDINATEUR		3. Expenditure Dépenses	4. Authority - Autorité Indian Act Sec Art. de la Loi sur les Indiens	5. Source of Funds Source des fonds <input type="checkbox"/> Capital <input type="checkbox"/> Revenu
	A. Capital \$	B. Revenue - Revenu \$			
6. Recommended - Recommandable			Approved - Approuvable		
Date			Date		
Recommending Officer - Recommandé par			Approving Officer - Approuvé par		