

Oak Lake
By-Law No 10-77

SOR/77-914

November 9, 1977

CANADA

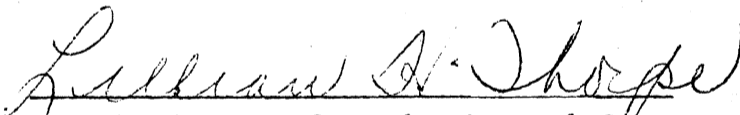
Province of Ontario

TO WIT

I, STEPHEN ALFRED ROBERTS, residing at Ottawa, Ontario, make oath and swear that the paperwriting to which this affidavit is attached is a true copy of a document produced and shown to me and purporting to be the original by-law made pursuant to the Indian Act and signed by the Chief and Council of the Oak Lake Band of Indians and dated August 22, 1977, the said copy having been compared by me with the said original document.



Sworn to before me at the City of
Ottawa in the Judicial District
of Ottawa Carleton this 25th
day of October, 1977.



Commissioner of Oaths in and for
the Province of Ontario.

LILLIAN H. THORPE, A Commissioner, etc.,
Judicial District of Ottawa-Carleton, for
Government of Canada, Expires March 4,
1980.

POUND BY-LAW

The Council of the Oak Lake Sioux Band of Indians at a meeting held this 22nd day of August, 1977 hereby enacts by-law number 10-77 to provide for the regulation of domestic animals within the boundaries of the Oak Lake Indian reserve.

Whereas; paragraphs (e) and (r) of section 81 of the Indian Act empowers the Council of a Band to make by-laws to provide for the protection against and prevention of trespass by cattle and other domestic animals, the establishment of pounds, the appointment of pound-keepers, and regulations of their duties and the provision for fees and charges for their services and the imposition of a penalty for a violation thereof, and

Whereas; it is deemed to be expedient to provide for the regulation of cows or other domestic animals for the protection of property and the safety of the inhabitants of the Oak Lake Indian reserve.

Now therefore the Council of the Oak Lake Sioux Band of Indians enacts as a by-law the following:

1. In this by-law:
 - (a) "Council" means the Council as defined in the Indian Act of the Oak Lake Band of Indians.
 - (b) "Reserve" means the tract of land set apart by Her Majesty within the definition of the Indian Act, for the use and benefit of the Oak Lake Band of Indians known as the Oak Lake Reserve.
 - (c) "Animal" means a domestic animal and includes any horse, cow, pig, ass, goat, sheep, calf, bullock, mule, stallion, bull, boar or jackass.
 - (d) "Fence" means any enclosure made of wire, wood, stone, or earth to keep animals in or out.
 - (e) "Pound" means an enclosure for the detention of stray animals or of distrained animals till redeemed.
 - (f) "Pound-keeper" means any person appointed by the Chief and Council for the purpose of this by-law.
 - (g) "Run at large" or "running at large" means an animal that is off the premises of its owner and is not under effective control of some person or fence.
 - (h) "Road" means highway, route, alley, path, causeway, street, thoroughfare, or avenue.
 - (i) "Crop" means wheat, oats, barley, rape, flax, millet or any domestic plants special or otherwise.
2. The Council shall appoint a pound-keeper for the Reserve who shall hold office during the term of the Council.
3. The Council shall establish a pound book which shall contain all pertinent information pertaining to the impoundment of animals and shall be kept by the pound-keeper which will at all times be open for inspection of the Council or any member thereof.
4. The Council shall establish a policy manual containing the rules and regulations to be enforced by the pound-keeper and the said manual shall come under the jurisdiction of this by-law.
5. No person shall allow his animals to run at large on roads, crops, gardens or in other peoples property.
6. Every owner of an animal shall erect or cause to be erected a fence to control his/her animal and the said owner shall be responsible to maintain that fence to protect his/her property and the property of others.
7. No person shall destroy or damage or attempt to destroy or damage a pound.
8. No person shall interfere or attempt to interfere with a pound-keeper in the performance of his duties.
9. No person shall rescue or attempt to rescut any animal from the impounder or from the pound.
10. Any person who violates any of the provisions of this by-law shall be guilty of an offence and shall be liable on a summary conviction of a fine not exceeding \$100.00 or imprisonment for a term not exceeding 30 days or both fine and imprisonment.

Approved and passed at a duly convened meeting of the Council of the Oak Lake Sioux Band of Indians this 22nd day of August, 1977.

CHIEF Frank Eastman

COUNCILLOR _____

COUNCILLOR

Louie Chaske

Vivian Demas

Margaret Chaske

I Frank Eastman Chief of Oak Lake Sioux Band of Indians, do hereby certify that a true copy of the foregoing by-law is being forwarded to the Minister of Indian Affairs and Northern Development pursuant to Sec. 82 Ss. (1) of the Indian Act this 22nd day of August 1977.

Rufus Prince

Witness

Frank Eastman

Chief