

SOR/86-270
dated Feb 28/86

By-Law No. 1-86

Being a By-law to establish regulations for the control of intoxicants for the Fond du Lac Band of Indians.

WHEREAS Sections 85.1(1)(b) and (c) of the Indian Act (Revised June 28, 1985) empowers the Council of a Band to make By-laws respecting the regulation of Intoxicants and the imposition of a penalty for the violation thereof on the reserve.

WHEREAS the Council of the Fond du Lac Band feels the use of intoxicants on the reserve creates severe problems such as community disruption, accidents, injury or death to persons on the reserve.

WHEREAS regulations for the control and use of intoxicants on the reserve is necessary to ensure the safety, well being and health of persons on the Fond du Lac reserve.

NOW THEREFORE the Council of the Fond du Lac Band of Indians enacts as a By-law the following:

In this By-law

1. (a) Council means the Council of the Fond du Lac Band of Indians as defined in the Band Custom.
 - (b) Reserve means the tract of land, the legal title of which is vested in Her Majesty, that has been set apart by Her Majesty for the use and benefit of the Fond du Lac Band of Indians known as Fond du Lac Indian Reserve No. 227, Fond du Lac Indian Reserve No. 228 and Fond du Lac Indian Reserve No. 229.
 - (c) Person means anyone who may be within the boundaries of the Indian Reserve as outlined in 1(b) above. A person may be:
 - (1) a member of the Fond du Lac Band of Indians
 - (2) anyone on the Reserve who may be a member of another band of Indians
 - (3) anyone on the Reserve who is non-status
2. No person shall be intoxicated on the reserve.

3. No person shall have intoxicants in his possession on the reserve.
4. This By-law shall not apply to medication containing intoxicants which has been prescribed by a qualified doctor.
5. Any person who violates any of the provisions of this By-law shall be guilty of an offense and shall be liable on summary conviction to a fine of not more than one hundred (\$100.00) dollars or to imprisonment for a term not exceeding three (3) months, or to both fine and imprisonment.

Approved and passed at a duly convened meeting of the Council of the Fond du Lac Band of Indians this 6th day of January, 1986.

"Original signed by August Mercredi"

CHIEF

"Original signed by Billy Boy Adam"

COUNCILLOR

"Original signed by Jules Lidguerre"

COUNCILLOR

I, August Mercredi, Chief/~~Councillor~~ of the Fond du Lac Band of Indians, do hereby certify that a true copy of the foregoing By-law was forwarded to the Minister of Indian & Northern Affairs Canada pursuant to Section 85.1(3) of the Indian Act this 6th day of January, 1986.

"Original signed by L. Joseph"

Witness

"Original signed by August Mercredi,
Billy Boy Adam, Jules Lidguerre and
Billy Adam"

Chief/Councillor