



By-Law Respecting the Prevention of Disorderly Conduct and Nuisances

Kaiahnehronshera iehiontakwa Number: 2015-13

Mohawk Council Resolution: 1986/1987-#148

Date Enacted: May 31, 1986

Coming into Force: May 31, 1986

AKWESASNE MOHAWK COUNCIL RESOLUTION

1986/87-148

FILE REFERENCE

THE	MOHAWK COUNCIL OF AKWESASNE		CURRENT CAPITAL BALANCE	\$ _____
AGENCY	PETERBOROUGH		COMMITTED	\$ _____
PROVINCE	ONTARIO/QUEBEC		CURRENT REVENUE BALANCE	\$ _____
PLACE	COMMUNITY BUILDING		COMMITTED	\$ _____
DATE	31 DAY	MAY MONTH	86 YEAR	

DO HEREBY RESOLVE:

MOVED Robert J. Gifford
 SECONDED John R. Gifford

By-Law Respecting the Prevention of Disorderly Conduct and Nuisances

WHEREAS the Mohawk Council of Akwesasne is the duly elected Government empowered by the Mohawk people of Akwesasne;

WHEREAS there is need to ensure the peace and tranquility of the Akwesasne Community;

WHEREAS there is a need to ensure the health and safety of the entire community and its property;

THEREFORE BE IT RESOLVED that at a General Meeting held on May 31, 1986, the Mohawk Council enacts the following By-Law respecting the prevention of disorderly conduct and nuisances pursuant to Section 81(a) of the Indian Act 1970RSC, CI-6 as amended to date.

In this By-law:

- (1) "A defamatory Libel" is matter published without lawful justification or excuse, that is likely to injure the reputation of any person by exposing him to hatred, contempt or ridicule, or that is designed to insult the person of or concerning whom it is published.

.../2

CHIEF	GRAND CHIEF	CHIEF
CHIEF	CHIEF	CHIEF
CHIEF	CHIEF	CHIEF
CHIEF	CHIEF	CHIEF
CHIEF	CHIEF	CHIEF

THIS MEETING TOOK PLACE
IN THE TERRITORY OF
AKWESASNE, WITH THE
FOLLOWING MEMBERS OF
THE AKWESASNE
MOHAWK COUNCIL
PRESIDING.



FOR DEPARTMENTAL USE ONLY

1. BAND FUND CODE	2. COMPUTER BALANCE	3. EXPENDITURE	4. AUTHORITY—INDIAN ACT	5. SOURCE OF FUNDS
	CAPITAL \$ _____			<input type="checkbox"/> CAPITAL <input type="checkbox"/> REVENUE
6. RECOMMENDED	APPROVED			
DATE	RECOMMENDING OFFICER	DATE	APPROVING OFFICER	

AKWESASNE MOHAWK COUNCIL RESOLUTION

FILE REFERENCE _____

THE	MOHAWK COUNCIL OF AKWESASNE		CURRENT CAPITAL BALANCE	\$ _____
AGENCY	Peterborough		COMMITTED	\$ _____
PROVINCE	Ontario / Quebec		CURRENT REVENUE BALANCE	\$ _____
PLACE	Cultural Center		COMMITTED	\$ _____
DATE	31 DAY	May MONTH	86 YEAR	

DO HEREBY RESOLVE: Page #2

MOVED: _____

SECONDED: _____

(2) Anyone who:

- a) not being in a dwelling - house, causes a disturbance in or near a public place:
 - (i) by fighting, screaming, shouting, singing, or using insulting or obscene language;
 - (ii) by being under the influence of an intoxicant;
 - (iii) by threatening or molesting other persons;
 - (iv) by impeding other persons in the ordinary and customary use of a public place or gathering;

b) disturbs the peace and quiet of the occupants of a dwelling - house by disorderly conduct;

c) loiters in a public place and in any way obstructs person who are there;

is guilty of an offence punishable on summary conviction and liable to a fine not exceeding One Thousand Dollars (\$1000.00) or imprisonment for a term not exceeding Thirty (30) Days or both.

- (3) Anyone who does an unlawful act or fails to discharge the lives safety, health, property or comfort of the Akwesasne community, commits a public nuisance and is liable upon summary conviction to a fine not exceeding One Thousand Dollars (\$1000.00) or imprisonment for a term not exceeding Thirty (30) days or both fine and imprisonment.

.../3

GRAND CHIEF		
CHIEF	CHIEF	CHIEF
CHIEF	CHIEF	CHIEF
CHIEF	CHIEF	CHIEF
CHIEF	CHIEF	CHIEF

THIS MEETING TOOK PLACE IN THE TERRITORY OF AKWESASNE, WITH THE FOLLOWING MEMBERS OF THE AKWESASNE MOHAWK COUNCIL PRESIDING.



