

APPENDIX A

SAULTEAU INDIAN BAND

BY-LAW -1 - 85

INTOXICANTS

Saulteau Indian Band Meeting
December 17, 1985

In attendance:

Melva Napoleon, Violet Apsassin, Madeline Davis, Lydia Davis, Beatrice Gauthier, Allan Apsassin, Dino Napoleon, Melvin Davis, Don Davis, Prince Courtoreille, Fred Courtoreille, Albert Davis, Ted Napoleon, Alston Davis, Liz Davis, Leonard Napoleon, Art Napoleon, Denise Davis, Jack Davis, Stan Napoleon, Ben Davis, Gertie Gauthier, Rufus Davis, Janet Davis, Lillian Gauthier, Geraldine Gauthier, Ross Napoleon, George Gauthier, Eva Napoleon, Borse Gauthier, Bud Napoleon, Brenda Courtoreille, Winston Gauthier.

Non-members: Ron Owens, Della Owens, Rita Rohel.

WHEREAS a majority of the electors of the Band who attended a special meeting of the Saulteau Indian Band on December 17, 1985, called by the Council of the Saulteau Indian Band on December 5, 1985 for the purpose of considering the contents of this by-law.

AND DID RATIFY BY A MAJORITY VOTE, this by-law hereby enacted pursuant to section 85.1 of the Indian Act.

Definitions:

1. In this by-law

"intoxicants" includes alcohol, alcoholic, spiritous, vinous, fermented malt or other intoxicating liquor or combination of liquors and mixed liquor a part of which is spiritous, vinous, fermented or otherwise intoxicating and all drinks or drinkable liquids and all preparations or mixtures capable of human consumption that are intoxicating.

RE: PROHIBITION OF THE POSSESSION OF INTOXICANTS ON RESERVE

1. It is an offence to be found on the reserve in a state of intoxication when the following conditions exist:

a) That person is under the age of eighteen

When the use of intoxicants results in or causes:

b) Damage to public or personal property

c) Theft of public or personal property

d) Act of violence causing physical harm

e) Dangerous use of vehicles machinery and firearms

f) Disturbance of the peace

2. It is an offence to be in possession of an intoxicant on reserve if the following conditions exist:

a) That person is under the age of eighteen

RE: APPLICATION OF INTOXICANT PROHIBITIONS

3. These by-laws apply to all persons using intoxicants on the reserve.

4. Every person who contravenes a by-law is guilty of an offence and is liable on summary conviction.

RE: AMMENDMENTS TO PROHIBITION BY-LAWS

5. The Band shall retain its inherent by-law making power to amend or repeal the above stated by-laws with the consent of the electorate.

RE: PENALTIES


In the case of the by-law made under paragraphs 1 and 2;

Every person who contravenes these by-laws is liable to a fine of not more than one hundred dollars or to imprisonment for a term not exceeding three months or both.

EFFECTIVE DATE:

This by-law takes effect at 12:01 A.M., December 28, 1985.

* Vote taken. Unanimous decision to accept the by-law.



Jack Davis, Chief



Elmer Davis, Councillor