

BAND COUNCIL RESOLUTION / RÉSOLUTION DE CONSEIL DE BANDE

Table with 2 rows: Chronological No. - N° consécutif (GV01 - 015) and File Reference - N° de référence du dossier (1036 ANIMAL BY-LAW)

NOTE: The words "From our Band Funds" "Capital" or "Revenue", whichever is the case, must appear in all resolutions requesting expenditures from Band Funds. / 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 2 columns: Band Council Information (GLEN VOWELL BAND, NORTHERN, BRITISH COLUMBIA, GLEN VOWELL INDIAN RESERVE NO. 2, THIRTEENTH SEPTEMBER AD 49- 2001) and Financial Information (Current Capital Balance, Committed Engagé, Current Revenue Balance, Committed Engagé)

DO HEREBY RESOLVE: / DÉCIDE, PAR LES PRÉSENTES:

BY-LAW NO. 2001.001 / GLEN VOWELL INDIAN RESERVE NO. 2 (533) / BEING A BY-LAW RESPECTING THE CARE AND CONTROL OF ANIMALS ON THE RESERVE

WHEREAS section 81, paragraph (a), (d), (c), (q), and (r), of the Indian Act empower the Council of an Indian Band to pass by-laws to provide for the of residents on the reserve, the prevention of nuisances, the protection against and the prevention of trespass by domestic animals, in addition to, matters arising out of, or, ancillary to the exercise of powers under this section, and the imposition of a penalty for the violation of any such by-law;

AND WHEREAS the Council of the GLEN VOWELL INDIAN RESERVE 533 (Sik-E-Dakh) Band is of the opinion that the uncontrolled ownership, breeding, and running at large of animals may be detrimental to the health of the residents on the reserve, and a nuisance to such residents;

THEREFORE, the Council of the Glen Vowell Band enacts this Animal Control By-law, 2001.001 as follows:

PART 1 - GENERAL

SHORT TITLE

- 1. This by-law may be cited as the "GLEN VOWELL Reserve Animal Control By-law".

DEFINITION:

- 2. In this by-law "Animal" means a dog, a cat, or any other domestic animal; "Animal control officer" means an animal control officer, appointed pursuant to section 3, or any by-law enforcement officer, including a police officer or a person employed by the band council for the purpose of enforcing the provisions of this by-law. "Animal register" means the register kept by the animal control officer for the purpose of the registration of all dogs and other animal on the reserve.

"Band" means the GLEN VOWELL Band, as defined by Section 2 of the *Indian Act*.

"Cat" means any cat, male or female;

"Council" means the Council of the GLEN VOWELL Band, as defined in the *Indian Act*;

"Dog" means any dog, male or female and includes an animal that is a cross between a dog and a wolf;

"Dwelling" means each single unit home being a fully or semi-detached building, a multiple unit dwelling, an apartment home or any building used or intended to be used for human habitation and in which normal domestic functions may be carried on.

"Medical officer of health" means the medical officer of health so appointed by Band Council Resolution;

"Muzzle" means to secure a dog's mouth in such a fashion that is cannot bite anything;

"Owner" of a animal includes a person who possesses or harbors a animal, and the terms "own" and "owned" have a corresponding meaning;

"At large" or "running at large" means off the premises of the owner and not muzzled or under the control of any person;

"Reserve" means the GLEN VOWELL Indian Reserve(s) No. 2

"Vicious dog" includes

- (a) any dog that demonstrates any ferocious, vicious, or aggressive behavior; or
- (b) any dog that an animal control officer upon reasonable and probable grounds believes to be a vicious dog; or
- (c) any dog which has been the cause of a prosecution under this by-law within the previous six months where a conviction against anybody had been entered concerning that specific dog; or
- (d) any dog which has bitten another animal or human without provocation.

APPLICATION

3. This by-law applies to all owners of domestic animals residing or visiting on the GLEN VOWELL Reserve(s) No. 2

PART II - ADMINISTRATION

ANIMAL CONTROL OFFICER

4. (1) The Council may appoint, by band council resolution, an animal control officer to provide for the administration and enforcement of this by-law and more specifically to receive registrations and to issue identification tags under this by-law.
- (2) The Council may, in the band council resolution, provide for reasonable remuneration to be paid to the animal control officer.

