

(2)

THE LITTLE GRAND RAPIDS FIRST NATION
BAND
BY-LAW NUMBER #1
BEING A BY-LAW TO REPEAL AND REPLACE ALL
PRIOR BY-LAWS PROHIBITING INTOXICANTS.

AND WHEREAS the ^{LITTLE GRAND} ~~RAPIDS~~ Indian Band considers it desirable to undertake measures for the protection of the community;

AND WHEREAS the Council of the Band is desirous of declaring in effect a prohibition against the sale, barter, supply or manufacture of intoxicants on the reserve of the band; against any person being intoxicated on reserve; and against any person having intoxicants in his possession on the reserve; and wish to provide for an exception thereto;

AND WHEREAS Subsection 85.1(1) of the Indian Act, authorizes the council of a band to make by-laws:

- (a) prohibiting the sale, barter, supply or manufacture of intoxicants on the reserve;
- (b) prohibiting any person from being intoxicated on the reserve;
- (c) prohibiting any person from having intoxicants in his possession on the reserve; and
- (d) providing for exceptions to any of the prohibitions established pursuant to paragraph (b) or (c);

(3)

AND WHEREAS subsection 85.1(4) of the Indian Act provides that every person who contravenes a by-law made under this section is guilty of an offence and is liable on summary conviction, in the case of a by-law made under paragraph 85.1(1)(a), to a fine of not more than one thousand dollars or to imprisonment for a term not exceeding six months or to both; and in the case of a bylaw made under paragraph 85.1(1)(b) or paragraph 85.1(1)(c), to a fine of not more than one hundred dollars or to imprisonment for a term not exceeding three months, or to both; and

AND WHEREAS a majority of the electors of the Band who attended a special meeting of the ^{LITTLE GRAND} ~~RAPIES~~ Band on ~~AUGUST 31/92~~ called by the council of the ^{LITTLE GRAND} ~~RAPIES~~ band on ~~AUGUST 31/92~~ for the purpose of considering the contents of this bylaw, assented to the contents of this bylaw;

AND WHEREAS the Council of the Band did enact *PRIOR BYLAWS PROHIBITING INTOXICANTS* and wishes to repeal *AND REPLACE ALL PRIOR INTOXICANT BYLAWS WITH THIS BYLAW.*

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

Short Title

- 1. This by-law may be cited as the ^{LITTLE GRAND} ~~RAPIES~~ Indian Band Intoxicant By-law.

Interpretation

- 2. In this Bylaw:

"Band" means the ^{LITTLE GRAND} ~~RAPIES~~ Indian Band;

"Reserve" means all those lands defined as a "reserve" within the meaning of the Indian Act, R.S.C. 1985, c-1-5 and set apart for the use and benefit of the ^{LITTLE GRAND} ~~RAPIES~~ Band of Indians and known as ^{LITTLE GRAND} ~~RAPIES~~ Indian Reserve number(s) 14

Prohibitions

- 3. No person shall be intoxicated on the Reserve.
- 4. No person shall be in possession of an intoxicant on the Reserve.
- 5. No person shall sell, barter or supply an intoxicant to anyone or manufacture intoxicant on the Reserve.

6. REPEAL
ALL PRIOR BY-LAWS PROHIBITING INTOXICANTS ON RESERVE ARE HEREBY

<u>REPEALED</u>	<u>BY-LAW #</u>	<u>DATE REPEALED</u>	<u>SOR #</u>
	270-308	89.10.25	
	UNNUMBERED	85.12.13	SK/86-127
	UNNUMBERED	91.02.28	

DATE BYLAW REPEALED
89.10.25
91.02.28

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THIS BY-LAW IS HEREBY made at a duly convened meeting of the Council of the LITTLE GRAND RAPIDS Indian Band this 31 day of AUGUST, 1992.

Voting in favour of the By-Law are the following members of the Council:

- George H. Keefer Chief OC
(Member of the Council)
- Harold Owen
(Member of the Council)
- Charles King
(Member of the Council)
- John King
(Member of the Council)
- Jerry Bushie
(Member of the Council)

being the majority of those members of the Council of the LITTLE GRAND RAPIDS Indian Band present at the aforesaid meeting of the Council. LITTLE GRAND 12

The quorum of the Council is 4 members.

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

I, CHIEF OWEN Chief Councillor of the Indian 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 31 day of AUGUST, 1992.

Y. H. CAST Chief
(Witness) (Chief/Councillor)