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CERTIFICATION

Pursuant to Section 86, Indian Act RSC 1985 C.1-5 and amendments thereto, I certify that the attached copy of the **Tsleil-Waututh First Nation Street and Traffic By-law 2006**, which came into effect January 16, 2006, is a true copy of the said by-law.

Kathy Hankin

Kathy Hankin

A/Associate Director, Lands and Trust Services,
a superintendent as defined in
Section 2(1) Indian Act RSC 1985

TSLEIL WAUTUTH NATION
(Burrard Indian Band)
STREET AND TRAFFIC BY-LAW 2006

WHEREAS the Council of the Tsleil Waututh Nation, also known as the Burrard Indian Band, (the "Band") enacted the Tsleil Waututh Nation Street and Traffic By-law 2001 (the "By-law") on December 19, 2001;

AND WHEREAS the Minister of Indian Affairs and Northern Development approved the By-law on February 20, 2002;

AND WHEREAS the Chief and Council of the Band deem it advisable and in the best interests of the Nation to repeal the Tsleil Waututh Nation Street and Traffic By-law 2001 and replace it with the Tsleil Waututh Nation Street & Traffic By-law 2006;

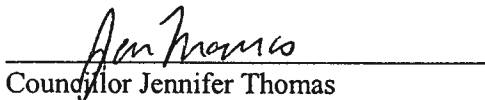
BE IT HEREBY RESOVED that the Chief and Council of the Nation repeal the Tsleil Waututh Nation Street and Traffic By-law 2001 and pursuant to section 81:

1. That the attached Tsleil Waututh Street and Traffic By-law 2006 replace the Tsleil Waututh Nation Street and Traffic By-law 2001.

This By-law known as the Tsleil Waututh Nation Street and Traffic By-law 2006 is hereby enacted at a duly convened meeting of the Council of the Band this 16 day of January, 2006.

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


Chief Leah George-Wilson


Councillor Jennifer Thomas

Councillor Justin George


Councillor Carleen Thomas

Councillor Damian George

being the majority of those members of the Council of the Tsleil Waututh Nation present at the aforesaid meeting of the Band Council.

The quorum of the Council is three (3) members.

Number of members of the Band Council present at the meeting: 3

I, Leah D. George-Wilson, Chief/Councillor of the Tsleil Waututh Nation, 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 offices at 600 – 1138 Melville Street, Vancouver, British Columbia, V6E 4S3 in accordance to section 82 (1) of the *Indian Act*, this 17 day of JAN, 2006.

TSLEIL WAUTUTH NATION

(Burrard Indian Band)

STREET AND TRAFFIC BY-LAW 2006

A By-law to regulate Traffic and the use of Streets on the Reserve.

WHEREAS the Council of the Tseil Waututh Nation also known as the Burrard Indian Band (the "Band") wishes to establish a By-law relating to the regulation of Traffic and use of Streets on the Reserve; and

WHEREAS the Council of the Band is empowered to make such a By-law and the imposition of a penalty for the violation thereof pursuant to paragraphs 81(1) (b), (c), (d), (f), (p.1), (q) and (r) of the *Indian Act*.

NOW THEREFORE BE IT RESOLVED the Council of the Band at a duly convened meeting, enacts as a By-law the following:

Title

1. This By-law may be cited as the "TSLEIL WAUTUTH NATION STREET AND TRAFFIC BY-LAW 2006".

Definitions

2. In this By-law:

"Band" means the Tseil Waututh Nation (Burrard Indian Band), a band of Indians as defined under the *Indian Act*;

"Band Council Resolution" or "Resolution" means a motion, as recorded in the minutes of the meeting, passed and approved at a duly convened meeting of the Band Council pursuant to the consent of a majority of the councillors of the Band present at that meeting;

"Chief and Council" or "Band Council" or "Council of the Band" means the Chief and Council of the Band elected pursuant to sections 2(1) and 74 of the *Indian Act* or any amendments or successors thereto;

"Dangerous Goods" means for the purpose of the By-law the same meaning as set out in the *Transport of Dangerous Goods Act*, R.S.B.C., 1996, c. 458 as amended from time to time and any regulations promulgated thereunder;

"*Indian Act*" means the *Indian Act* R.S.C. 1985, c. I-5, as amended or re-enacted from time to time or any regulations promulgated thereunder;

“Multi-Family” means the occupancy or use of a building or part thereof containing more than two units by persons for whom sleeping accommodation is provided but who are not harboured or detained to receive medical care or treatment or are not involuntarily detained;

“Occupier or Occupant” includes a tenant, lessee, agent, licensee, permittee and any other person who has the right of access to and control of any building or premises on the Reserve;

“Owner” means any person or entity that is in lawful possession of land or improvements on the Reserve or has possession as authorized by the Council;

“Enforcement Officer” means a peace officer who is empowered by Provincial or Federal legislation to be a peace officer or a person appointed as a Fire Department officer by the District of North Vancouver’s Council or a Fire Department employee by the Fire Chief;

“Real Property” means the building or premises that an Occupier or Occupant has the right of access to; or the land or improvements on the Reserve that an Owner has lawful possession of or has possession as authorized by the Council;

“Reserve” means Burrard Inlet Indian Reserve No. 3, Inlailawatash Indian Reserves No. 4 and 4A and any additions to the reserve lands of the Band.

Removal Of Snow and Rubbish From Sidewalk

3. The Occupier of any Real Property used for commercial, industrial, or Multi-Family residential purposes shall remove any accumulation of rubbish, snow or ice from the sidewalks or footpaths bordering the Real Property. The removal of snow or ice shall be completed not later than 24 hours from the cessation of a snowfall or prior to the depth of snow accumulation exceeding 75 mm.

Transportation of Dangerous Goods

- 3.1 No dangerous goods shall be transported within the Reserve except in accordance with this section.
 - (a) A carrier of dangerous goods may only enter, leave or travel within the Reserve for the purposes of obtaining dangerous goods from or delivering dangerous goods to a location by the most direct route to or from that location.
 - (b) No carrier of dangerous goods shall stop within the Reserve except:
 - (i) to load or unload dangerous goods;
 - (ii) in compliance with the directions of an Enforcement Officer;

- (iii) due to mechanical failure of the carrier or a vehicle accident involving the carrier; or
 - (iv) to stop for meals or rest stops, of less than half an hour in duration.
- (c) This Section does not apply to the transportation of dangerous goods in individual containers of less than 250 kilograms or consumer packaged merchandise transported by a vehicle with a gross vehicle weight of up to 13,600 kilograms.

Gender And Plurality

4. In this By-law, any words in the singular include the plural and words in the plural include the singular, and the masculine includes the feminine and neuter where the context requires. References to "his", "him", "hers", or "her" may include a body corporate.

Headings

5. Headnotes, marginal notes and headings form no part of the enactment, but shall be construed as being inserted for convenience of reference only.

Severability

6. If any provision of this By-law is found invalid, such provision is severable.

By-law Administration

7. Only persons authorized by Band Council Resolution may act as agent of the Band for the purpose of administering this By-law.

Offence and Penalties

8. (a) Every person who offends against or violates any of the provisions of this By-law or who suffers or permits anything to be done in contravention or violation of any of the provisions of this By-law, or who neglects to do, or refrains from doing anything required to be done by any of the provisions of this By-law, is guilty of an infraction of this By-law and is liable upon summary conviction to a fine of not more than \$1,000.00 or imprisonment for a term not exceeding thirty days, or both; and
- (b) For each day that a violation of the provisions of this By-law is permitted to exist, it shall constitute a separate offence.