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RULES AND REGULATIONS
— OF THE —
MISSISSAGUAS OF THE CREDIT.

This no. 1500

RULES AND REGULATIONS

— OF THE —

MISSISSAGUAS OF THE CREDIT.

WHEREAS the Mississaguas of the Credit, a Band of the Ojibway Indians, now located upon the reserve set apart for them, and situate partly in the Township of Tuscarora in the County of Brant, and partly in the Township of Oneida, in the County of Haldimand, and Province of Ontario, are desirous of availing themselves of the powers and rights to them given by the "The Indian Act, 1880," to frame certain Rules and Regulations or By-laws in said Act mentioned for the better government of the said Band.

Preamble Authority.

Now therefore, the Chiefs of said Band, by and with the consent of the members thereof in Council assembled, do hereby enact as follows :—

BY-LAW No. 1.

AS TO RELIGIOUS DENOMINATION OF SCHOOL TEACHERS.

1. That the teachers of the schools, now located upon said Reserve, shall belong to the religious denomination known as Protestant, the same being the church to which the great majority of said Band belongs.

School Teachers to be Protestant.

2. That no change shall be made in the religious denomination of said schools, unless at a regular meeting of said Band in Council assembled a resolution or motion to that effect shall have been carried by at least two-thirds of the Band entitled to vote as the law directs.

How change may be made.

3. That no motion or resolution, having for its purpose or object the altering or changing of such religious denomination, shall be put to a vote of said Band, until a notice thereof shall have been made and given at a regular meeting of said Band in Council assembled, at least three months before such motion or resolution shall be voted upon.

Notice of motion of change to be given!

BY-LAW No. 2.

AS TO CARE OF PUBLIC HEALTH.

1. That the majority of the members of said Band duly qualified to vote as the law directs, may appoint a Medical Attendant whose

Majority of voting members to appoint medical attendant.

duty it shall be to attend upon all members of said Band when called upon in cases of sickness.

How to hold office.

2. That the Medical Attendant so appointed shall be a duly qualified Medical Practitioner, and shall hold his said appointment until a majority of the legal voting members of the Band in Council shall decide that his services shall be no longer required.

Lecture to be delivered.

3. It shall be the duty of the Medical Attendant so appointed to deliver to the members of the Band at their Council-house, a lecture upon diet, clothing, cleanliness, and such other matters as to him shall seem best, with a view to the preservation and restoration of health.

The said lecture to be delivered at least once a year, at such time as the said Physician shall appoint.

Vaccination provided for.

4. The said Physician shall in addition to his other duties hereby imposed, attend at the Council-house, on the first Monday of September in each year to vaccinate the members of the Band.

Health committee appointed.

5. That it shall be the duty of the General Council at its meeting in the month of July in each year, to appoint a Committee of at least three members of the Band, which Committee shall have power to remove, or cause to be removed, and destroyed, all putrid or other matters which shall tend to injure the public health; and shall also upon the advice of the Medical Attendant, notify the owner or occupant of any lands upon which any putrid or other injurious matter shall be deposited to cause the same to be removed forthwith; and in case any such person, owner, or occupant, shall neglect or refuse so to do, he or she, shall be subject to a fine or penalty of not less than Five Dollars, and not more than Thirty Dollars, and imprisonment for thirty days, unless the fine and costs are sooner paid.

Fine for neglect to obey such.

Medical attendant to report.

6. The Medical Attendant, shall report yearly to the Visiting Superintendent in Council, the number of deaths, and cause of death, of members of the Band, and also the character and severity of the prevailing diseases.

Sick, aged, &c., provided for.

7. The said Committee in section five, shall upon the order and advice of the Medical Attendant furnish and provide aid to the sick, aged, disabled and destitute members of the Band, who are not able to provide for themselves; and such aid shall be paid out of the funds of the Band.

Hospital in of epidemics.

8. In case an epidemic, malignant, or contagious disease shall arise and likely to spread among the said Band, the said Committee, upon the advice of the Medical Attendant, shall erect, or cause to be erected, and maintained, in some unfrequented place a temporary hospital, where all persons so affected shall be placed, cared and provided for, until such time or times as the Medical Attendant shall permit of their removal; the said hospital to be erected and maintained out of the funds of the Band.

