

**By-law Number 2002-06**  
**Being a By-law to repeal and replace By-law No. 1998-06**  
**Enacted on the 8<sup>th</sup> day of June, 1998**  
**Being a By-law Respecting the Regulation of Traffic on the Reserve**

**WHEREAS** section 81, sub-paragraphs (b), (c), (q) and (r), of the *Indian Act, R.S. 1985, C-5, as amended* (herein, '*Indian Act*') empower the Council of an Indian Band to pass by-laws to provide for the observance of law and order and the regulation of traffic on the Reserve, in addition to matters arising out of or ancillary thereto of powers under this section, and the imposition of a penalty for the violation of any such by-law;

**AND WHEREAS** it is considered to be expedient and necessary for the safety and convenience of the inhabitants of the Louis Bull Indian Band to regulate traffic on the Reserve;

**AND WHEREAS** the Council of the Louis Bull Indian Band desires to make a by-law governing the regulation of traffic;

**AND WHEREAS** the Council of the Band did enact By-law Number 1998-06 on the 8<sup>th</sup> day of June, 1998 and wishes to repeal the said By-law Number 1998-06 and replace it with this By-law.

**1- SHORT TITLE**

This by-law may be cited as the Louis Bull Indian Band Traffic Bylaw and is referred to herein as "By-law").

**2- DEFINITIONS**

In this By-law,

"*Band*" means the Louis Bull Indian Band as defined by Section 2 of the *Indian Act*;

"*Council*" means the Council of the Louis Bull Indian Band, as defined in the *Indian Act*;

"*Provincial and Federal Law*" means all the legislation enacted by the Province of Alberta and Canada relating directly or indirectly to the regulation of vehicles, driving of vehicles and traffic in the said Province of Alberta and any criminal offences relating thereto or arising therefrom, and without limiting the generality of the foregoing, specifically, the Highway Traffic Act (R.S.A. Chapter H-7), Motor Vehicle Administration Act (R.S.A. Chapter M-22) and the Criminal Code (R.S.C. 1985, c. C-46 as amended);

"*officer*" means any peace officer, police constable or other person charged with the duty to preserve and maintain law and order on the Reserve;

"*Reserve*" means Louis Bull Indian Reserve 138B;

“*Reserve road*” means a road or other way over which vehicles are accustomed to pass, other than a public road or an access road, and includes an area designated as a Reserve road by Council;

“*traffic control device*” means any sign, marker or mechanical or electrical device designed for the purpose of regulating traffic;

3- **PROVINCIAL AND FEDERAL LAW**

All Provincial and Federal Law and regulations passed thereto, as defined herein, and which relate to motor vehicles, traffic and driving offences are incorporated herein by reference and, without limiting the generality of the foregoing, the same includes all definitions, offences and penalties as set out therein.

4- **SPEED LIMITS**

- (1) The speed limit for a Reserve road shall be as designated by Council from time to time and marked on a traffic control device erected on the Reserve road.
- (2) No person shall operate a vehicle on a Reserve road at a rate of speed in excess of the speed limit for that Reserve road.

4- **PARKING**

- (1) No person shall park a vehicle in a location where a traffic control device indicates that parking is prohibited.
- (2) Notwithstanding that the Council has not prohibited parking in a particular location, no person shall park a vehicle on a Reserve road unless there is sufficient room to pass and there is a clear view of the parked vehicle for a distance of 60 metres in either direction along the road.


5- **OFFENCES AND PENALTIES**

- (1) A person who contravenes, or who otherwise fails to comply with any provision of Section 3 or 4 of this By-law, commits an offence and is liable to a fine not exceeding \$1,000 or to imprisonment for a term not exceeding 30 days, or to both.
- (2) All offences, other than those provided for in Sections 3 and 4 hereof shall be governed by the provisions of Provincial and Federal Law as defined herein.

This By-law is hereby made at a duly convened meeting of the Council of the Louis Bull Indian Band this 9th day of October, 2002.


Voting in favour of the by-law are the following members of the Council:

  
(Member of the Council)

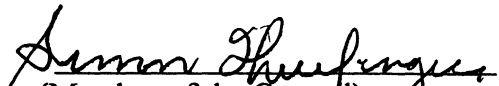
  
(Member of the Council)

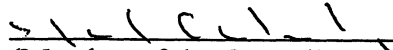
  
(Member of the Council)

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(Member of the Council)


being the majority of those members of the Council of the Louis Bull Indian Band present at the aforesaid meeting of the Council.

The quorum of the Council is five (5) members.

Number of members of the Council present at the meeting: 8

I, Simon Threefingers Chief/Councillor of the Louis Bull Indian Band, do hereby certify that a true copy of the foregoing by-law was mailed to the Minister of Indian Affairs and Northern Development at the District/Regional/Hull office (as the case may be) pursuant to subsection 82(1) of the *Indian Act*, this 9th day of October, 2002.

  
Witness

  
(Chief/Councillor)