

# COLD LAKE FIRST NATIONS

## TRESPASSING, PUBLIC SAFETY and ORDER BYLAW Bylaw Number 2018-02

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Enacted the 12<sup>th</sup> day of February, 2018

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**CERTIFIED TRUE COPY**

*Including exhibit A - "Schedule I"*

A Commissioner for Oaths in and for  
the Province of Alberta

**Shawna Lynn Janvier**

Appointee # 0723860

Commission Expires November 17, 2020



# COLD LAKE FIRST NATIONS

## TRESPASSING, PUBLIC SAFETY and ORDER BYLAW

**WHEREAS** the Cold Lake First Nations (“the “Nation”) has aboriginal and treaty rights and other rights and freedoms that are recognized and affirmed by the Constitution of Canada;

**WHEREAS** the Nation has an inherent right and obligation to maintain and preserve a distinct cultural identity and way of life for the present and future generations of its people;

**AND WHEREAS** Chief and Council, as the elected government of the Nation, has jurisdiction to pass laws for the good government of Nation citizens, lands and resources;

**AND WHEREAS** the Cold Lake First Nations has a land regime based on custom and traditional land use and occupation, and any use or occupation of land on the Cold Lake First Nations reserve by a person that has not been approved by Cold Lake First Nations Chief and Council is deemed to be a trespass;

**AND WHEREAS** any person, other than Cold Lake First Nations members, who enter onto the Cold Lake First Nations reserve land without the express authority of the Cold Lake First Nations is an uncontrolled trespassing on the reserve and any implied or express invitation to him or her is revoked until he or she obtains the necessary authorization pursuant to this bylaw; and

**WHEREAS** Chief and Council is concerned that the safety and protection of the Nation’s citizens and visitors to the community is or may be adversely affected by the increase in number of unlawful trespassers on the Cold Lake First Nations reserve in both residential and commercial areas;

**AND WHEREAS** Chief and Council consider it in the best interests of the Nation to regulate certain lands on Cold Lake First Nations reserve land pursuant to the Cold Lake First Nations inherent and Treaty rights and Section 81 of the *Indian Act*, sub-section (1)(c), (d),(g), (h), (q) and (r) which provide that the Council of the Nation may make bylaws for certain purposes, and in particular for the purpose of regulating the use of such lands for the purpose of protecting and promoting the health, safety and welfare of residents on reserve, including the prevention of disorderly conduct and nuisances on the reserve;

**NOW THEREFORE THE COUNCIL OF THE COLD LAKE FIRST NATIONS** makes the following Bylaw:

## **PART 1 – INTRODUCTORY MATTERS**

### **A. TITLE**

1. This bylaw may be cited as the Cold Lake First Nations *Trespassing, Public Safety and Order Bylaw*;

### **B. DEFINITIONS**

2. The following definitions apply in this Bylaw unless the context otherwise requires:
  - (a) “Cold Lake First Nations” means the Cold Lake Indian Band which is a band as defined by Treaty Number Six (1876) and the *Indian Act*;
  - (b) “Cold Lake First Nations Member” means any person registered or entitled to be registered on the Cold Lake First Nations Band Membership List as held presently by Indian and Northern Affairs Branch Alberta Region;
  - (c) “Commercial land” means any portion of the Cold Lake First Nations reserve lands that are designated for commercial purposes; (Schedule “1”)
  - (d) “Community land” means any Cold Lake First Nations reserve land in which all members have a common interest and in respect of which there are no other member interests or third party interests;
  - (e) “Council” means the Chief and Councillors of the Cold Lake First Nations duly elected from time to time in accordance with the *Cold Lake First Nations Election Law, 1986* or as the Cold Lake First Nations Election Law as Amended from time to time;
  - (f) “Designated Reserve Lands” means those lands (approximately 41 acres) located on the north boundary of Cold Lake First Nations Indian Reserve 149 that have been designated for commercial purposes;
  - (g) “Hawking, Peddling and Selling” means and includes going from place to place on the Reserve to buy, sell or otherwise deal in wares, goods, merchandise or services, or offering or exposing for sale on the Reserve to any person by means of samples, cuts, blueprints, pictures, merchandise, illegal drugs, drug paraphernalia, etc. to be afterwards delivered or shipped onto the Reserve;
  - (h) “Occupier” includes:
    - i. A person who is in lawful physical possession of premises on Cold Lake First Nations reserve lands, or
    - ii. A person who has responsibility for and control over the conditions of premises or the activities carried on there, or
    - iii. A person who has control over persons allowed to enter the premises, even if there is more than one occupier of the same premises.

