

50R/80-426



Indian and Northern Affairs Affaires indiennes et du Nord

Chronological No. - Numéro consécutif
601
File Reference - N° de réf. du dossier

**BAND COUNCIL RESOLUTION  
RÉSOLUTION DE CONSEIL DE BANDE**

NOTE: The words "From our Band Funds" "Capital" or "Revenue", whichever 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 <b>LE CONSEIL DE LA BANDE INDIENNE</b>	<b>TRURO BAND COUNCIL</b>	Current Capital Balance <i>Solde de capital</i>	\$ _____
AGENCY		Committed - <i>Engagé</i>	\$ _____
DISTRICT	<b>NOVA SCOTIA DISTRICT OFFICE</b>	Current Revenue balance <i>Solde de revenu</i>	\$ _____
PROVINCE	<b>NOVA SCOTIA</b>	Committed - <i>Engagé</i>	\$ _____
PLACE <i>NOM DE L'ENDROIT</i>	<b>MILLBROOK RESERVE</b>		
DATE	<u>15</u> <u>April</u> AD 19 <u>80</u> DAY - JOUR MONTH - MOIS YEAR - ANNÉE		

DO HEREBY RESOLVE;  
DÉCIDE, PAR LES PRÉSENTES:

WHEREAS Section 81(e) empowers the Council of a Band to make by-laws respecting the running at large of domestic animals, the establishment of pounds, pound-keepers and the provision of fees and charges.

AND WHEREAS the Council has entered into an agreement with the Council of the Municipality of the Town of Truro to provide such services.

NOW, THEREFORE the Council of the Truro Band of Indians enacts as a by-law thereof the following:

By-law No. 25 passed on June 3, 1974, of the Council of the Municipality of the Town of Truro, as amended from time to time, and attached hereto as SCHEDULE "A", which schedule is deemed to be and form part of this by-law, is hereby adopted as a by-law of the said Council and applicable to the Millbrook Indian Reserve number 27.

A quorum for this Band  
*Pour cette bande le quorum est*

consists of  
*fixé à*

Council Members  
*Membres du Conseil*

..... Levi Gloade ..... (Councillor - <i>conseiller</i> )	..... (Chief - <i>Chef</i> )	..... Alexander Julien ..... (Councillor - <i>conseiller</i> )
..... (Councillor - <i>conseiller</i> )	..... Lloyd Johnson ..... (Councillor - <i>conseiller</i> )	..... (Councillor - <i>conseiller</i> )
..... (Councillor - <i>conseiller</i> )	..... (Councillor - <i>conseiller</i> )	..... (Councillor - <i>conseiller</i> )
..... (Councillor - <i>conseiller</i> )	..... (Councillor - <i>conseiller</i> )	..... (Councillor - <i>conseiller</i> )

FOR DEPARTMENTAL USE ONLY - RÉSERVÉ AU MINISTÈRE					
1. Band Fund Code <i>Code du compte de bande</i>	2. COMPUTER BALANCES - <i>SOLDES D'ORDINATEUR</i>		3. Expenditure <i>Dépenses</i>	4. Authority - <i>Autorité</i> Indian Act Sec <i>Art. de la Loi sur les Indiens</i>	5. Source of Funds <i>Source des fonds</i> <input type="checkbox"/> Capital <input type="checkbox"/> Revenue <i>Revenu</i>
	A. Capital \$	B. Revenue - <i>Revenu</i> \$			
6. Recommended - <i>Recommandable</i>			Approved - <i>Approuvable</i>		
Date ..... Recommending Officer - <i>Recommandé par</i>			Date ..... Approving Officer - <i>Approuvé par</i>		

Town of Truro

Dog By-Law

Passed by Council, June 3, 1974

---

Recommended for approval subject to certain amendments.

.....  
Departmental Solicitor

The dog by-law for the Town of Truro passed by council on June 3, 1974 is approved this 10th day of July, 1974 subject to the following amendments pursuant to Section 4 of the Municipal Affairs Act:

- (1) Section 2 is amended by inserting the symbols and numbers "(1)" immediately before the word "On" in line one thereof.
- (2) Section 2 is further amended by adding subsection (2) thereto as follows:
  - (21) Every owner who neglects to obtain a tag and keep it securely fixed on his dog or uses a tag upon a dog other than that for which it was issued shall be liable to a penalty not exceeding ten dollars.
- (3) Section 20 is amended by inserting in line one thereof immediately after the word "by-law" the following words and numbers "excepting Section 2".

Original signed by  
.....  
Minister of Municipal Affairs

RESOLVED by the Town Council of the Town of Truro that  
By-law No. 62 governing Dogs in the Town of Truro be amended  
as follows:-

10(a) Any person who shall keep or harbor a dog within the  
Town of Truro that disturbs the quiet of the neighborhood by  
barking or howling or in any other manner be guilty of an  
offence against this by-law.

I, D.G. Gilroy, Clerk of the  
Town of Truro do hereby certify  
that the foregoing is a true  
copy of a resolution passed by the  
Town Council of the Town of Truro  
at a meeting duly held and convened  
on the 7th day of July, A.D., 1975.

GIVEN under the hand of the Town  
Clerk and under the Corporate Seal  
of the said Town of Truro this 9th  
day of July, A.D. 1975.

D. G. Gilroy

.....  
TOWN CLERK

"It was duly moved and seconded that Section 18 of the Town of Truro Dog By-law be amended by changing the figures of \$10.00 to \$15.00."

I, D.G. Gilroy, Clerk of the Town of Truro do hereby certify that the foregoing is a true copy of a resolution passed by the Town Council of the Town of Truro at a meeting duly held and convened on the 5th day of June, A.D. 1978.

