

1986-87/690

4215-5-142/243

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 FORT ALBANY (SINCLAIR ISLAND) BAND LE CONSEIL DE LA BANDE INDIENNE		Current Capital Balance Solde de capital	\$ _____
AGENCY DISTRICT	JAMES BAY	Committed - Engagé	\$ _____
PROVINCE	ONTARIO	Current Revenue balance Solde de revenu	\$ _____
PLACE NOM DE L'ENDROIT	FORT ALBANY	Committed - Engagé	\$ _____
DATE	23 SEPTEMBER AD 19 86 DAY - JOUR MONTH - MOIS YEAR - ANNEE		

DO HEREBY RESOLVE:
 DÉCIDE, PAR LES PRÉSENTES:

WHEREAS, the Council of the Fort Albany (Sinclair Island) Band considers special measures necessary for the protection of the residents of the Band's reserve, the presence of intoxicants: and

WHEREAS, a majority of the electors of the Band who attended a special meeting of the Band held on December 5th, 1985, which meeting was called by the Council of the Band on attached by-law assented to the by-law: and

WHEREAS, Section 85.1 of the Indian Act, R.S.C. 1970, Chapter 1-6 as amended, empowers the Council of the Band to make by-law dealing with intoxicants on the reserve of the band;

THEREFORE, the Council enacts the attached as By-law 1985/1 of this Band.

INAC TRANSLATION - TRADUCTION AINC			
RECU LE DEC 11 1986	CONTRÔLE 2838073	TRAD.	MOTS 1780
SORTI LE	DOSSIER	REV.	COPIE

A quorum for this Bande
 Pour cette bande le quorum est

consists of
 fixé à

Council Members
 Membres du Conseil

Leslie Dy
 (Chief - Chef)

Lauri Abze
 (Councillor - conseiller)

Marius Spence
 (Councillor - conseiller)

Willie Fudge
 (Councillor - conseiller)

Joseph Sutherland
 (Councillor - conseiller)

Antoine Krasluch
 (Councillor - conseiller)

Sinclair William
 (Councillor - conseiller)

Daniel Wesley
 (Councillor - conseiller)

John M. Fox
 (Councillor - conseiller)

FOR DEPARTMENTAL USE ONLY - RÉSERVÉ AU MINISTÈRE				
2. COMPUTER BALANCES - SOLDES D'ORDINA TEUR		3. Expenditure Dépenses	4. Authority - Autorité Indian Act Sec Art. de la Loi sur les Indiens	5. Source of Funds Source des fonds <input type="checkbox"/> Capital <input type="checkbox"/> Revenu
A. Capital		\$		
B. Revenue - Revenu		\$		
		Approved - Approuvable		
		Date	Approving Officer - Approuvé par	



BAND ADMINISTRATION

General Delivery, Fort Albany, Ontario POL 1H0
Telephone (705) 278-1044

A By-Law respecting Intoxicants and Intoxication

SECTION 85.1

- (1) Subject to subsection (2) the Council of a Band may make By-laws;
 - (a) prohibiting the sale , barter, supply or manufacture of intoxicants on the reserve of the Band;
 - (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).
- (2) A By-law may not be made under this section unless it is first assented to by a majority of the electors of the Band who voted at a special meeting of the Band called by the Council of the Band for the purpose of considering the By-law.
- (3) A copy of every By-law made under this section shall be sent by mail to the Minister of the Chief or a member of the Council of the Band within four days after it is made.
- (4) Every person who contravenes a By-law made under this section is guilty of an offence and is liable on summary conviction;
 - (a) in the case of a By-law made under paragraph (1) (a), to fine not more than one thousand dollars or to imprisonment for term not exceeding six months or both; and;
 - (b) in the case of a By-law made under paragraph (1) (b) or (c) to a fine of not more than one hundred dollars or to imprisonment for a term not exceeding three months or to both.

A By-Law respecting Intoxicants and Intoxication

1. In this By-law;

(Intoxicant) includes alcohol, spirituous, vinous, fermented malt or other intoxicating liquor or combination of liquors and mixed liquor a part of which is spirituous, vinous, fermented or otherwise intoxicating and all drinks or drinkable liquids and all preparations or mixtures capable of human consumption that are intoxicating;

(Reserve) means any tract or tracts of land, the legal title to which is vested in Her Majesty, that has been set apart by Her Majesty for the use and benefit of this Band.