- (i) "Officer" means any police officer, police constable or other person charged with the duty to preserve and maintain the public peace, and a bylaw officer or any other person appointed by Chief and Council for the purpose of maintaining law and order on the Reserve;
- (j) "Person" includes a natural person, a corporation of any type, partnership, society or association whether or not incorporated, and any other entity having a separate personality, or style recognized in law;
- (k) "Premises" means lands, dwellings and structures; (cross reference with (f) "occupier" above);
- (l) "Reasonable notice" is defined as not less than 72 hours' notice, from the hour notice is served, excluding the day of impoundment, statutory holidays and days when the CLFN Administration is closed;
- (m) "Reserve" means Cold Lake First Nations Indian Reserve 149, 149A, 149B, 149C and other lands that may be reserved for the Nation from time to time;
- (n) "Resolution" means a Band Council Resolution of the Council duly enacted;
- (o) "Trespass" means any act that constitutes trespass under the common law and the *Cold Lake First Nations Trespassing, Public Safety and Order Bylaw*, and includes entering or remaining on the Reserve without lawful justification or engaging in a prohibited activity on the Reserve;
- (p) "Zoning Map" means Schedule "1" – the map that delineates the boundaries of the CLFN reserve lands containing the Commercial and Residential areas as referenced in this Bylaw.

### **C. APPLICATION**

3. This bylaw applies to all Members and Visitors (spouses, employees, contractors,) residing and entering upon on the Cold Lake First Nations Reserve No. 149, 149A, 149B and 149C.

### **D. Compliance with Other Laws**

4. Where any Federal or Provincial Act or Regulation or any Cold Lake First Nations bylaw applies to any matter covered by this bylaw, compliance with this bylaw will not relieve the person from also complying with the provisions of any other applicable Act, Regulation or Bylaw.

## **PART II – TRESPASS**

5. No person shall trespass on the Cold Lake First Nations Reserve lands, with the exception of those persons identified in Section 7 below.

6. Any person found on the Reserve who is not a Cold Lake First Nations **member/citizen** is presumed to not have the consent of Council to be on Reserve lands and is trespassing, until proven otherwise.
7. This bylaw does not specifically apply to the following category of persons: visitors and invited guests, employees, vendors, contractors and others who attend or visit any of the Cold Lake First Nations owned business located on the designated lands for business or entertainment purposes.
8. This bylaw will apply to the category of persons identified in Section 7 above, if they are found to be engaged in or conducting any of the prohibited purposes identified in Section 9 below.

#### **E. PROHIBITED PURPOSES**

9. A person, other than a person referred to in Section 7, who conducts any of the following on the Reserve:
  - (a) Hunting, fishing or trapping;
  - (b) Hawking or peddling of wares or merchandise;
  - (c) Loitering;
  - (d) Soliciting
  - (e) Selling illegal drugs;
  - (f) Photographing, interviewing or conducting research or surveys;
  - (g) Distributing written materials;
  - (h) Camping;
  - (i) Operating an all-terrain vehicle (ATV) or snowmobile or other motorized or non-motorized vehicle on the Reserve;
  - (j) Dumping refuse or waste, including contaminated oilfield products; and
  - (k) Any other activity that is prohibited by federal or provincial law or by the Cold Lake First Nations,shall be deemed to be frequenting the Reserve for a prohibited purpose and to be trespassing on the Reserve.
10. Section 6 does not apply to the following persons who have a lawful right of access to the Reserve:
  - (a) Cold Lake First Nations members who are conducting lawful activities in an authorized manner or location;
  - (b) As noted above in Section 7, this bylaw does not specifically apply to the following category of persons who are deemed, unless proven otherwise, to be

- present on the Reserve lands (Designated Lands) for the purpose of carrying out business or engaging in the purchase of goods and services, including entertainment;
- (c) A person who has entered onto the Reserve who is carrying Council's written authorization and is conducting him or herself in accordance with Council's written authorization;
  - (d) A person who has a duly authorized permit of the Council;
  - (e) A person travelling on a public highway on or through the Reserve;
  - (f) A person participating in public activities on the Reserve that are authorized by Council;
  - (g) An Officer in the course of his or her duty; and
  - (h) Any person, who in exceptional or emergency circumstances, is on the reserve with the express authorization of Council.

