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PO. BOX 253 PARRY SOUND, ON P2A 2X4 (705) 746-2531 FAX (705) 746-5984



	9. 92, 3-0-13
Chronological no.	
99-0111	
File reference no.	

NOTE: The words "from our Band funds", "capital" or "revenue", whichever is the case must appear in all resolution requesting for Band Funds.

							•	Cash free balance
Council of: WASAUKSING (PARRY ISLAND) FIRST NATION								Capital account \$
Date of duty convened meeting	03	đ	∙m 08	m	у 00	У	Province ONTARIO	Revenue account \$

DO HEREBY RESOLVE:

Amended -# 99-0099

Being a By-law for the Removal and Punishment of Persons

Trespassing or frequenting the Reserve for

Prohibited Purposes

WHEREAS the Council of Wasauksing First Nation desires to establish a by-law to provide for the removal and punishment of persons trespassing on the reserve or frequenting the reserve for prohibited purpose;

AND WHEREAS the Council of Wasauksing First Nation is empowered to make such by-law, and any matter ancillary thereto pursuant to Section 81(1)(p), (q) and (r) of the Indian Act;

AND WHEREAS it is deemed to be expedient and necessary, for the benefit, comfort and safety of the inhabitants of the Wasauksing First Nation, to provide for the removal and punishment of persons trespassing on the reserve or frequenting the reserve for prohibited purposes;

NOW THEREFORE Wasauksing hereby makes the following by-law:

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Chronological no.	-0111		
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Council of: WASAUKSING (I	ARRY I	Capital account \$					
Date of duty convened meeting	03 d	m 08	m	00	У	Province ONTARIO	Revenue account \$

DO HEREBY RESOLVE:

Short Title

1. This by-law may be cited as Wasauksing First Nation Removal of Trespassers By-law

Interpretation

- 2. In this by-law
 - "Council" means the Council of Wasauksing First Nation as defined in the Indian Act:
 - "Minister" means the Minister of Indian Affairs and Northern Development;
- "Officer" means any police officer, policy constable or other person charged with the duty to preserve and maintain the public peace, and any person appointed by the Council for the purpose of maintaining law and order on the reserve;

"Reserve" means Wasauksing First Nation as the land known as Parry Island Reserve #16;

"Trespass' means the entry onto, or the presence on, the reserve by a person or persons without lawful justification

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Approving Officer			Approving Officer					
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DO HEREBY RESOLVE:

Prohibited Purposes

- 3. (1) A person, other than a person referred to in Section (81) subsection (2), who conducts on the reserve any of the following activities, namely:
 - (a) Hunting, fishing, trapping, gathering
 - (b) Hawking or peddling of wares or merchandise;
 - (c) Loitering;
 - (d) Soliciting financial assistance;
 - (e) Identified by Band Council Resolution as a trespasser

shall be deemed to be frequenting the reserve for prohibited purpose.

- (2) Section (81) Subsection (1) does not apply to
 - (a) a person who is lawful resident of the reserve, or

(b) a person who, under a by-law of the Council, holds a valid licence to conduct any activity referred to herein or is otherwise permitted to conduct that activity.

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Approving Officer			Approving Officer					
	Signature	Date		Signature	Date			

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DO HEREBY RESOLVE:

- 4. (1) An officer may order any person who trespasses on the reserve or who frequents the reserve for a prohibited purpose to leave the reserve immediately.
- (2) Where a person who has been ordered to leave the reserve fails or refuses to do so, any officer may take such reasonable measures as may be necessary to remove the person from the reserve
- (3) No person shall fail or refuse to comply with an order made under Section (81) subsection (1) to leave the reserve, or shall resist or interfere with an officer acting under Section subsection(2).

Penalty

5. A person who violates any provision of this by-law commits an offence and is liable on summary conviction to a fine not exceed \$1,000.00 or to imprisonment for a term not exceeding thirty days, or to both.

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Signature Date		Date		Signature	Date			
Approving Officer			Approving Officer					
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