



# NORWAY HOUSE CREE NATION

CHIEF & COUNCIL

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## Norway House Cree Nation By-Law No. 278 – 008

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### The Illegal Drug Control By-Law

*Enacted on March 29, 2005*

**BY – LAW NO. 278-008**

**Being a By-law Respecting the Illegal Activities Involved with  
Illegal Drugs on the Reserve**

Enacted on the 29<sup>th</sup> day of MARCH, 2005.

**WHEREAS** section 81, paragraph (a), (c), (d), and (p) of the Indian Act empower the Council of an Indian Band to pass by-laws to provide for the health of residents on the reserve, the observance of law and order, the prevention of disorderly conduct and nuisance, and the removal and punishment of persons frequenting the reserve for prohibited purposes, and the imposition of a penalty for the violation of any such by-law;

**AND WHEREAS** the Norway House Indian Band Council is of the opinion that the illegal activities involved with drugs and bootlegging are causing much misery and turmoil amongst the band members and are the major causes of social concerns and problems on the reserve;

**AND WHEREAS** the Norway House Indian Band Council considers that it is its duty, responsibility and authority to make decisions and directives to stop illegal activity for anyone selling, using, possessing or promoting the illegal use of drugs on the reserve;

**THEREFORE** the Norway House Indian Band Council enacts this illegal Drug By-Law, Number 278-008, as follows:

**PART 1 – GENERAL**

**SHORT TITLE**

1. This by-law may be cited as the “The Illegal Drug Control By-Law”.

**INTERPRETATION**

2. In this by-law

“*band*” means the Norway House Indian Band

“*reserve*” means the reserve or all of the reserves set aside from time to time for the use of benefit of the band

“*band member*” means a member of the band

“*illegal drugs*” means a controlled substance as defined in the Controlled Drugs and Substances Act S.C. 1996, c. 19 and included in the schedule I, II, III, IV or V of the said act

*"possession"* means possession within the meaning of sub-section 4.3 of the Criminal Code

*"provide"* means to give, transfer or otherwise make available in any manner, whether directly or indirectly and whether or not for consideration

*"sell"* includes offer for sale, expose for sale, have in possession for sale and distribute, whether or not the distribution is made for consideration

*"traffic"* means, in respect of a substance included in any of Schedules I to IV of the Controlled Drugs and Substances Act S.C. 1996, c. 19,

- (a) to sell, administer, give, transfer, transport, send or deliver the substance;
- (b) to sell an authorization to obtain the substance; or
- (c) to offer to do anything mentioned in paragraph (a) or (b),
- (d) otherwise than under the authority of the regulations of the Controlled Drugs and Substances Act S.C. 1996, c. 19

### **APPLICATION**


3. This by-law applies to all people on the Norway House Indian Band Reserve.


### **PROHIBITION**

4. Every person who sells, possesses, provides, traffics or promotes the illegal use of drugs is guilty of an offense punishable on summary conviction and in addition may face the following sanctions:
  - a. employment with Norway House Indian Band may be terminated;
  - b. assistance of any kind (ie. Social assistance, economic and education support) may be terminated or denied;
  - c. housing may be denied and names of the offenders will be removed from the housing list;
  - d. offenders may be subject to arrest and charged;
  - e. names of offenders may be posted publicly;
  - f. the Norway House Cree Nation and its affiliated or related companies and agencies may refuse to do business with any offenders.

**THIS BY-LAW IS HEREBY** made at a duly convened meeting of the Council of the Norway House Indian Band Council this 29<sup>th</sup> day of MARCH, 2005.

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

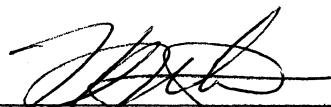
  
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Councillor Eric Apetagon

  
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Councillor Eliza Clarke

  
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Councillor Mike Muswagon

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Chief Ron Evans

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Councillor Marcel Balfour

  
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Councillor Fred Muskego

  
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Councillor Langford Saunders

being the majority of those members of the Council of the Norway House Indian Band Council present and the aforesaid meeting of the Council.

The quorum of the Council is (4) four members.

Number of members of the Council present at the meeting; 5.

I, Fred Muskego, Chief/Councillor of the Band, do hereby certify that a true copy 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 29<sup>th</sup> day of MARCH, 2005.

W. Brownson  
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Witness

  
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Chief/Councillor