## **PART III– ADMINISTRATION**

### **F. TRESPASSING CONTROL OFFICER**

- 11. **(1)** Chief and Council may appoint, by Band Council Resolution, a Public Safety and Order Officer to provide for the administration and enforcement of this bylaw, to receive registrations and issue identification permits under this bylaw.
- (2)** Chief and Council shall, in the Band Council Resolution, provide for reasonable remuneration to be paid to the CLFN Trespassing, Public Safety and Order Officer.

### **G. REGISTRATION and IDENTIFICATION of TRESPASSERS**

- 12. **(1)** Every person who is not acting under a right or authority conferred by the *Cold Lake First Nations Trespassing, Public Safety and Order Bylaw*, a Cold Lake First Nations law or a resolution of the Council, and who:
  - (a) Without the express permission of the occupier, the proof of which rests on the defendant,
    - i. Enters on premises when entry is prohibited under this Law, or
    - ii. Engages in an activity on premises when the activity is prohibited under this Law; or
  - (b) Does not leave the premises immediately after he or she is directed to do so by the occupier of the premises or a person authorized by the occupier,

Is guilty of an offence and on conviction is liable to a fine or not more than \$500.00.

(2) It is a defence to a charge under subsection 9.1 in respect of premises that is on Cold Lake First Nations land that the person charged reasonably believed that he or she had a right or interest in the Cold Lake First Nations land that entitled him or her to do the act complained of, if such belief has an air of reality, and the conduct did no damage to premises or to Cold Lake First Nations land.

13. Except as varied by this bylaw, common law defences to trespass shall be preserved.
14. Where the premises are on or include community land, the Cold Lake First Nations is the occupier and the rights and powers of the occupier are exercised by Chief and Council or by a person designated by Chief and Council to exercise some or all of its rights or powers under this bylaw.
15. An activity prohibited under this bylaw includes any activity in breach of this or other law of the Cold Lake First Nations, the *Criminal Code (Canada)* or any order of a court of competent jurisdiction. Entry into premises that are situated upon Cold Lake First Nations land for the purpose of engaging in any such activity is a separate offence under this law punishable by a fine of not more than \$500.00 and subject to any orders or directions Council may make pursuant to this bylaw irrespective of conviction in a court of law.

## **H. RESIDENCY AND ACCESS RIGHTS**

### **Right of Residence**

16. The following persons have a right to reside on Cold Lake First Nations lands:
  - (a) Cold Lake First Nations Members who have been allocated a residential lot by Chief and Council, and their Spouses and children;
  - (b) Members who reside in premises on Cold Lake First Nations reserve land that is either their own home or Cold Lake First Nations-owned home;
  - (c) Any invitee of a member referred to in clause (a) or (b); and
  - (d) Lessees, permittees and employees, in accordance with the provisions of the granting instrument or permit.

### **Right of Access**

17. The following persons have a right of access to Cold Lake First Nations lands:
  - (a) A lessee and his or her invitees, i.e. employees of Cold Lake First Nations and its business entities;

- (b) A person granted a right of access under a permit issued by Cold Lake First Nations;
- (c) Cold Lake First Nations members and their spouses and children;
- (d) A person who is authorized by a governmental body or any other public body, established by or under an enactment of the First Nation, the provincial or federal governments, to establish, operate and administer a public service, to construct or operate a public institution or to conduct a technical survey; or
- (e) A person authorized in writing by the Chief and Council or their designated representative, or by another Cold Lake First Nations law.