2. No person shall sell, barter, supply or manufacture intoxicants on the reserve. Any person who contravenes this section is, pursuant to the provisions of the Indian Act, guilty of an offence punishable on summary conviction to a fine of not more than one thousand dollars or to imprisonment for a term not exceeding six months or to both.
3. No person shall be intoxicated on the reserve.
4. No person shall have intoxicants in his possession on the reserve.
5. Any person who contravenes section 3 or section 4 is pursuant to the provisions of the Indian Act, guilty of an offence punishable on summary conviction of a fine of not more than one hundred dollars or to imprisonment of a term not exceeding three months or both.
6. This By-law does not apply to the use or possession of intoxicants:
 - (a) ordinarily used for cleaning, fuel or other domestic or commercial purposes not involving human consumption, or
 - (b) for medical purposes under the direction of a qualified doctor or nurse.
7. In any prosecution of a contravention of this By-law, the burden of proof that intoxicants were possessed or used for medical purposes is upon the accused;
8. Any person entering the reserve, shall at that time, if requested by a Band Constable or other person authorized by the Council of the Band, declare whether or not he or she has any intoxicant in his or her possession, whether on her or his person or among any luggage, bags, packages or other containers that he or hse intends to bring onto the reserve. The name of every person who refuses to make such a declaration shall be reported to the Council of the Band.



BAND ADMINISTRATION

General Delivery
FORT ALBANY, ONTARIO P0L 1H0

BAND COUNCIL RESOLUTION

Chronological No.
File Reference

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

THE COUNCIL OF THE FORT ALBANY (SINCLAIR ISLAND) BAND	Current Capital Balance	\$ _____
DISTRICT JAMES BAY	Committed	\$ _____
PROVINCE ONTARIO	Current Revenue Balance	\$ _____
PLACE FORT ALBANY	Committed	\$ _____
DATE 21 SEPTEMBER 1987 DAY MONTH YEAR		

DO HEREBY RESOLVE:

WHEREAS, the council of the Fort Albany (Sinclair Island) Band considers special measures necessary for the protection of the residents of the Band's reserve, the presence of intoxicants: and

WHEREAS, a majority of the electors of the Band who attended a special meeting of the Band held on December 5th, 1985 which meeting was called by the Council of the Band on attached by-law assented to the by-law: and

WHEREAS, Section 85.1 of the Indian Act, R.S.C. 1970, Chapter 1-6 as amended, empowers the Council of the Band to make by-law dealing with intoxicants on the reserve of the band;

THEREFORE, the Council enacts the attached as By-law 1985/1 of this Band

A quorum for this Band consists of Council Members
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Lucas Nkoge Chief
George Koozes Councillor
Charlie Wynne Councillor
Walter Williams Councillor
Winn Willey Councillor Chief
Antoine Koostach Councillor
Auna Belle Solomon Councillor
Joseph Sutherland Councillor
Walter Tutty Councillor
Paul [unclear] Councillor
[unclear] Councillor
Peter [unclear] Councillor

FOR DEPARTMENTAL USE ONLY				
1. Band Fund Code	2. COMPUTER BALANCES		3. Expenditure	4. Authority Indian Act Sec
	\$ _____	\$ _____	\$ _____	<input type="checkbox"/> Capital <input type="checkbox"/> Revenue
6. Recommended			Approved	
Date	Recommending Officer		Date	Approving Officer

A By-Law respecting Intoxicants and Intoxication

1. In this By-law;

(Intoxicant) includes alcohol, spirituous, vinous, fermented malt or other intoxicating liquor or combination of liquors and mixed liquor a part of which is spirituous, vinous, fermented or otherwise intoxicating and all drinks or drinkable liquids and all preparations or mixtures capable of human consumption that are intoxicating;

(Reserve) means any tract or tracts of land, the legal title to which is vested in Her Majesty, that has been set apart by Her Majesty for the use and benefit of this Band.

2. No person shall sell, barter, supply or manufacture intoxicants on the reserve. Any person who contravenes this section is, pursuant to the provisions of the Indian Act, guilty of an offence punishable on summary conviction to a fine of not more than one thousand dollars or to imprisonment for a term not exceeding six months or to both.
3. No person shall be intoxicated on the reserve.
4. No person shall have intoxicants in his possession on the reserve.
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