

11 JUN 1991 * 19340

BAND COUNCIL RESOLUTION
RÉSOLUTION DE CONSEIL DE BANDE

Chronological no. - N° consécutif

129

File reference no. - N° de référence du dossier

E4216-003

NOTE: The words "from our Band Funds" "capital" or "revenue", whichever is the case, must appear in all resolutions requesting expenditures from Band Funds.
 NOTE: 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.

		Cash free balance - Solde disponible	
The Council of the le conseil de		Capital account Compte capital \$ _____	
BIG COVE FIRST NATION			
Date of duly convened meeting Date de l'assemblée dûment convoquée	DJ M Y A 2 4 0 4 9 1	Province NB	Revenue account Compte revenu \$ _____

DO HEREBY RESOLVE
DECIDE PAR LES PRESENTES:

THAT, we enact as a by-law of the Big Cove Indian Band pursuant to Section 81 of the Indian Act, R.S.C., C. I-5, the following:

FIRST NATIONS LAW NO. _____

THE MI'KMAQ FIRST NATION AT BIG COVE

WHEREAS paragraphs (c), (d), (h) and (r) of Section 81 of the Indian Act empower the Council of a Band to make by-laws respecting the observance of law and order, the prevention of disorderly conduct and nuisances, and the regulation of the use of buildings owned by the Band, respectively, and the imposition of penalties for violations thereof;

NOW THEREFORE, the Council of the Big Cove Indian Band enacts as a by-law the following:

A FIRST NATIONS LAW TO PREVENT PETTY TRESPASSES AND LOITERING IN PUBLIC PLACES ON THE BIG COVE RESERVE.

- In this by-law:
 "authorized person" means an occupier or possessor of premises;
 "loiter" means to hang idly about a place;
 "occupier" means
 (a) a person who is in possession or control of premises; and
 (b) school personnel including teachers, chief administrative officers and other administrative personnel, school building maintenance personnel, secretaries, persons other than teachers engaged to deliver or to assist in

Quorum

(Councillor - Conseiller)

(Councillor - Conseiller)

(Councillor - Conseiller)

(Chief - Chef)

(Councillor - Conseiller)

(Councillor - Conseiller)

(Councillor - Conseiller)

(Councillor - Conseiller)

(Councillor - Conseiller)

(Councillor - Conseiller)



Indian and Northern
Affairs Canada

Affaires indiennes
et du Nord Canada

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NOTA: 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.

The council of the Le conseil de		Cash free balance - Solde disponible							
BIG COVE FIRST NATION		Capital account Compte capital \$ _____							
Date of duly convened meeting Date de l'assemblée dûment convoquée	<table border="1"> <tr> <td>DJ</td> <td>M</td> <td>Y.A</td> </tr> <tr> <td>2</td> <td>4</td> <td>0</td> </tr> </table>	DJ	M	Y.A	2	4	0	Province NB	Revenue account Compte revenu \$ _____
DJ	M	Y.A							
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DO HEREBY RESOLVE
DECIDE PAR LES PRÉSENTES

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the delivery of special education programs and services and Indian Education programs and services, or to assist exceptional pupils, and other persons engaged in the areas of attendance, social services, health services, psychology and guidance;

Notwithstanding that there may be more than one occupier of the same premises;

"premises" means buildings and structures and any land used in connection therewith, for parking or recreational purposes;

"public place" means any place to which the public have access as of right or by invitation, express or implied, and includes

- (a) the Big Cove Band Administration Building; and
- (b) other buildings owned by the Band and used for public purposes.

"trespass" means entering or remaining without lawful authority on premises or land, occupied, possessed or controlled by another.

2.(1) No person shall trespass on:

- (a) the premises of a shop, store, shopping mall or shopping plaza; OR
- (b) the premises of a school, vocational school, training institute or other premises used for educational purposes;

with respect to which he has notice from an authorized person not to trespass.

2.(2) For the purposes of subsection (1), a person has notice not to trespass when he has been given notice by word or mouth or in writing to refrain from entering or from remaining on the premises and the notice shall be deemed

Quorum

(Councillor - Conseiller)

(Councillor - Conseiller)

(Councillor - Conseiller)

(Chairman - Président)

(Councillor - Conseiller)

(Councillor - Conseiller)

(Councillor - Conseiller)

(Councillor - Conseiller)

(Councillor - Conseiller)

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The Council of the Le conseil de				Capital account Compte capital \$ _____	
BIG COVE FIRST NATION					
Date of duly convened meeting Date de l'assemblée dûment convoquée	D-J	M	Y-A	Province	
	2 4	0 4	9 1	NB	
				Revenue account Compte revenu \$ _____	

DO HEREBY RESOLVE
DÉCIDE PAR LES PRESENTES:

-3-

to have been given by an authorized person under this
by-law until the contrary is proven.

3. No person shall loiter in a public place and in any way obstruct persons who are in that place.
4. Any person who violates any of the provisions of this by-law is guilty of an offence punishable on summary conviction and is liable:
 - (a) for the first offence to a fine of not less than twenty-five dollars and not more than two hundred dollars and in default of payment to imprisonment for a term not exceeding ten days;
 - (b) for a second or subsequent offence in relation to the same premises or public place to a fine of not less than one hundred dollars and not more than one thousand dollars and in default of payment to imprisonment for a term not exceeding thirty days.

Quorum

[Signature]
(Councillor - Conseiller)
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(Councillor - Conseiller)
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(Councillor - Conseiller)

[Signature]
(Chief - Chef)
[Signature]
(Councillor - Conseiller)
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(Councillor - Conseiller)