BY-LAW No. 3.**THE OBSERVANCE OF ORDER AND DECORUM AT ASSEMBLIES OF THE INDIANS IN COUNCIL OR ON OTHER OCCASIONS.**

1. Four meetings of the General Council of said Band shall be held in each and every year: the first meeting on the third Wednesday in January; the second, on the day after the Spring division of interest money; the third, on the third Wednesday of July; and the fourth, on the day after the Fall division of interest money. Four general councils yearly.

2. The Presiding Officer at the Council shall be the Visiting Superintendent, and in his absence, the Head Chief, or in the absence of the Head Chief, the Second Chief; and, the presiding Officer, shall and may decide all matters of difference, that may arise thereat. Presiding officer.

3. All male members of the Band, of the age of twenty-one years or upwards, if enrolled as hereinafter mentioned, shall be entitled to be present at, take part in, and vote on all matters before the said Councils; and shall observe, keep and perform, the rulings and decisions of the Presiding Officer thereat as to all matters of order and decorum; and the Presiding Officer in case of a tie, shall have the casting vote. Voting members. To obey rulings.

The Presiding Officer may adjourn the meetings of the Council from time to time.

4. The Head Chief may at any time call special meetings of the Council, upon giving due notice thereof to its members. Special meetings.

5. All minutes and proceedings of Councils, shall be entered and recorded in a book to be kept for that purpose. Minutes.

6. The business and proceedings of the Council shall be conducted in the following manner:— Order of business.

1st. The Council shall be opened by Praise and Prayer.

2nd. The Minutes of the preceding Council shall be read.

3rd. Postponed or unfinished business.

4th. Financial matters of the Band.

5th. General or other business of the Band.

7. Amendments to amendments, followed by amendments to motions, then, the original motion. Motions put.

8. The Presiding Officer at any meeting of the Council shall cause to be ejected from the Council chamber any person or persons, guilty of improper conduct, language, or for refusing to obey the orders of the Presiding Officer. Power to eject.

9. The Head Chief shall keep all local accounts of the Band, and shall present a statement thereof at each of the four meetings of the General Council mentioned. Duties of Head chief.

Roll to be kept and called.

10. That a list of the eligible voting members shall be kept by the Head Chief; the roll called, and attendance noted at the opening of the Council, twelve of said members to constitute a quorum for the transaction of business.

Voting members must have name entered on roll.

11. In order to entitle any qualified member of the Band to vote and take part in the business of the Council his name must be entered; and it is hereby required each and every male member of the Band upon attaining the age of twenty-one years, shall report to the Head Chief with such evidence as to his age as shall be satisfactory, that his name be enrolled as a voting member of the Band.

Disorderly conduct.

12. If at any meeting of the Council, or at any other public gathering of the Band, any person shall misbehave, by using improper, obscene, or blasphemous language, riotous or improper conduct, or in a state of intoxication, he or she shall be liable to be ejected by order of the Presiding Officer and also subject to a fine of not less than One Dollar, nor more than Ten Dollars, to be imposed and recovered as the law directs.

Fine imposed

BY-LAW No. 4.

FOR THE REPRESSION OF INTEMPERANCE AND PROFLIGACY.

Two Constables appointed.

1. That it shall be the duty of the Head Chief to recommend, and, if expedient, to have appointed two competent persons, members of the Band, as Constables, for the purpose of enforcing these By-laws, and such as shall hereafter be adopted.

How paid.

2. That the services of said Constables shall be paid for at the same rates and in the same manner as other County Constables in the Province of Ontario, out of the funds of the Band.

BY-LAW No. 5.

FOR THE PREVENTION OF TRESPASS BY CATTLE, ALSO FOR THE PROTECTION OF SHEEP, HORSES, MULES AND CATTLE, ALSO THE ESTABLISHMENT OF POUNDS AND THE APPOINTMENT OF POUND-KEEPERS AND FENCE-VIEWERS.

Pound-keeper appointed.

1. That the Council shall appoint a Pound-keeper in and for the reserve now occupied by the said Band, and that the said Pound shall be on such premises as may be selected.

Pound established.