GIVEN under the hand of the Town Clerk and under the Corporate Seal of the said Town of Truro this 13th day of June, A.D., 1978.

D. G. Gilroy

.....  
TOWN CLERK

BY-LAW NUMBER 25

DOGS

1. In this by-law,
  - (a) "clerk" means Town Clerk of the Town;
  - (b) "dog" means any dog, male or female;
  - (c) "owner" of dog includes any person who possesses or harbours a dog;
  - (d) "town" means the Town of Truro;
  
2. On or before the first day of May in each year the owner of any dog shall register such dog with the Clerk, shall pay the tax provided therefor by this by-law, and shall obtain from the Clerk a tag for such dog.
  
3. (1) The owner of a dog who has become owner thereof after the first day of May and which dog is not registered in his name with the Clerk, shall, within two days after he has become owner, register the dog and pay the tax.  
  
(2) A tax paid at anytime after the first day of May shall be the same amount as the tax required to be paid on or before the first day of May, notwithstanding that it is for only part of a year, but where the owner acquires ownership of the dog after the expiration of six months of the registration year he shall only be charged one-half of the dog tax.  
  
(3) Registration made and tax paid after the first day of May shall be effective until the last day of April next following the making and payment thereof.
  
4. The tax shall be annually as follows:

One male spayed dog	\$4.00
Each additional male or spayed dog, where more than one such dog is owned by any one person	\$4.00
One female dog, not spayed	\$12.00
Each additional female dog, not spayed, where more than one such dog is owned by any one person	\$12.00
  
5. The Clerk shall keep a record of every dog registered showing the date and number of registration, and the name of the owner. The owner shall furnish this information to the Clerk at or before the time of registration.
  
6. The Clerk shall supply the owner with a metal tag for each dog registered, with the number and year of registration stamped thereon, and the owner of every registered dog shall keep on such dog a collar with the tag attached thereto.
  
7. If an owner files with the Clerk a statutory declaration that a tag has been lost, the Clerk may replace the tag that has been lost upon payment by the owner of One Dollar to the Clerk.

8. Any owner within the Town who sells or transfers any dog shall report to the Clerk the sale or transfer, the name and address of the person to whom it was sold or transferred, a description of the dog and the number of the registration as shown on the tag issued by the Clerk.

9. The Clerk shall transfer the registration of such dog to the new owner thereof on payment of the amount by which the tax on the dog to the new owner would exceed any tax paid on the dog that year by the previous owner, or in any other case, without charge.

10. No dog shall be permitted to leave the premises of the owner unless the said dog is under the effective restraint or control of some person in charge thereof, and the fact that any dog is running at large shall be an offence against this by-law.

- 11. The owner of a dog
  - (a) which runs at large contrary to this by-law; or
  - (b) in respect of which the tax imposed by this by-law is not paid; or
  - (c) which is fierce or dangerous; or
  - (d) which, without provocation, has attacked or injured any person or property

is guilty of an offence against this by-law whether or not such dog is chained, muzzled or otherwise restrained, and is subject on conviction to the penalty prescribed by Section 20.

12. (a) Any constable, peace officer or pound keeper, without notice to or complaint against the owner of any such dog, may impound any dog;

- (1) found running at large contrary to this by-law; or
- (2) in respect of which the tax imposed by this by-law has not been paid;

(b) Any constable, peace officer or pound keeper, without notice to or complaint against the owner of any such dog, may impound, and kill or may kill on sight without impounding, any dog:

- (1) which is fierce or dangerous;

(c) Any dog found running at large may be caught and impounded by such peace officer, constable or pound keeper by the use of any means;

13. The Council shall annually appoint a pound keeper who shall keep all dogs delivered to him and furnish them with food and water.

14. Upon any dog being impounded, the pound keeper shall, if the dog bears a tag issued by the Clerk, mail to the register owner by ordinary mail, postage prepaid, not later than forty-eight hours before the time fixed therein, a notice in the following form:

DOG NOTICE

TAKE NOTICE that a dog (insert brief description with number on tag, if any) has been impounded in the animal pound of the Town of Truro at and unless such dog is claimed (and registered) not later than (hour, day and date), the said dog may be destroyed or disposed of according to law

Date at Truro, N.S. this                      day of

.....  
Poundkeeper

15. If at the expiration of the time fixed by the notice, the dog is not claimed and not registered according to this by-law, the pound keeper shall dispose of the dog, either by selling it or by destroying it.

16. The proceeds of any sale after deducting the fees of the pound keeper shall be kept by the Town.

17. If the owner appears and claims the dog before the time fixed by the said notice, the dog shall be delivered to him at the pound on payment of any tax required by this by-law and on payment of the pound keeper's fees in respect thereof.

18. The pound keeper shall be entitled to receive the following fees or such fees as may be approved by Council, which, unless recovered under Sections 16 or 17, shall be paid by the Town:

- (a) for board of each dog, for each seventy-two hour period and for any portion of a seventy-two hour period

19. It shall be the duty of every police officer, on every occasion on which he becomes aware of the presence of a dog in the Town without a tag, to advise the pound keeper.

20. Any person who violates any provision of this by-law shall be liable on conviction to a penalty not exceeding fifty dollars, and in default of payment to imprisonment for a period not exceeding thirty days.

21. All by-laws of the Town heretofore enacted relating to dogs are hereby repealed.

I, D.G. Gilroy, Clerk of the Town of Truro do hereby certify that the foregoing is a true copy of a by-law passed by the Town Council of the Town of Truro at a meeting duly held and convened on the 3rd day of June, A.D., 1974.

GIVEN under the hand of the Town Clerk and under the Corporate seal of the said Town of Truro this 4th day of July, A.D., 1974.

D. G. Gilroy  
.....  
TOWN CLERK