



Indian and Northern
Affairs Canada

Affaires indiennes
et du Nord Canada

Indian and Inuit Affairs

Affaires indiennes et inuit

Chronological No. - Numéro consécutif

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64216-1

BAND COUNCIL RESOLUTION RÉSOLUTION DE CONSEIL DE BANDE

NOTE: The words "From our Band Funds" "Capital" or "Revenue", which ever is the case, must appear in all resolutions requesting expenditures from Band Funds

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 <i>LE CONSEIL DE LA BANDE INDIENNE</i>	Eel Ground Indian Band	Current Capital Balance <i>Solde de capital</i>	\$ _____
AGENCY DISTRICT	New Brunswick District	Committed - <i>Engagé</i>	\$ _____
PROVINCE	New Brunswick	Current Revenue balance <i>Solde de revenu</i>	\$ _____
PLACE <i>NOM DE L'ENDROIT</i>	Eel Ground Indian Reserve	Committed - <i>Engagé</i>	\$ _____
DATE	<u>14th</u> <u>04</u> AD 19 <u>82</u> DAY - JOUR MONTH - MOIS YEAR - ANNÉE		

DO HEREBY RESOLVE:
DÉCIDE, PAR LES PRÉSENTES:

We the Chief and Council of the Eel Ground Band revoke the Eel Ground Band By-law No. 8 dated October 2, 1978

and hereby attached the revised Eel Ground Band By-law No. 8 as amended on April 14, 1982.

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A quorum for this Bande
Pour cette bande le quorum est

consists of
fixé à

Council Members
Membres du Conseil

Eugene Pailles
.....
(Councillor - conseiller)

Roger Augustine
.....
(Chief - Chef)

Joseph Ward
.....
(Councillor - conseiller)

Clarence Pailles
.....
(Councillor - conseiller)

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.....
(Councillor - conseiller)

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EEL GROUND BAND

NEW BRUNSWICK DISTRICT - EEL GROUND RESERVE

DATE: April 14, 1982

Eel Ground Band

EEL GROUND BAND

Whereas paragraphs (c), (o) and (r) of Section 81 of the Indian Act empower the Council of Band to make By-laws respecting the regulation of law and order and the preservation, protection and management of fur bearing animals, fish and other game on the Reserve, and the imposition of a penalty for the violation thereof:

By-Law No. 8

A BY-LAW FOR THE PRESERVATION, PROTECTION AND MANAGEMENT OF FISH ON THE RESERVE.

The Band Council of the Eel Ground Band enacts as follows:

1. In this by-law unless the context otherwise requires:
 - (a) Eel Ground Indian Band Waters means all waters situate upon, within the boundaries of Reserve set aside, for the use and benefits of the Eel Ground Band of Indians - namely, Big Hole Tract Indian Reserve No. 8, Renous Indian Reserve No. 12, and the Eel Ground Indian Reserve No. 2.

- (b) "Fish" includes shellfish, crustaceans and marine animals.
 - (c) "Fishery" includes the area, locality, place or station in or on which a pound, seine, net weir or other fishing applicance is used, set placed, or located, and the area, tract or stretch of water in or from which fish may be taken by the said pound, seine, net weir, or other fishing appliance used in connection herewith.
 - (d) "Fishing" means fishing for or catching fish by any method.
 - (e) "Band Council" means the Council of the Eel Ground Indian Band.
 - (f) "Band Manager" means that person so appointed by the Band Council.
 - (g) "Fishery Officer" means persons so appointed by the Band Council and includes Band Constables.
2. This By-law applies overall Eel Ground Indian Band Waters.
 3. Band Council may appoint fisheries officers whose acts and duties are as defined by this By-Law and amendments hereto and whose titles are as specified in their appointments. He will have no other enforcement power beyond those possessed by any citizen who is not a constable.
 4. Salmon fry, parr and smolt shall not at any time be fished for, caught or killed, and no salmon or grilse of less weight than three pounds shall be caught or killed otherwise than by angling with hook and line.
 5. No person other than a member of the Eel Ground Indian Band shall engage in fishing upon Eel Ground Indian waters.
 6. Members of the Eel Ground Indian Band shall be

8. Every person using stakes, posts, buoys or other materials placed for fishing purposes in any water shall remove the same within forty-eight (48) hours after ceasing to use them.
9. One-half ($\frac{1}{2}$) of the width of any river or streams, and not less than one-half ($\frac{1}{2}$) of the width of the main channel at low water level, shall be always left open, and no kind of net or other fishing apparatus, logs, or any material of any kind shall be used or placed therein.
10. The eggs of fry of fish on the spawning grounds, shall not at any time be destroyed.
11. No person shall cause or knowingly permit to pass into, or put or knowingly permit to be put, lime, chemical substances or drugs, poisonous matter, dead or decaying fish, or remnants thereof, mill rubbish or sawdust or any other deleterious substance or thing, whether the same is of a like character to the substance named in this section or not, in any water frequented by fish, or that flows into such waters.
12. Any Band Constable or fishery officer appointed hereunder may enforce the provisions of the By-law or any regulation made hereunder.
13. Everyone who violates any provisions of this By-law is guilty of an offense punishable on summary conviction and is liable to a fine of not more than \$100.00.
14. When not otherwise specified every proprietor, owner agent, tenant, occupier partner or person actually in charge, either as an occupant or servant, shall be deemed to be jointly and severally liable for any penalties or monies recovered under any provision of the By-law.
15. Proceedings in respect of an offense under the By-law may be instituted at any time within two years after the time when the subject matter of the proceedings arose.

16. This By-law may be cited for all purposes as "Fishing" By-law, 1982, No. 8.

Considered and passed by the Eel Ground Band Council, on the 14th day of April, 1982.

Roger Augustine
Roger Augustine
Chief Roger Augustine

Clarence Patles
~~*Clarence Patles*~~
Councillor
Clarence Patles

Joseph L. Ward
~~*Joseph L. Ward*~~
Councillor
Joseph L. Ward

Eugene Patles
~~*Eugene Patles*~~
Councillor
Eugene Patles

Councillor
J. Chester Martin