2. That the Chiefs are hereby directed, at the expense of the Band, to erect proper and sufficient yards or enclosures for said Pound, for the safe keeping of all such animals as may be distrained or brought to such Pound, unlawfully running at large, or trespassing or doing damage in or upon the said Reserve, or in and upon the lands properly enclosed, as hereinafter mentioned.

3. That the said Pound-keeper, shall daily, at proper times, furnish and provide all animals impounded with good and sufficient food, water, and shelter, during the period that such animals may be impounded; and in default thereof shall for every day that he refuses or neglects so to do, forfeit and pay in respect of each animal a fine or penalty of not less than One Dollar, nor more than Three Dollars, to be recovered as hereinafter mentioned.

Duties of pound-keeper

4. That every person distraining or impounding any animal or animals for trespass as hereinafter mentioned, shall at the time, or within twenty-four hours thereafter, deliver to said Pound-keeper, a statement in writing, setting forth the nature and extent of the damage done by such animal or animals, and the amount of his or her claim for damages (if any), not exceeding Forty Dollars, alleged to have been done by such animal or animals; and if the Pound-keeper is not so furnished with such statement within the time aforesaid, he shall upon payment of his lawful fees and charges release such animal or animals; and every person so impounding any such animal or animals and claiming damage therefor, shall at the same time deliver to the Pound-keeper his agreement in writing, with a sufficient surety if required, by such Pound-keeper, in the form, or to the like effect, as shown on schedule "A" hereto annexed.

Statement in writing required from person impounding.

5. That it shall be lawful for the members of said Band, to allow their cattle—hogs to be ringed—to roam at large, feed and pasture upon all unenclosed lands reserved for said Band; and any such animals shall only be considered trespassing, when they break into or upon lands enclosed with lawful fences. But in case the owner of any cattle, horses, mules, sheep or hogs, not residing upon said Reserve, and not being members of the said Band, allows any of his said animals to roam at large, feed or pasture upon said Reserve, the said animals shall be liable to be impounded, and the owner thereof shall pay for each animal so impounded a fine of One Dollar, together with all lawful charges of the Pound-keeper, before the said animal or animals shall be released, one-half of said fine or penalty to be paid to the impounder, and the other half to the Head Chief, for the general uses of the Band.

Privileges of members of Band.

What are liable to be impounded.

6. That if the owner of the animal or animals impounded, shall within forty-eight hours after the delivery of the statement required by the fourth section hereof dispute the amount of damages claimed, or the lawfulness of the fence within which the damages were alleged to have been done,—the Pound-keeper shall forthwith call in the Fence-viewers (to be appointed as hereinafter mentioned) to determine the matters in dispute, and they or any two of them, shall within twenty-four hours after being so called on, deliver to such Pound-keeper, a statement in writing containing their award in the matter so referred to them; and for each of their services, if less than half a day engaged, they shall receive and be paid the sum of fifty cents, and if more than half a day, the sum of One Dollar; and any such Fence-viewer refusing or neglecting to attend or perform his duties when so called upon, shall incur and shall be liable to a fine or penalty of Two Dollars, to be recovered in a summary manner before a Justice of the Peace.

Fence-viewers called out in cases of dispute.

Pay of Fence-viewers.

In case owner
is unknown.

Known.

When pay-
ment is made.

When fence
is unlawful.

Notice of Sale.

Sale.

Proceeds
disposed of.

If proceeds
less than
necessary.

Interference
with Pound-
keeper.

7. That in all cases, where the damages claimed for trespass exceed the sum of Five Dollars, and no objection is made thereto, by reason of the owner being unknown and not being aware of such impounding, it shall be the duty of the Pound-keeper to cause such damages to be ascertained in the same manner as provided in the preceding section; but in all cases where the owner is known, it shall be the duty of the Pound-keeper, forthwith, to notify him or her of the impounding.

8. That upon payment of all damages claimed or awarded for trespass or fines imposed by the fifth section hereof, and of all fees and charges due to such Pound keeper and Fence-viewers, it shall be the duty of the Pound-keeper to deliver to the owner the animal or animals impounded; but, in the event of the Fence-viewers finding the fence an unlawful one, or that the animal or animals were lawfully running at large, then he shall deliver the same to the owner or owners, on payment of the lawful fees and charges to which he is entitled, but at the same time, deliver to such owner the agreement mentioned in the fourth section hereof, together with a copy of the award of the Fence viewers, and thereupon the owner shall be entitled to recover from the person or persons impounding such animal or animals, the fees and charges so paid as aforesaid.

