

J. Francis 55

**By Law No 1997-D01
A By-Law Respecting Animal Control
The Gitanyow Band**

9567 '97 AVR 15 12:42

WHEREAS section 81, paragraphs (a), (d), (e), (q) and (r), of the *Indian Act* empower the Council of a Band of Indians to pass by-laws to provide for the health of residents on the reserve, the prevention of nuisances, the protection against and prevention of trespass by domestic animals, 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 deems it to be expedient and in the best interest, health and safety of the residents of the Gitanyow to enact a by-law respecting Animal Control;

NOW THEREFORE the Council of the Gitanyow Band enacts as a by-law thereof as follows:

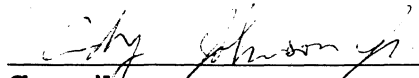
- (1.) Every owner of a dog shall keep the dog safely tethered or penned up at all times.
- (2.) A dog need not be tethered or penned up as provided in subsection (1) if the dog:
 - (a) is held on a leash by a person capable of restraining the dog's movements;
 - (b) is being used by a person for the purpose of hunting;
 - (c) is being used by a person to work in lawful manner with sheep or cattle; or
 - (d) is used by a visually impaired person as a guide dog.
- (3.) Any dog not tethered or penned up will be considered stray and may be destroyed. The procedures in which the stray dog will be destroyed is as follows:
 - (a) the Band staff will contact the local Animal Shelter
 - (b) the dog will be put down by injection and disposed of by the Animal Control officer from the shelter.
- (4.) All owners of dogs must register their dogs with the Band. Upon registration pay a licensing fee. The licensing fee will be posted at the Band Office. Upon registration, each owner will receive a dog tag which must be renewed every six months. Any dog without a new dog tag will be considered stray.
 - All funds from the dog tag program will be used to pay expenses such as dog tags and to destroy stray dogs.
- (5.) All owners are responsible for their dog. Any dogs causing nuisance or harm to the residents of Gitanyow will be subject to disposal.

THIS BY-LAW IS HEREBY made at a duly convened meeting of the Council of the Gitanyow Band this 25 day of March, 1997.

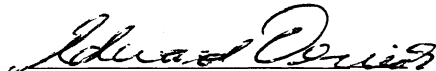
Voting in favor of the by-law are the following members of the Council:



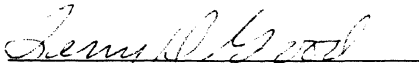
Chief Council



Council



Council

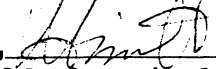


Council

being the majority of those members of the Council of the Gitanyow Band present at the aforesaid meeting of the Council.

The quorum of the Council is three members.

Number of members of the Council present at the meeting: 4

I,  Chief/Councillor of the Gitanyow Band, do hereby certify that an original of the foregoing by-law was mailed to the Minister of Indian Affairs and Northern Development at the District/Regional/Hull office (as the case may be) pursuant to subsection 82(1) of the Indian Act, this day of April 11, 1997.



Chief Councillor



Witness