

SECHELT INDIAN BAND

LAW NO. 1995-01

A LAW TO AMEND THE PROHIBITION OF INTOXICANTS LAW

WHEREAS the Council of the Sechelt Indian Band considers it necessary to amend the Prohibition of Intoxicants Law to specifically prohibit the supplying of intoxicants to minors on Sechelt lands;

AND WHEREAS Part III of the Constitution of the Band and paragraphs 14(1)(a), (o), (t) and (u) of the Sechelt Indian Band Self-Government Act authorize the Council of the Band to make laws in relation to:

- (a) access to and residence on Sechelt lands;
- (b) the prohibition of the sale, barter, supply, manufacture or possession of intoxicants on Sechelt lands and any exceptions to a prohibition of possession;
- (c) the creation of administrative bodies and agencies to assist in the administration of the affairs of the Band; and
- (d) matters relating to the good government of the Band or its members;

AND WHEREAS a majority of the electors of the Band who attended a special meeting of the Band on April 3rd, 1995 for the purpose of considering this law assented to this law;

NOW THEREFORE the Council of the Sechelt Indian Band, in open meeting assembled, enacts as follows:

1. This law may be cited for all purposes as the "PROHIBITION OF INTOXICANTS LAW NO. 2".
2. Sechelt Indian Band Law No. 1993-02 is hereby amended by adding the following definition in section 2 thereof:

"Minor" means a person under the age of majority established by the Age of Majority Act of British Columbia, as amended, or in any successor statute.

3. Sechelt Indian Band Law No. 1993-02 is hereby amended by renumbering section 4. as section 4.(a) and by adding new sections 4.(b) and 4.(c) thereto as follows:

4.(b) No person shall:

- (i) sell, barter or supply an Intoxicant to a Minor;
- (ii) have an Intoxicant in his possession for the purpose of sale, barter or supply to a Minor; or
- (iii) in or at a place under his control, permit a Minor to consume an Intoxicant.

4.(c) For the purpose of section 4(b) above only, "Intoxicant" shall include liquor as that term is defined in the Liquor Control and Licensing Act of British Columbia, as amended, or in any successor statute.

Read a First time this 11th day of April, 1995.

Read a Second time this 11th day of April, 1995.

Read a Third time this 11th day of April, 1995.

Reconsidered, finally passed and adopted by the Band Council and signed by the Chief on the 11th day of April, 1995.

Chief Garry Feschuk
CHIEF GARRY FESCHUK

2427LAW\300000\sd