FOR DEPARTMENTAL USE ONLY

1. BAND FUND CODE	2. COMPUTER BALANCE	3. EXPENDITURE	4. AUTHORITY— INDIAN ACT	5. SOURCE OF FUNDS				
	<table style="width: 100%;"> <tr> <td style="width: 50%;">CAPITAL</td> <td style="width: 50%;">REVENUE</td> </tr> <tr> <td>\$ _____</td> <td>\$ _____</td> </tr> </table>	CAPITAL	REVENUE	\$ _____	\$ _____			<input type="checkbox"/> CAPITAL <input type="checkbox"/> REVENUE
CAPITAL	REVENUE							
\$ _____	\$ _____							
6. RECOMMENDED		APPROVED						
DATE _____ RECOMMENDING OFFICER _____		DATE _____ APPROVING OFFICER _____						

AKWESASNE MOHAWK COUNCIL RESOLUTION

FILE REFERENCE

THE MOHAWK COUNCIL OF AKWESASNE		CURRENT CAPITAL BALANCE	\$ _____
AGENCY		COMMITTED	\$ _____
PROVINCE		CURRENT REVENUE BALANCE	\$ _____
PLACE		COMMITTED	\$ _____
DATE _____ DAY _____ MONTH _____ YEAR _____			

DO HEREBY RESOLVE: Page #3

MOVED: _____
SECONDED: _____

- (4) Anyone who publishes or causes to publish "Defamatory Libel" commits a nuisance and is liable upon summary conviction to a fine of One Thousand Dollars (\$1000.00) or to a term of imprisonment not to exceed thirty (30) days or both fine and imprisonment.

Carroll

<i>William L. L. L.</i> CHIEF	<i>Mr. J. A.</i> GRAND CHIEF	<i>John J. J.</i> CHIEF
<i>A. B. B.</i> CHIEF	<i>John J. J.</i> CHIEF	<i>Dane Benedict</i> CHIEF
<i>John J. J.</i> CHIEF	<i>George Leaf</i> CHIEF	<i>Wallace Mitchell</i> CHIEF
	<i>Robert M. Smith</i> CHIEF	<i>Louis A. A.</i> CHIEF

THIS MEETING TOOK PLACE IN THE TERRITORY OF AKWESASNE, WITH THE FOLLOWING MEMBERS OF THE AKWESASNE MOHAWK COUNCIL PRESIDING.



FOR DEPARTMENTAL USE ONLY

1. BAND FUND CODE	2. COMPUTER BALANCE		3. EXPENDITURE	4. AUTHORITY—INDIAN ACT	5. SOURCE OF FUNDS <input type="checkbox"/> CAPITAL <input type="checkbox"/> REVENUE
	CAPITAL \$ _____	REVENUE \$ _____			
6. RECOMMENDED			APPROVED		
DATE _____ RECOMMENDING OFFICER _____			DATE _____ APPROVING OFFICER _____		

Disorderly Conduct & Nuisance By-Law

WHEREAS the Mohawk Council of Akwesasne is the duly elected Government empowered by the Mohawk people of Akwesasne;

WHEREAS there is need to ensure the peace and tranquility of the Akwesasne community;

WHEREAS there is a need to ensure the health and safety of the entire community and its property;

THEREFORE BE IT RESOLVED that at a General Meeting held on May 31, 1986, the Mohawk Council enacts the following By-Law respecting the prevention of disorderly conduct and nuisances pursuant to Section 81 (a) of the Indian Act 1970RSC, CI-6, as amended to date.

In this By-Law:

- (1) "A Defamatory Libel" is matter published without lawful justification of excuse, that is likely to injure the reputation of any person by exposing him to hatred, contempt or ridicule, or that is designed to insult the person of or concerning whom it is published.
- (2) Anyone who:
 - a) Not being in a dwelling – house, causes a disturbance in or near a public place:
 - (i) by fighting, screaming, shouting, singing, or using insulting or obscene language;
 - (ii) by being under the influence of an intoxicant;
 - (iii) by threatening or molesting other persons;
 - (iv) by impeding other persons in the ordinary and customary use of a public place or gathering;
 - b) Disturbs the peace and quiet of the occupants of a dwelling – house by disorderly conduct;
 - c) Loiters in a public place and in any way obstructs persons who are there;
- (3) Anyone who does an unlawful act or fails to discharge the lives safety, health, property or comfort of the Akwesasne Community, commits a public nuisance and is liable upon summary conviction to a fine not exceeding One Thousand Dollars (\$1000) or imprisonment for a term not exceeding Thirty (30) days or both fine and imprisonment.
- (4) Anyone who publishes or causes to publish "Defamatory Libel" commits a nuisance and is liable upon summary conviction to a fine of One Thousand Dollars (\$1000) or to a term of imprisonment not to exceed Thirty (30) days or both fine and imprisonment.

This document has been formatted for public distribution. For a certified copy of the original version of the Akwesasne Law, contact the Kaiahnehronshera iehiontakwa – Akwesasne Law Registry Registrar located at the Akwesasne Justice Department