**Public Access**

18. Any individual may have access to Cold Lake First Nations land for any social or business purpose, e.g. those individuals named in Section 7 above, if
- (a) The individual does not trespass on occupied land and does not interfere with any interest in land;
  - (b) The individual complies with all applicable laws; and
  - (c) No resolution of the Council has been enacted barring that individual.

**Civil Remedies**

19. All civil remedies for trespass shall be preserved.

**I. PROHIBITION OF ENTRY on COLD LAKE FIRST NATIONS RESERVE LANDS**

20. Entry on premises may be prohibited by notice to that effect posted on the premises; and entry is prohibited without any notice on the following categories of premises:
- (a) That is a garden, field or other Cold Lake First Nations land that is under cultivation, including a lawn, garden, field and premises on which trees have been planted on Cold Lake First Nations land that is used primarily for agricultural or grazing purposes; or
  - (b) That is enclosed or fenced in a manner that indicates the occupier's intention to keep persons off the premises or to keep animals on the premises.
21. Subject to sections 18, 19, 20 and 21 there is a presumption that access for lawful purposes to the door of a building on premises by a means provided and used for access purposes is not prohibited.

**J. COUNCIL AUTHORITY**

22. Council may make a resolution setting out the rules and regulations for the use of any premises on community land, including, but not limited to the following:



- (a) hay lands and pastures,
  - (b) community halls, social and recreational facilities, cultural facilities,
  - (c) schools,
  - (d) health centres,
  - (e) government offices,
  - (f) commercial buildings, and
  - (g) all other public buildings.
23. Council may make a resolution providing that a person who breaches a resolution, rule, regulation or the terms of any permit authorized under this bylaw, or who is charged with a violation of this bylaw, is banned from entering onto or remaining on any or all Cold Lake First Nations reserve lands for such period of time as set out in the resolution.
24. Council may prohibit by resolution, the entry or activity on premises located on community land, provided that notice is given stating (1) the entry onto the premises is prohibited, or (2) a listing of activities that are prohibited on the premises.
25. Council may regulate by resolution, the hours, days, months or seasons in which premises located on community land may be used for specific purposes; the Council may impose limits on the activities to be engaged in and may impose a requirement for a permit to engage in such activities or purposes.
26. Every person who fails to comply with a resolution, rule or regulation of Council made under Part I above or who fails to comply with the terms of any permit granted under Part I is guilty of an offence and on conviction is liable to a fine of not more than \$500.00.

#### **K. METHOD OF GIVING NOTICE**

27. A Notice under this Law may be given,
- (a) In writing;
  - (b) By means of signs posted so that a sign is clearly visible in daylight under normal conditions from the approach to each ordinary point of access to the premises to which it applies;
  - (c) By resolution duly published (local newspaper, Cold Lake First Nations website and social media sites) unless hand delivery to a member is specifically provided for in this bylaw;
  - (d) Substantial compliance with clause 21 is sufficient notice.

## **Form of Sign**

28. A sign naming an activity or showing a graphic representation of an activity is sufficient for the purpose of giving notice that the activity is permitted.
29. A sign naming an activity with an oblique line drawn through the name or showing a graphic representation of an activity with an oblique line drawn through the representation is sufficient for the purpose of giving notice that the activity is prohibited.

## **L. ARREST WITHOUT WARRANT**

30. In this section "officer" means a peace officer described in the *Criminal Code (Canada)* and includes an Officer appointed by the Council to enforce the laws of the Cold Lake First Nations.
31. An Officer may arrest without warrant any person found on or in premises if the peace officer believes on reasonable and probable grounds that the person is committing an offence under section 6.
32. If a peace officer believes on reasonable and probable grounds that a person has committed an offense under section 6 and has recently departed from the premises, the peace officer may arrest the person without warrant if:
  - (a) The person refuses to give his or her name and address to the peace officer on demand; or
  - (b) The peace officer believes, on reasonable and probable grounds, that the name or address given by the person to the peace officer is false.