REGISTRATION AND IDENTIFICATION OF ANIMALS

5. (1) Every person keeping one or more dogs, or other animals on the reserve shall register and have an identification tag placed around the neck of each animal.
- (2) The application for registration and identification tag shall be filed with the animal control officer and it will include:
 - (a) the applicant's name;
 - (b) the applicant's address or lot number;
 - (c) a description of the dog or other animal sought to be registered, including age, sex, name and breed if known;
 - (d) the number of animals in the household;
 - (e) a record that the animal is immunized against rabies, noting the date of such immunization, the name of the person immunizing the animal, including the manufacturer's name of the vaccine and its batch number;
And
 - (f) any other information deemed by the animal control officer to be necessary for the proper administration of the by-law.
6. The charge for registration and identification tags shall be: \$20.00 DOLLARS PER YEAR FOR NEUTERED OR SPADED ANIMAL, \$30.00 DOLLARS PER YEAR FOR ANIMALS NOT NEUTERED OR SPADED.
7. The animal control officer shall issue the licence tag upon registration and payment of the annual fee and, if necessary proof that the animal has been immunized against rabies.
8. The licence tag shall be securely attached to the collar or harness of the animal at all times.
9. The registration and identification tag will be valid for one full year from the date of issuance.

IMMUNIZATION OF ANIMALS

10. All animals on the reserve must be immunized in accordance with generally accepted veterinary standards.
11. The owner of any animal exposed to rabies shall, on demand by the band council, surrender such animal to the band council to be held by the animal control officer in quarantine without the written permission of the medical officer of health.
12. Upon demand of the band council the owner of any animal shall forthwith surrender to the animal control officer any animal which has bitten any person or which has been exposed to rabies to be held in quarantine at the discretion of the medical health officer.
13. Any animal found to be infected with rabies shall be destroyed by its owner or by the animal control officer at the owner's expense.

LIMITATION ON ANIMALS PER DWELLING

14. (1) No more than three (3) domestic animals shall be kept, harbored or possessed in any dwelling.
- (2) The provisions of subsection (15) (1) shall not apply to dog or cat litters, whereby the pups or kittens are under four (4) months of age.

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The council of the / Le conseil de la bande indienne GLEN VOWELL BAND	Current Capital Balance / Solde de capital \$ _____
Agency / District NORTHERN	Committed / Engagé \$ _____
Province BRITISH COLUMBIA	Current Revenue Balance / Solde de revenu \$ _____
Place / Nom de l'endroit GLEN VOWELL INDIAN RESERVE NO. 2	Committed / Engagé \$ _____
Date THIRTEENTH SEPTEMBER AD 2001 Day - Jour Month - Mois Year - Année	

DO HEREBY RESOLVE / DÉCIDE, PAR LES PRÉSENTES:

GENERAL PROHIBITIONS

- 15.(1) Subject to subsection (2), every owner of a dog shall keep the dog safely tethered or penned up at all times.
- (2) A dog need not be tethered or penned up as provided in subsection 15(1) if the dog:
- (a) is held on a leash by a person capable of restraining the dogs' movements;
 - (b) is being used by a person for the purpose of hunting; or,
 - (c) is being used by a person to work in a lawful manner with sheep or cattle; or,
 - (d) is used by a visually impaired person as a guide dog.

A quorum for this Band / Pour cette bande le quorum est

consists of / fixé à **THREE (3)**

Council Members / Membres du Conseil.

[Signature]
(Chief - Chef)

[Signature]
(Councillor - Conseiller)

[Signature]
(Councillor - Conseiller)

[Signature]
(Councillor - Conseiller)

[Signature]
(Councillor - Conseiller)

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(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 (Indian Act Section) / Autorité (Article de la Loi sur les Indiens)	5. Source of Funds / Source des fonds <input type="checkbox"/> Capital <input type="checkbox"/> Revenue
	A. Capital \$ _____	B. Revenue - Revenu \$ _____			
6. Recommended - Recommandable			Approved - Approuvable		
Date	Recommending Officer - Recommandé par		Date	Approving Officer - Approuvé par	