9. If after the expiration of fifteen days, in impounding any animal or animals, the same shall not have been redeemed or replevied, written or printed notice for a public sale thereof shall be given and posted by the Pound-keeper in at least four of the most public places on the said Reserve, and, in case the owner is unknown, such notice shall be posted in at least six of the most public places adjoining the Reserve, such notice to specify the time and place of sale, with a description of the animal or animals to be sold; Provided always that no such sale shall take place, until after the expiration of fifteen days from the time of posting such notice of sale.

10. That at the time and place appointed for the sale, the Pound-keeper shall publicly sell such animal or animals (unless redeemed or replevied as aforesaid) to the highest bidder, and after deducting from the amount realized therefor all damages, fees, charges, or fines, against the same, shall pay the surplus, if any, to the owner or owners, or if not claimed at the time of such sale forthwith pay such surplus to the Head Chief of the Band, to be held by him for the uses of the Band, as a part of their public local moneys; unless, claimed by the owner or owners of the animal or animals sold within three months from the time of such sale.

11. In the event of the amount realized at such sale, being insufficient to pay all damages, fees, charges and fines, the Pound-keeper may recover the deficiency from the owner or owners of the animal or animals (if known) in a summary manner before a Justice of the Peace.

12. That if any person or persons, shall be guilty of any Pound breach by the removal without lawful authority, from any Pound of any animal or animals therein impounded, or shall in any other manner interfere with, or obstruct any Pound-keeper in the discharge of his duties, such person or persons shall be liable to a fine

of not less than One, nor more than Twenty-five Dollars, to be recovered upon the complaint of such Pound-keeper before a Justice of the Peace, or other Officer having jurisdiction as provided in "The Indian Act, 1880" and amendments thereto; and it shall be lawful for such Pound-keeper, to retake, repossess, and repound in furtherance of these By-laws, all such animal or animals, as may by any such Pound breach be so unlawfully removed or taken therefrom; and all the provisions herein contained, shall apply and extend to any person or persons who shall be guilty of rescuing from any person or persons, any animal or animals, on their way to said Pound, or who shall in any manner obstruct or interfere with any such person or persons while engaged in the taking, or conveying any such animals thereto, and any such person or persons shall have the same remedy against any such offender or offenders, as is herein provided in the case of Pound-keepers.

13. That it shall be the duty of the Constables to be appointed under By-law No. 4. to impound all animals found running at large, feeding or pasturing on the unenclosed lands of the Band, the owners of which animals, shall not be residing upon said Reserve, and who are not members of the said Band.

14. That the following fees shall be charged and recovered by Pound-keepers, that is to say:

For impounding one Horse, mare, or gelding, fifty cents and twelve and a half cents per head for all over one, and, twelve and a half cents for every twelve hours after the first twelve hours for each such horse, mare or gelding.

For impounding one Bull, ox, steer, cow, or heifer, the sum of fifty cents; and ten cents per head, for all over one, and ten cents per head for every twelve hours after the first twelve hours.

For impounding each Hog, the sum of twenty-five cents, and seven cents per head for all over one, and seven cents per head for every twelve hours after the first twelve hours.

For impounding each Sheep, the sum of twenty five cents, and seven cents per head, for all over one, and seven cents per head for every twelve hours after the first twelve hours.

For calling out Fence-viewers, the sum of fifty cents, for posting notices of sale when on the Reserve only, fifty cents; and when required to be posted on lands adjoining the Reserve, seventy five cents; and for attending and carrying out sale One Dollar

In addition to such fees the Pound-keeper shall be entitled to four per cent on all sales effected by him.

15. That the Pound-keeper shall keep a regular and proper account of all stock or animals impounded, and of all moneys, fees, and penalties by him received, in the course of his duties, and shall report and account for the same, to the Head Chief every six months.

16. That no entire horse or horses, belonging to any member of the Band, shall be allowed to run at large, and in case any such entire horse shall be found running at large, he shall be liable to be impounded.