## **M. PARTIES to the OFFENCE of TRESPASS**

33. A person other than an individual who commits trespass under this Law, is also guilty of an offence under section 6 if that person is shown to be complicit in the commission of the offence by:
  - (a) Purporting to give permission for entry to the premises where that person is not, or was not at the relevant time, an occupier or otherwise authorized to give such permission under this Law;
  - (b) Being the employer of the individual who committed acts of trespass, directed or counselled him or her to do so as part of their employment; or

- (c) Being a person in authority over an individual, counsels or directs that individual to commit an act of trespass; or
  - (d) Knowing the conduct would be a trespass, assists an individual by providing him or her with the means, tools or equipment to commit the trespass.
34. A person may be a party to the offence of trespass whether or not the acts subsequent to entry exceeded the scope of such counselling, authorization, direction or assistance and whether or not any other individual was convicted under this bylaw in respect of the same trespass.

#### **N. CURFEW and BANISHMENT**

35. Council may exclude an individual at all times from all or any Cold Lake First Nations reserve land or premises on Cold Lake First Nations reserve land, and shall arrange for personal service or a resolution to that effect upon the individual unless service can only be effected by other forms of notice pursuant to this bylaw.
36. Council may impose a curfew on any individual with respect to all or any Cold Lake First Nations reserve land or premises on Cold Lake First Nations reserve land, which may prescribe hours, dates or times when that individual is permitted or prohibited from attending at or on those premises, or restricting that individual to specified premises during specific hours, dates or times, and shall arrange for personal service of a resolution to that effect upon the individual unless service can only be effected by other forms or notice pursuant to this bylaw.
37. Council may banish an individual permanently or for a specified period of time from all premises on Cold Lake First Nations reserve land.
38. Council shall make best efforts to effect service of resolutions made pursuant to this section, shall arrange for all such resolutions of the Council to be posted on Cold Lake First Nations reserve land as it sees fit and shall inform local law enforcement of such resolutions in a timely manner.

#### **O. APPEAL**

39. An individual who is subject of a Band Council Resolution under this section and who received or has notice of the resolution may appeal to Council for it to be altered or rescinded. Council will prescribe a form for such appeal to be commenced and may deal with that appeal on the basis of the representations submitted in writing or direct a

personal attendance to give the appellant an opportunity to present his or her case. Council's decision in the matter of an appeal is final and not subject to review.

40. Every person who fails to comply with a resolution made pursuant to Sections 29, 30 and 31 is guilty of an offence and on conviction is liable to a fine or not more than \$500.00, to imprisonment for a term not exceeding **30** days and to such other orders as may be conducive to preventing repetition of the offence.

**P. CIVIL ACTION FOR TRESPASS PRESERVED**

41. Nothing in this bylaw extinguishes the right of a person, including the Cold Lake First Nations, to bring a civil action for damages arising out of a trespass on any premises on Cold Lake First Nations reserve land.

**Q. GENERAL PROHIBITIONS**

**Penalty**

42. A person who commits an offence under this bylaw is liable on summary conviction to a fine not exceeding \$500. or to imprisonment for a term of not exceeding **30** days, or to both.

**Amendment**

43. If the proposed amendment is to facilitate clarification of a particular provision of the bylaw, change in notice requirements, fine options, or other procedural matter, then this Bylaw can be amended by a duly enacted Band Council Resolution.

**Severance**

44. Should a court determine that a provision of this bylaw is invalid for any reason, the provision shall be severed from the bylaw and the validity of the rest of the bylaw shall not be affected.

**Privacy Policy**

45. At Cold Lake First Nations, we appreciate the trust you place in us when you choose to provide private and confidential information about yourself or your family members, and we take that responsibility seriously.

“Personal information” means any information, recorded in any form, about an individual or an individual whose identity may be determined from such information. This includes information that directly identifies you or by which we can identify you, such as your name, your family name and lineage history, including i.e. children’s name, parents and grand-parent’s names and birth dates, address, email address, phone numbers, birth date, Indian Registration number.

#### **46. Limiting Use, Disclosure, and Retention of Personal Information**

We limit the use, disclosure and retention of Personal Information to the specific purpose of determining identification of interested persons pursuant to the *Cold Lake First Nations Trespassing, Public Safety and Order Bylaw, 2018.02*. Only those individuals that need to use Personal Information for administrative purposes under this bylaw are allowed to access individual records.

