

THE PELICAN LAKE BAND OF INDIANS

By-law # 1

Being a by-law to provide for the regulation of traffic

WHEREAS Paragraphs (b) and (r) of section 81 of the Indian Act empower the council of a band to make by-laws respecting the regulation of traffic and the imposition of a penalty for the violation thereof;

AND WHEREAS it is deemed to be expedient to govern the operation of vehicles on roads within the Chamakese Resort being part of Chitek Lake Reserve #191;

NOW THEREFORE the Council of the Pelican Lake 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 Pelican Lake Band of Indians;
 - (b) "reserve" means the tract of land set apart by Her Majesty within the definition on the Indian Act, for the use and benefit of the Pelican Lake Band of Indians;
 - (c) "Company" means Chitek Lake Indian Development Company, a body corporate and politic, duly incorporated under the laws of the Province of Saskatchewan;
 - (d) "Resort" means those portions of the Chitek Lake I.R. #191 lands, held under lease dated the 30th July, 1973 and registered as number 73X20575 in the Indian Land Registry in the City of Ottawa in the Province of Ontario;
 - (e) "road" means any road, bridge, driveway, street, lane, square, highway, avenue, parkway, viaduct, trestle, thoroughfare or other place set aside for, used, or open to the public for the passage of vehicles within the resort; and
 - (f) "sign" or "traffic signs" means a sign, warning, marking or other device for the guidance or direction of persons using the roads;
 - (g) "Vehicle" means any wagon, cart, motor car, motor truck, motor home, trailer, motor cycle, traction engine, snow mobile, all-terrain motor conveyance, or other conveyance that is drawn or propelled by any kind of power;
 - (h) "Officer" means a person duly appointed by resolution and

assigned by the Band to enforce the terms and conditions of this by-law.

2. The design, dimension and the erection of traffic signs shall meet the requirements indicated in the "Manual of Uniform Traffic Control Devices for Canada", 2nd edition, 1966, as amended, and 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 of the sign.
(2) The Officer 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 traffic sign lawfully placed on a road.
6. No person shall operate a vehicle on any road at a rate of speed in excess of twenty-five miles per hour and a sign to this effect shall be posted on all roads entering the Resort.
7. (1) The driver of any vehicle shall bring such vehicle to a full stop when ordered to do so by an officer and shall obey all direction issued by such authorized officers in respect of the routing or control of traffic, including the parking of vehicles.
(2) The driver of any vehicle shall not drive such vehicle over any road the use of which for public traffic is prohibited by any sign or other device.
(3) The driver of any vehicle upon hearing or seeing any emergency vehicle proceeding to or from the scene of an accident, fire or any health emergency shall immediately pull the vehicle to the side of the road in such a manner as to allow the emergency vehicle unobstructed access to the road.
8. (1) No person shall park a vehicle on any road where parking is prohibited by sign or device.
(2) No person shall park a vehicle within twenty (20) feet of any

roadway intersection or within ten (10) feet of a water hydrant or fire plug.

(3) No person shall park a vehicle on a roadway so as to obstruct the driveway leading to any private residence or business premises.

9. (1) No person shall operate a vehicle that requires a vehicle licence under the Saskatchewan Motor Vehicle Act that is not so licenced.

(2) No person who is not in possession of a current driver's licence shall operate a licenced vehicle within the Chamakese Resort area.

10. (1) No operator of a motor vehicle shall blow his horn unnecessarily or operate his motor vehicle in such a manner to make unnecessary noise.

(2) No operator of a motor vehicle shall leave his vehicle unattended on any road within the resort without parking same as close as practicable to the right hand side of such road.

(3) (a) No person shall leave unattended any vehicle on any road within the resort for a period longer than forty-eight (48) hours.

(b) If a vehicle is left on a road on the Reserve for a period in excess of forty-eight (48) hours the officer shall remove same and charge the owner thereof with the costs of removal, which charges must be paid before the vehicle is released to the owner.

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 dollars or imprisonment for a term not exceeding thirty days, or both fine and imprisonment.

APPROVED and passed at a duly convened meeting of the Council this 21st day of September, 1977.

Jacob Bill - Chief

Gilbert Chamabese - Councillor

Isaac Chamabese - Councillor

Mike Harris - Councillor

I, Jacob Bill, Chief of the Pelican Lake Band of Indians, do hereby certify that a true and exact copy of the foregoing by-law was forwarded to the Minister of Indian Affairs and Northern Development pursuant to Section 82, ss (1) of the Indian Act this 21st day of September, 1977.