17. That all fines and penalties in the foregoing sections may be recovered in manner as provided by By-law No. 11.

18. That the General Council shall yearly, at its meeting on the third Wednesday of January, appoint three Fence viewers, who shall hold office during the pleasure of the Council. Vacancies in the said office, no matter how caused, may be supplied at any meeting of the Council.

19. That it shall be the duty of the Fence-viewers so appointed to carefully and faithfully examine into all and every complaint made to them, and to hear the evidence of the parties concerned and their witnesses, who may be required to give such evidence on oath, before a Justice of the Peace.

20. After hearing such evidence the Fence-viewers shall make their award in writing and shall deposit the same, or a copy thereof with the Head Chief of the Band, and the said award shall be final.

21. The said Fence-viewers shall attend whenever the Pound-keeper or other members of the Band shall notify them, in the form laid down in Schedule "B," and in default of not attending, shall unless the reasons of excuse mentioned in By-law No. 6, Section 7, can be shown, shall be liable to a fine of not less than One, nor more than Five Dollars, for each and every such offence.

22. The Pound-keeper shall only call the Fence-viewers in cases of trespass by cattle and members of the Band in cases where they can show that the services of the Fence-viewers were necessary; and, if in any case the Fence-viewers are called unnecessarily, the party summoning them, shall pay the costs so incurred.

23. Each of the Fence-viewers shall receive for his services, at the rate of Two Dollars per day, to be collected from the party found to be in default.

24. In case the Fence-viewers are called out by a member of the Band, to view a line fence between owners of adjoining property, then the party so summoning, shall notify his neighbor in form or to like effect; provided by Schedule "C."

25. That the different forms hereinmentioned may be changed to suit the circumstances of each case.

BY-LAW No. 6.

FOR THE CONSTRUCTION AND MAINTENANCE OF WATER COURSES, ROADS, BRIDGES, DITCHES AND FENCES.

1. That the General Council in January, shall divide the Reserve into eight road districts or beats, and shall appoint a Road-master to each, from members of the Band.

2. It shall be the duty of the Road-masters so appointed, to see that the works under their charge are kept and maintained in a good and sufficient state of repair; and, when thought necessary, any new bridges, culverts, or ditches should be constructed, the Road-master shall report the same to the Council, and await instructions.

It shall also be his duty to see that roads, bridges, ditches, and fences, under his charge, are kept in a good cleanly, and sufficient state of repair; further he shall see that all Statute labour is faithfully and honestly performed, by all parties hereinafter mentioned, and report upon the same to the Council, at its meeting in October in each year.

3. That every male member of said Band, of the age of twenty-one, and under sixty years, who do not own land, shall perform two days' Statute labour each year.

That the owner or occupant of each fifty acres or less, shall perform, or cause to be performed, three days' labour.

4. That persons liable to perform Statute labour as in the preceding section mentioned, shall be allowed for a span of horses or oxen, with waggon and driver, as he or she shall be directed by the Road-master, equal to three days' work; for a plough one day's work; and for a labourer one-day's work; the day's work being eight hours.

5. That every one so liable for Statute labour may be released from such, upon the payment of One Dollar for each day's labour he or she is liable to perform, and which sum or sums shall be paid to the Road-master in charge of the District.

6. That the Road-master to whom any moneys shall be paid in pursuance of the preceding section, shall use and expend such in the repair of roads, bridges or ditches within his District.

7. That all such labour shall be done and performed at such time and place as the Road-master shall direct; and, in case any one so liable, refuses, or neglects so to do, or pay equivalent therefor as aforesaid, he, or she, shall be liable to a fine of One Dollar per day; and no person or persons shall be excused from performing such labour save and except by vote of the Council.

8. Each Road-master shall on or before the first day of October in each year, make a return to the Head Chief, in the form provided for that purpose and of the amount of moneys paid to and received in lieu of labour; and of the manner in which such moneys were expended; and, in case any such Road-master neglects, or refuses to make such return or gives an incorrect or false return, he shall be liable to a fine of not less than Five nor exceeding Ten Dollars.

9. That each Road-master during his term of Office shall be exempt from doing Statute labour, but he will take care of scrapers and any other property of the Band placed in his charge.