The retention period for the purposes of storing Personal Information under the *Cold Lake First Nations Trespassing, Public Safety and Order Bylaw, 2018.02*. is three (3) months after which time all Personal Information shall be securely and permanently destroyed from all Cold Lake First Nation’s Offices and Information Storage Facilities.

#### **47. Safeguards for Personal Information**

We establish safeguards for the Personal Information in our custody and control. Some of the safeguards include:

- Physical measures (such as locked filing cabinets),
- Access policies (such as allowing access to a member of the Administration on a “need-to-know” basis),
- Technological measures (such as the use of passwords, encryption),
- Confidentiality agreements,
- Privacy Training


All staff and contractors are required to follow the safeguards. Failure to follow our safeguards and policies may result in disciplinary actions.


### **PART III - EFFECTIVE DATE**

48. This bylaw comes into force and is effective as of the date the Council signs the Bylaw pursuant to section 81(1)(2)(3) of the *Indian Act* (R.S.C., 1985, c.I-5) and enacted by the Council as evidenced by a Band Council Resolution.


**THIS BYLAW IS** made at a duly convened meeting of the Council of the Cold Lake First Nations this 12<sup>th</sup> day of February, 2018.

Voting in favour of the bylaw are the following members of the Cold Lake First Nations Council:


  
\_\_\_\_\_  
Chief Bernice Martial

  
\_\_\_\_\_  
Councillor Dean Janvier

  
\_\_\_\_\_  
Michael Janvier, *Councillor*

  
\_\_\_\_\_  
Councillor Travis Matchatis

  
\_\_\_\_\_  
Councillor Dwayne (Sonny) Nest

  
\_\_\_\_\_  
Councillor Thomas Piche

These being the majority of those members of the Cold Lake First Nations Band Council present at the above meeting of the Cold Lake First Nations.

The quorum of the Cold Lake First Nations is 4 members.

The number of members of the Cold Lake First Nations Council present at the above dated meeting was 4.

Therefore, the *Cold Lake First Nations Trespassing, Public Safety and Order By-Law 2018-02* is now in effect.



# COLD LAKE FIRST NATIONS

## Council Resolution

#079-2017-2018

CHRONOLOGICAL NO.

Page 1 of 2

FILE REFERENCE

**Note: The words "From Our Band Funds" "Capital" or "Revenue", whichever is the case, must appear in all resolutions requesting expenditures from Band Funds.**

The Council of the	<b>COLD LAKE FIRST NATIONS</b>
District	<b>SADDLE LAKE/ATHABASCA</b>
Province	<b>ALBERTA</b>
Date	12 <sup>th</sup> February A.D. 20 18
	DAY MONTH YEAR

**WHEREAS** the Chief and Council of the Cold Lake First Nations are empowered to act on the behalf of the Cold Lake First Nations (The "Nations"), and Council met in quorum at a duly convened Council meeting this 12<sup>th</sup> day of February, 2018;

**WHEREAS** the Cold Lake First Nations ("the "Nation") has aboriginal and treaty rights and other rights and freedoms that are recognized and affirmed by the Constitution of Canada;

**WHEREAS** the Nation has an inherent right and obligation to maintain and preserve a distinct cultural identity and way of life for the present and future generations of its people;

**AND WHEREAS** Chief and Council, as the elected government of the Nation, has jurisdiction to pass laws for the good government of Nation citizens, lands and resources;

**AND WHEREAS** the Cold Lake First Nations has a land regime based on custom and traditional land use and occupation, and any use or occupation of land on the Cold Lake First Nations reserve by a person that has not been approved by Cold Lake First Nations Chief and Council is deemed to be a trespass;

**AND WHEREAS** any person, other than Cold Lake First Nations members, who enter onto the Cold Lake First Nations reserve land without the express authority of the Cold Lake First Nations is an uncontrolled trespassing on the reserve and any implied or express invitation to him or her is revoked until he or she obtains the necessary authorization pursuant to this bylaw; and

 COUNCILLOR Michael Janvier	 CHIEF Bernice Martal	 COUNCILLOR Dwayne Nest
 COUNCILLOR Thomas Piche	 COUNCILLOR Travis Matchatis	 COUNCILLOR Dean Janvier
 COUNCILLOR Kelsey Jacko		

