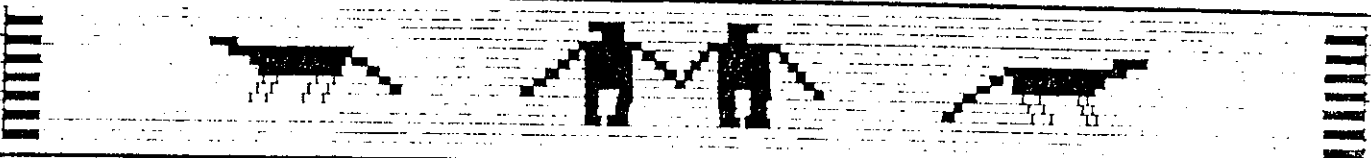


AKWESASNE MOHAWK COUNCIL RESOLUTION

1987/88 - 532



THE	MOHAWK COUNCIL OF AKWESASNE			CURRENT CAPITAL BALANCE	\$ _____
AGENCY	Peterborough			COMMITTED	\$ _____
PROVINCE	Ontario/Quebec			CURRENT REVENUE BALANCE	\$ _____
PLACE	Admin. I			COMMITTED	\$ _____
DATE	<u>29</u>	<u>02</u>	<u>1988</u>		
	DAY	MONTH	YEAR		

DO HEREBY RESOLVE:

MOVED: *[Signature]*
 SECONDED: *[Signature]*

To accept the By-Law respecting the Sales of Fireworks within the Mohawk Territory of Akwesasne.

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THIS MEETING TOOK PLACE IN THE TERRITORY OF AKWESASNE, WITH THE FOLLOWING MEMBERS OF

BY-LAW RESPECTING THE SALE OF FIREWORKS
WITHIN THE MOHAWK TERRITORY OF AKWESASNE

WHEREAS the Mohawk Council of Akwesasne is the duly elected government representing and empowered by the Mohawk people of Akwesasne;

WHEREAS the Mohawk people of Akwesasne wish to perpetuate and promote the Mohawk culture, way of life and values inherent to their people;

WHEREAS the Mohawk Council has been mandated by the Mohawk people to control the sale and possession of fireworks within its territory;

THEREFORE BE IT RESOLVED that the Mohawk Council of Akwesasne adopts the following by-law at a meeting duly convened and held at the offices of the Mohawk Council of Akwesasne on September 5, 1987.

In virtue of its authority as the elected representative of the Mohawk people of Akwesasne and in virtue of its powers under section 81 of the Indian Act, R.S. c149 as amended to date, the Mohawk Council of Akwesasne hereby enacts the following:

- 1) "Fireworks" means a device designed to be lighted to produce a display of light, noise or smoke such as: firecrackers, fulminates of mercury, dynamite, rockets, fuses, caps, cherry bombs and every substance made, manufactured or used with a view to produce a violent effect by explosion or pyrotechnic effect.
- 2) No person shall have in his possession, import, store, use or manufacture, whether wholly or in part, sell or offer for sale, any explosive on the Mohawk territory of Akwesasne;
- 3) Notwithstanding section (2), no offence is committed against this law if the importation, sale, use and possession of sections 4 - 10 of the present law;
- 4) Mohawks who have businesses serving the immediate community of Akwesasne may apply for a fireworks permit issued by the Mohawk Council of Akwesasne;
- 5) The importation, sale, use and possession of fireworks on the territory of Akwesasne is limited to the following time periods: April 30th to May 3rd of each year; the last week of June to the end of the second week in July of each year;

- 6) The sale of all fireworks material is restricted to individuals sixteen (16) years of age and over;
- 7) Children under the age of sixteen (16) who are in possession of fireworks material must be accompanied by an adult of 21 years of age and over;
- 8) The storage of all fireworks material must be in a safe, fireproof enclosure;
- 9) The use of fireworks is restricted to areas of the Akwesasne territory as designated by the Mohawk Council of Akwesasne;
- 10) Fireworks must be handled in a safe and prudent manner;
- 11) The Akwesasne Police Force may confiscate any explosive substances which they consider, on reasonable and probable grounds, to be in violation of the present law;
- 12) The Mohawk Council of Akwesasne may appoint a person or persons to administer this by-law;
- 13) Every person who fails to comply with this law is guilty of an offence and liable upon summary conviction to a fine of:

first offence of \$30.00;
second offence of \$75.00
third offence of \$150.00

and subsequent offences not exceeding One Thousand Dollars (\$1,000) or imprisonment for a term not exceeding thirty (30) days or both fine and imprisonment.

Approved and passed at a duly convened meeting this 29th day of February, 1988.