

SOM/79-407  
May 14, 1979

WHITEHORSE INDIAN BAND

RESERVE #8

YUKON TERRITORY

TRAFFIC BY-LAW

The Council of the Whitehorse Band of Indians at a meeting held this 14th day of December 1978 hereby enacts by-law #1 to provide for the regulation of traffic within the boundaries of Whitehorse Indian Reserve #8.

Whereas Paragraphs (b) and (r) of Section 31 of the Indian Act empowers the Council of a Band to make by-laws respecting the regulations of traffic and the imposition of a penalty for the violation thereof;

And whereas it is deemed to be expedient to limit the speed of vehicles on Reserve roads for the safety and welfare of inhabitants of the Whitehorse Indian Reserve #8;

1. In this by-law,
  - (a) "Council" means the Council, as defined in the Indian Act of the Whitehorse 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 Whitehorse Band of Indians known as the Whitehorse Indian Reserve #8.
  - (c) "Road" means an open way for the passage of vehicles, persons, and animals, which includes bridges, driveways, streets, lanes, squares, highways, avenues, parkways, causeways, viaducts, trestles, thoroughfares or other places set aside for, used, or open to the Public for the passage of vehicles within the Reserve.
  - (d) "Vehicle" means any wagon, cart, motor car, motor truck, trailer, motorcycle, traction engine, tractor, road-making machinery or other conveyance that is driven, propelled or drawn by any kind of power; and
  - (e) "Sign" or "Traffic Sign" means a sign, warning, marking or other device for the guidance or direction of persons using the roads.
2. The design, dimension and the erection of traffic signs shall meet the requirements as prepared by the Council on Uniform Traffic Control Devices for Canada and the Canadian Good Roads Association.
3. (1) The Council shall, by resolution, authorize the placing of all traffic signs and the resolution shall specify the location and purpose of the sign.  
(2) The Administrator shall place and maintain or cause to be placed and maintained, the signs authorized by the Council and shall remove or cause to be removed, signs which are not authorized by the Council.
4. No person shall interfere with or attempt to interfere with the placement or maintenance of any authorized traffic sign.

5. No person shall remove, deface, obliterate, alter or attempt to remove, deface, obliterate, or alter or in any manner interfere with any sign lawfully placed on a road.
6. No person shall operate a vehicle on a road within the Whitehorse Indian Reserve #8 at a rate of speed in excess of the miles per hour indicated on the sign posted by order of the Band Council.
7. No person shall operate a vehicle on any road within the Whitehorse Indian Reserve #8 when he/she is not eligible to drive, by:
  - (a) not being a holder of a valid driver's license as prescribed by the Motor Vehicles Ordinance of the Yukon Territory.
  - (b) having their license suspended or revoked under the Criminal Code of Canada.
8. No person shall operate a vehicle on any road within the Whitehorse Indian Reserve #8 that is,
  - (a) not a roadworthy and considered in a dangerous or unsafe condition.
  - (b) not properly licensed or insured as required by the Motor Vehicles Ordinance of Yukon Territory.
9. No person shall park or station any vehicle upon any road in an unsafe manner for a period not to exceed forty-eight hours.
10. The driver of any vehicle shall comply with all traffic laws and regulations in force from time to time in the Yukon Territory in which Whitehorse Indian Reserve #8 is situated.
11. Any person who violates any of the provisions of this by-law shall be guilty of an offence, and shall be liable on summary conviction to a fine not exceeding one hundred (\$100.00) dollars or imprisonment for a term not exceeding ten (10) days, or both fine and imprisonment.

Approved and passed at a duly convened meeting of the Council of the Whitehorse Band of Indians this 14th day of December, 1978.

The quorum for this Band consists of Chief and Four Council Members.

CHIEF R.H.Sam

COUNCILLOR Mary Jane Jim  
Edythe Kane  
Louise Smith  
Lesley Smith

COUNCILLOR Irene MacIntosh  
Florence MacIntosh

I, ROY H. SAM, Chief of Whitehorse Band of Indians, do hereby certify that a true copy of the foregoing by-law was forwarded to the Minister of Indian Affairs and Northern Development pursuant to Section 82, sub-section (1) of the Indian Act this 14th day of December, 1978.

H.V. Carson  
Witness

R. H. Sam  
Chief