**NOTE: A Quorum for this Council consists of FOUR Council Members.**

FOR DEPARTMENTAL USE ONLY				
1. Band Fund Code	2. COMPUTER BALANCES		3. Expenditure	4. Authority Indian Act, Sec.
	A. Capital	B. Revenue		5. Source of Funds
	\$	\$	\$	<input type="checkbox"/> Capital <input type="checkbox"/> Revenue
6. Recommended - Recommendable			7. Approved - Approuvable	
DATE	RECOMMENDING OFFICER		DATE	APPROVING OFFICER



# COLD LAKE FIRST NATIONS

## Council Resolution

#079-2017-2018

CHRONOLOGICAL NO.

Page 2 of 2

FILE REFERENCE

Note: The words "From Our Band Funds" "Capital" or "Revenue", whichever is the case, must appear in all resolutions requesting expenditures from Band Funds.

The Council of the **COLD LAKE FIRST NATIONS**

District **SADDLE LAKE/ATHABASCA**

Province **ALBERTA**

Date 12<sup>th</sup> February A.D. 20 18  
DAY MONTH YEAR



**WHEREAS** Chief and Council is concerned that the safety and protection of the Nation's citizens and visitors to the community is or may be adversely affected by the increase in number of unlawful trespassers on the Cold Lake First Nations reserve in both residential and commercial areas;




**AND WHEREAS** Chief and Council consider it in the best interests of the Nation to regulate certain lands on Cold Lake First Nations reserve land pursuant to the Cold Lake First Nations inherent and Treaty rights and Section 81 of the *Indian Act*, subsection (1)(c), (d), (g), (h), (q) and (r) which provide that the Council of the Nation may make bylaws for certain purposes, and in particular for the purpose of regulating the use of such lands for the purpose of protecting and promoting the health, safety and welfare of residents on reserve, including the prevention of disorderly conduct and nuisances on the reserve;



