



HALALT FIRST NATION Dog Control Bylaw No. 2025- 1001

- WHEREAS** Section 81(1)(d), (e), (q), and (r) of the *Indian Act* empowers the Halalt First Nation Council to pass bylaws to enact a dog control bylaw and impose a fine for the violation of any such bylaw; and
- WHEREAS** The Council of the Halalt First Nation is of the opinion that they require a dog control bylaw; and
- NOW THEREFORE** The Council of the Halalt First Nation hereby enacts this Dog Control Bylaw No. 2025-1001 as follows:

1.0 SHORT TITLE

This bylaw may be cited as the Halalt First Nation Dog Control Bylaw.

2.0 DEFINITIONS

In this Bylaw the following definitions applies.

Building or Structure

means any Structure that is used or intended to be used for the purpose of supporting or sheltering any use or occupancy of any area of Land;

Council

means the governance body elected as Chief and Council as per the *Halalt First Nation Election Code*;



Dog

means an animal of the species canine, irrespective of age and sex and includes any animal cross breed with a wolf;

Dog Control Officer

means the individual appointed as either an employee, any peace officer, a special constable of the SPCA, or any third-party agency selected by Council for the purposes of ensuring that the provisions of this bylaw are enforced;

Enclosure

means a fence, pen, run or other structure, built in accordance with criteria established by Council from time to time, suitable to prevent the entry of young children into the area and to confine a Dog and may include tethering;

Lands

means the land set aside for the Halalt First Nation and includes all of Halalt Reserve #1 and Halalt Island Reserve #2;

Member of the Halalt First Nation

means the individuals who are on the Halalt First Nation Band Membership List, as amended from time to time;

Non-Member of the Halalt First Nation

means an individual that is lawfully allowed to set up a dwelling or rent a space on the Land or is renting a dwelling without Council's approval and they are not on the Halalt First Nation Band Membership List, as amended from time to time;

Running at Large

means a Dog that is not secured at the owners dwelling, controlled by the owner, or is not controlled by a leash and is elsewhere on the Lands;

Vicious Dog

means any Dog that demonstrates any ferocious, vicious, or aggressive behaviour, any Dog that the Dog Control Officer believes to be vicious, any Dog that has bitten another animal or human without provocation.



3.0 ADMINISTRATION

- 3.1 This Bylaw applies to all the Lands and applies to all the Members of the Halalt First Nation residing on the Lands and to Non-Members residing on the Lands.
- 3.2 This Bylaw applies to any visiting Dogs that may have been brought in when visiting either a Member or Non-Member.
- 3.3 Council may at any time prohibit the keeping of Dogs within any area of the Lands, as required.
- 3.4 As and when required, Council may create a Pound and appoint a Pound-keeper.
- 3.5 As and when required Council, may enter into an arrangement with any third-party agency to set up a pound, function as the Pound-keeper, function as the Dog Control Officer, or take away any Vicious Dog as directed by Council.
- 3.6 An authorization as outlined in section 6.1 of this Bylaw, must be in writing from the Council. If Council is of the opinion that the situation is urgent can grant authority verbally.

4.0 CONTROL OF DOGS

- 4.1 No Member or Non-Member will allow or suffer the Dog to Run at Large within the Lands, unless the Dog is on a leash, Muzzled, or under the effective control of the owner.
- 4.2 All Dogs must be held securely at the Members or Non-Members dwelling and must not be allowed to be Running at Large.
- 4.3 If a Dog is not held in a secure Enclosure, the tethering of the Dog must not take place in the front or side areas of the dwelling, or any Buildings or Structures.

5.0 RIGHT OF ENTRY

- 5.1 The Dog Control Officer is authorized to enter, at all reasonable times, upon any parcel of Land, to ensure that the requirements of this Bylaw are being complied with.

6.0 DOGS CAUSING INJURY OR DAMAGE

- 6.1 The Dog Control Officer may destroy a Dog, if the Dog is found to be:
 - a) running in a pack,
 - b) attacking or attacked or bitten a human or another domestic animal.
- 6.2 There is no compensation to be provided if the Dog Control Officer destroys the Dog.



7.0 SEIZURES

- 7.1 The Dog Control Officer has the authority to seize a Dog from any Member or Non-Member, whom they believe has a reasonable cause to believe that a violation of this Bylaw is about to take place.

8.0 OFFENCES

- 8.1 A Member or Non-Member must not interfere with or hinder the Dog Control Officer in performing their required duties.
- 8.2 Any Member or Non-Member who violates any provision of this Bylaw or who suffers or permits any act or thing to be done in contravention or in violation of any provisions of this Bylaw, or who neglects to do or refrains from doing any act or thing required by the provisions of this Bylaw, is guilty of an offence and is liable on summary conviction to a fine of not more than one thousand dollars (\$1,000).

9.0 SEVERABILITY

- 9.1 If any part, section, subsection, paragraph, sentence, clause, or phrase of this Bylaw is for any reason found invalid by a decision of any Court of competent jurisdiction, such decision will not affect the validity of the remainder of this Bylaw or the validity of the Bylaw as a whole.

10.0 FORMS, FEES, AND POLICIES

- 10.1 Council may create forms, charge fees, and create policies as and when required, to address any ancillary matter associated with the enforcement of this Bylaw.

11.0 IMMUNITY

- 11.1 Halalt First Nation Council, the Halalt First Nation, any employees or third-party individuals or agency is not liable for any damages or other losses, include economic, sustained by any Member or Non-Member or to the property of the Member or Non-Member.



THIS BYLAW IS HEREBY enacted by the Halalt First Nation Council at a duly convened meeting of the Council dated the 2nd day of June, 2025.

Voting in favour of this Bylaw are the following members of Council:

The quorum of Council is 2


Chief James Thomas


Councillor Kristen Thomas


Councillor Monica Johnny



