

Wabaseemoong

INDEPENDENT NATIONS
OF ONE MAN LAKE, V. HITEDOG, SWAN LAKE

DEPT. OF INDIAN AFFAIRS	
NORTHERN DEVELOPMENT	
MAR 12 1999	
PAGE 2	OF 3
Stout Lockout, Ontario	0861
[The Reference To]	

BAND COUNCIL RESOLUTION

THE WABASEEMOONG INDEPENDENT NATIONS RESOLVE THAT:

Wabaseemoong Independent Nations has aboriginal and treaty rights, as recognized and affirmed under section 35 of the Constitution Act, which rights include the inherent right of self-government.

Section 81.1 of the Indian Act provides that the Council of a band may make by-laws with respect to the health of residents on the reserve, the prevention of nuisances, and the protection against domestic animals.

The Council finds that the running of dogs at large in the community, particularly when they gather in packs, is a clear and present danger to the health and safety of the residents, and is a particular hazard to children.

Therefore the Council, under its inherent jurisdiction and under the Indian Act, enacts this by-law:

1. (a) A peace officer, or
 - (b) a Councillor or employee of the First Nation designated in writing by the Chief for the purpose, may
 - (c) capture and impound a dog found running at large within the reserve, or
 - (d) shoot and kill a dog found running at large if it
 - (i) appears to be acting dangerously or threateningly,
 - (ii) is known to have bitten previously while running at large, or
 - (iii) is running in a pack of 3 or more dogs.
2. Where a dog is impounded, the person responsible shall post a notice in the community, describing the dog and stating that it will be disposed of if not claimed within 7 days.
3. The person responsible shall release the dog to its owner upon payment of \$25 to cover the cost of capture and impoundment.

QUORUM: 5

Margaret Zucchi
COUNCILLOR

Man [Signature]
COUNCILLOR

Chris [Signature]
COUNCILLOR

COUNCILLOR

Ken [Signature]
CHIEF

[Signature]
COUNCILLOR

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COUNCILLOR

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APPENDIX

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COUNCILLOR

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DATE OF THE DULY CONVENED MEETING:	YEAR <u>99</u>	MONTH <u>03</u>	DAY <u>09</u>
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Wabaseemoong

INDEPENDENT NATIONS
OF ONE MAN LAKE, WHITEDOG, SWAN LAKE

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BAND COUNCIL RESOLUTION

THE WABASEEMOONG INDEPENDENT NATIONS RESOLVE THAT:

4. If an impounded dog is not claimed by the owner within 7 days, the person responsible may
 - (a) destroy it by humane means, or
 - (b) release it to any person who pays the \$25 impoundment charge.
5. Impoundment charges may be kept by the person responsible as remuneration and reimbursement or expenses.
6. When a dog is shot and killed under section 1(d), the person responsible shall dispose of the carcass.
7. The first nation shall indemnify and save harmless a person acting under the authority of this by-law from any claims, actions or prosecutions.

Passed as a by-law by the Council of Wabaseemoong Independent Nations at Whitedog, Ontario, this 9th day of March, 1999.

QUORUM: 5

Margaret Deming
COUNCILLOR

Mary White
COUNCILLOR

Chris Midel
COUNCILLOR

COUNCILLOR

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CHIEF

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COUNCILLOR

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APPENDIX

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DATE OF THE DULY CONVENED MEETING: 99 03 09