

SIA/77-1008
Passed Aug 22, 1977

TRAFFIC BY-LAW

The Council of the Birdtail Sioux Band of Indians at a meeting held this 22 day of August 1977 hereby enacts by-law No 5-77 to provide for the regulation of traffic within the boundaries of Birdtail Sioux Reserve.

Whereas, Paragraphs (b) and (r) of Section 81 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 Birdtail Sioux Reserve.

Now therefore the Council of the Birdtail Sioux Band of Indians enacts as a by-law thereof the following:

1. In this by-law,
 - (a) "Council" means the Council, as defined in the Indian Act of the Birdtail Sioux 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 Birdtail Sioux Band of Indians known as the Birdtail Sioux Reserve.
 - (c) "Road" means an open way for the passage of vehicles, persons, and animals, which includes bridges, driveways, streets, 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 Reserve 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 Birdtail Sioux Reserve, when he/she is not eligible to drive by:
 - (a) not being a holder of a valid drivers license as prescribed by the Highway Traffic Act of Manitoba Sec
 - (b) having their license suspended or revoked under the Criminal code of Canada Sec
8. No person shall operate a vehicle on any road within the Birdtail Sioux Reserve that is,
 - (a) not road worthy and considered in a dangerous or unsafe condition.
 - (b) not properly licensed or insured as required by Highway Traffic Act, Province of Manitoba.
9. No person shall park or station any vehicle upon any road in an unsafe manner for a period not to exceed 2 hours.

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10. The driver of any vehicle shall comply with all traffic laws and regulations in force from time to time in the Province of Manitoba in which Birdtail Sioux Reserve 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 \$100.00 or imprisonment for a term not exceeding 30 days, or both fine and imprisonment.

Approved and passed at a duly convened meeting of the Council of the Birdtail Sioux Band of Indians this 22nd day of August 1977.

CHIEF Jack Kasto

COUNCILLOR Godfrey Bearbull

COUNCILLOR Richard Benn



BAND COUNCIL RESOLUTION
RÉSOLUTION DE CONSEIL DE BANDE

Chronological No. - Numéro consécutif
File Reference - N° de réf. du dossier

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
LE CONSEIL DE LA BANDE INDIENNE Birdtail Sioux Band
AGENCY
DISTRICT Brandon
PROVINCE Manitoba
PLACE
NOM DE L'ENDROIT BirdtailSioux Band Office
DATE 22nd August AD 19 77
DAY - JOUR MONTH - MOIS YEAR - ANNÉE

DO HEREBY RESOLVE:
DÉCIDE, PAR LES PRÉSENTES:

That the by-law entitled "Traffic By-law" be and the same is hereby approved, and enacted as a by-law 5-77 of the Council of the Birdtail Sioux Band of Indians, and further that the Chief and each member of Council be authorized to sign the same."

A quorum for this Band
Pour cette bande le quorum est
consists of
fixé à 2
Council Members
Membres du Conseil

Godfrey Bearbull
(Councillor - conseiller)
(Councillor - conseiller)
(Councillor - conseiller)
(Councillor - conseiller)

Jack Kasto
(Chief - Chef)
(Councillor - conseiller)
(Councillor - conseiller)
(Councillor - conseiller)
(Councillor - conseiller)

Richard Benn
(Councillor - conseiller)
(Councillor - conseiller)
(Councillor - conseiller)
(Councillor - conseiller)

FOR DEPARTMENTAL USE ONLY - RÉSERVÉ AU MINISTÈRE
1. Band Fund Code
2. COMPUTER BALANCES - SOLDES D'ORDINATEUR
3. Expenditure
4. Authority - Autorité
5. Source of Funds
6. Recommended - Recommendable
Approved - Approuvable
Date Recommending Officer - Reconnais par Date Approving Officer - Approuvé par

I Jack Kasto Chief of Birdtail Sioux Band of Indians, do hereby certify that a true copy of the foregoing by-law is being forwarded to the Minister of Indian Affairs and Northern Development pursuant to Sec. 82 Ss. (1) of the Indian Act this 22nd day of August 1977.

Rufus Prince

Witness

Jack Kasto

Chief