**NOW THEREFORE THE COUNCIL OF THE COLD LAKE FIRST NATIONS** makes the following Bylaw:

### Short Title

1. This bylaw may be cited as the *Cold Lake First Nations Trespassing, Public Safety and Order Bylaw, 2018.02.*

  
COUNCILLOR Michael Janvier  
  
COUNCILLOR Thomas Piche

  
CHIEF Bernice Martial  
  
COUNCILLOR Dwayne Nest  
  
COUNCILLOR Travis Matchatis

  
COUNCILLOR Dean Janvier  
  
COUNCILLOR Kelsey Jacko

**NOTE: A Quorum for this Council consists of FOUR Council Members.**

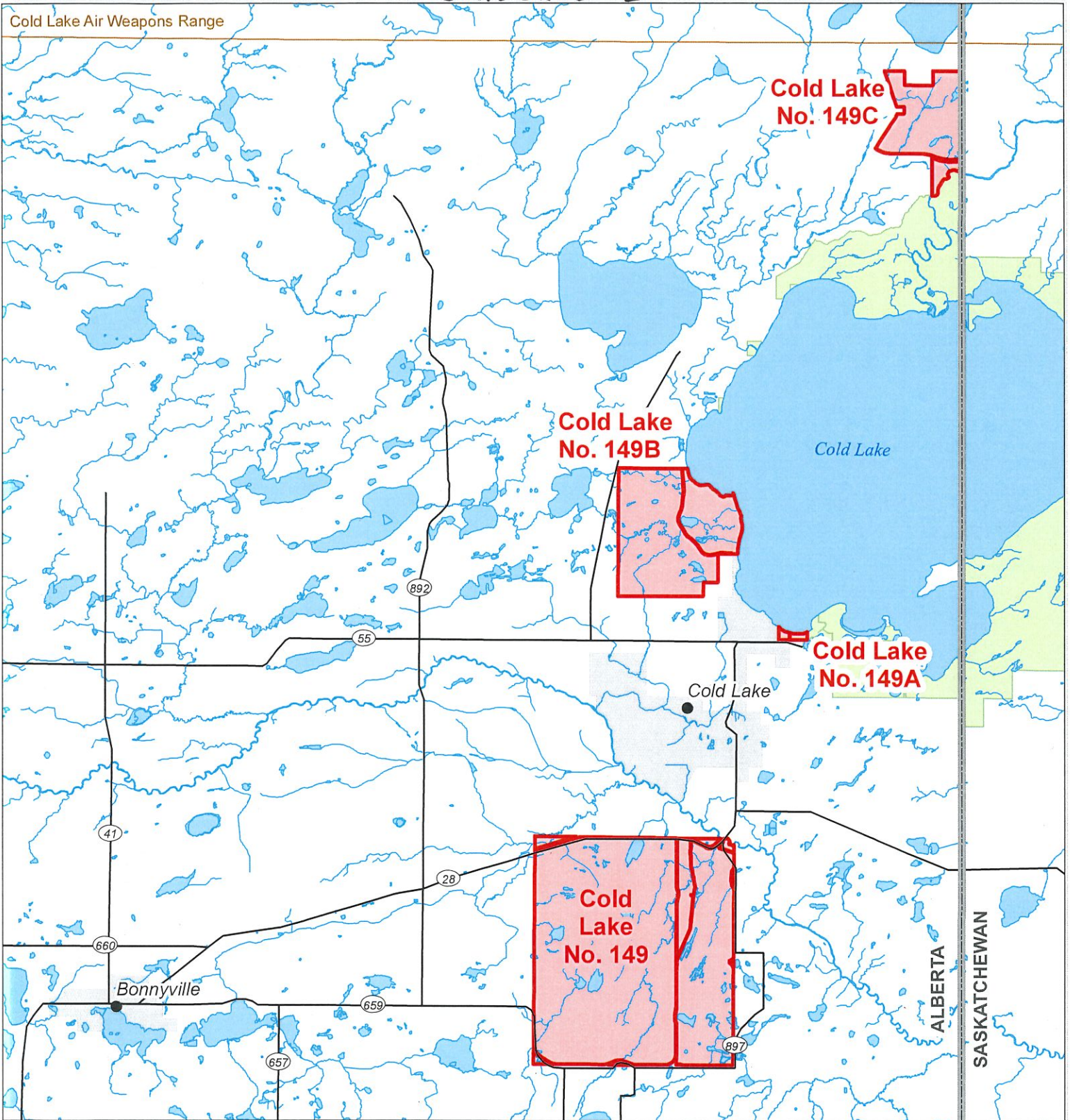
FOR DEPARTMENTAL USE ONLY					
1. Band Fund Code	2. COMPUTER BALANCES		3. Expenditure	4. Authority Indian Act. Sec.	5. Source of Funds
	A. Capital	B. Revenue			<input type="checkbox"/> Capital <input type="checkbox"/> Revenue
	\$	\$	\$		
6. Recommended - Recommendable			7. Approved - Approuvable		
DATE	RECOMMENDING OFFICER		DATE	APPROVING OFFICER	



# COLD LAKE FIRST NATIONS - RESERVES NO. 149, 149A, 149B, 149C

## " SCHEDULE 1 "

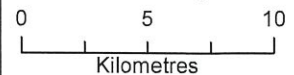
Cold Lake Air Weapons Range



**FEATURES:**

- Cold Lake First Nations Reserve
- Town / City Extent
- Town / City
- Road
- Watercourse
- Waterbody
- Cold Lake Air Weapons Range
- Provincial Park / Protected Area
- Provincial Boundary

SCALE: 1:300,000



Coordinate System: NAD 1983, UTM Zone 12N

Base Features: Altalis, IHS Markit, Geogratix

Produced By:

For:



# "SCHEDULE 1"

549<sup>055</sup>

549<sup>555</sup>

550<sup>055</sup>

602<sup>3695</sup>

602<sup>3695</sup>

602<sup>3195</sup>

602<sup>3195</sup>

602<sup>2695</sup>

602<sup>2695</sup>

549<sup>055</sup>

549<sup>555</sup>

550<sup>055</sup>

602<sup>2195</sup>





## Commercial Lands

0 115 230 460 Meters



1:7,500

## Legend

-  Commercial Lands
-  Reserve Lands