

BY-LAW #2  
THE SEINE RIVER BAND OF INDIANS  
BY-LAW TO PROHIBIT SALE,SUPPLY,MANUFACTURE  
AND POSSESSION OF INTOXICANTS

WHEREAS the majority of the electors of the Seine River Band who attended a special meeting of the Seine River Band on the Seine River Reserve called by the Council of the Seine River Band on October 27,1985,for the purpose of considering the contents of this by-law.

AND WHEREAS the Seine River Band Council considers necessary special measures for the protection of the inhabitants of the reserves (23,23A,23B) of the Seine River Band from the presence of intoxicants.

NOW, THEREFORE it is hereby enacted pursuant to section 85.1 of the Indian act:

DEFINITIONS;

1. in this by-law;

'Intoxicants' includes alcohol,alcoholic,spiritous vinous,fermented malt or other intoxicating liquor or combination of liquors and mixed liquor a part of which is spiritous,vinous,fermented or otherwise intoxicating and all drinks or drinkable liquids and all preparations or mixtures capable of human consumption that are intoxicating.

Prohibition on sale,barter,Supply,or Manufacture

2. Everyone who sells,barters,supplies or manufactures intoxicants on the reserves of the Seine River Band is guilty of an offence punishable on summary conviction.

Prohibition Against Intoxication

3. Everyone who is intoxicated on the reserves of the Seine River Band is guilty of an offence punishable on summary conviction.

Exceptions to 3

4. Notwithstanding section 3, no offence is committed against this by-law where a person is found intoxicated in his home or in a private dwelling to which he has been invited.

Prohibition on possession of intoxicants

5. Everyone who is found in possession of intoxicants is guilty of an offence punishable on summary conviction.

Exceptions to 5

6. Notwithstanding section 5, no offence is committed against this by-law if such a possession is for medicinal purposes, the proof of which lies on the person in possession.
7. Notwithstanding section 5, no offence is committed against this by-law if the person in possession is transporting the intoxicant in an unopened state across the reserve to a destination beyond the reserve boundary.

Penalties

8. Penalties for violating by-law provisions prohibiting sale, barter, supply or manufacture are fines up to one thousand dollars (\$1,000.00) or imprisonment for a term of up to six (6) months or both.
  
9. Penalties for the lesser offences of intoxication or possession of intoxicants are fines up to one hundred dollars (\$100.00) or imprisonment, for a term of up to three (3) months or both.

APPROVED AND PASSED by the Chief and Council of the Seine River Band of Indians at a duly constituted meeting held on the eighteenth (18) day of November, Nineteen Hundred and Eighty Seven.

"David Spencer"

Chief David Spencer

"Lucy Kabatay"

councillor

"Josephine Potson"

councillor

"Andy Johnson"

councillor

\_\_\_\_\_  
councillor