10. That the penalty for neglecting or refusing to perform

Statute labour as aforesaid, may be deducted by the Superintendent from the Interest money of the Indian so in default, and shall be paid over to the Head Chief to be applied to the maintenance and repair of roads and bridges.

11. That a fence made of rails, shall be in height five feet, ridered, staked, or locked at the corners of each pannel, the fence to be deemed a lawful fence; provided that the first four rails of such fence shall not be more than six inches apart.

12. That a post and rail fence of four feet nine inches in height shall be deemed a lawful fence provided the first four rails of such fence shall not be more than six inches apart.

13. That a board fence four feet six inches in height shall be deemed a lawful fence, provided the first two boards of such fence, shall not be more than six inches apart

14. That any gate or bars, of the height of four feet six inches, shall be deemed a lawful fence, provided that the first three rails of such gate or bars shall not be more than six inches apart.

15. That in all cases of line or division fences between adjacent lands, the same shall be kept up, and maintained at either of the heights aforesaid by the respective owners or occupants thereof, and when it has been mutually agreed upon, as to the part or portion of such line or division fences which each of such owners or occupants shall keep up and maintain, or, in case the same shall have been determined by the Fence-viewers, it shall be the duty of each of such owners or occupants to keep and maintain their respective portions as aforesaid; and in failure or neglect of either so to do, and if any animal or animals by reason of such failure or neglect shall escape from the lands of the owners or occupants so neglecting or refusing, into or upon the lands of the other, and commit any trespass or damage thereon, such animal or animals, shall be liable to be impounded, and the damages so committed, may be recovered in the same manner as if such fence were kept up and maintained in a lawful manner.

BY-LAW No. 7.

FOR THE CONSTRUCTION AND REPAIR OF SCHOOL HOUSES, COUNCIL HOUSES AND OTHER INDIAN PUBLIC BUILDINGS.

1. Buildings of any nature or kind, shall not be erected or built at the expense of the Band, without first being authorized in General Council.

2. All such works shall be let by tender, after proper plans and specifications have been prepared by some competent person; and in cases when the amount to be expended, shall exceed the sum of Twenty-five Dollars, plans and specifications for the work shall be submitted for approval of the Superintendent General of Indian Affairs, previously to inviting tenders,

3. The General Council shall at its January meeting appoint a Committee of three, with power to order the repair of any of the public buildings of the Band, and, that all such repairs, shall be paid for out of the funds of the Band; provided always, any such repairs may by order of said Committee be undertaken without tender, or concurrence of the Superintendent General of Indian Affairs, if the cost of the same shall not exceed Fifteen Dollars; or if repairs shall have become necessary by reason of any accident or visitation, it shall be the duty of the said Committee to have the same done with the least delay, and without the consent of the Superintendent General of Indian Affairs.

4. Nothing herein contained shall be construed to interfere with or shall affect the erection of a Pound, with yards and enclosures as is provided in By-law No. 5.

5. The services of said Committee shall be paid for by vote of the Council.

BY-LAW No. 8.

FOR LOCATING THE LAND IN THE RESERVE, AND A REGISTER OF SUCH LOCATION.

1. So soon as convenient after this By-law is enacted, a General Council shall be called by the Superintendent General of Indian Affairs, for location of the land in the said Reserve among the members of the Band.

2. The occupancy of each lot, or part of a lot, shall be decided (except in cases hereinafter mentioned) by a majority of the members present at such Council.

3. The lots in the south half of the first concession of Tuscarora, shall be first considered, beginning with the south half of lot number one; then the north half of the first concession, beginning with lot number one; then the south half of the second concession, beginning with lot number one; then the north half of the second concession, beginning with lot number one; then the lots in the Township of Oneida, beginning with the south half of lot number one, and ending with the north half of lot number six.

4. As in the original survey, each lot contains two hundred acres, but said lots have been divided into north and south halves, containing one hundred acres each; and as in a number of cases, said north and south halves have been further sub divided; each part of a lot shall have separate consideration, by the General Council which will give its decision.

5. In case of dispute upon a location by the General Council, the parties interested may appeal to arbitration, provided notice of such

is made in writing to the Visiting Superintendent, within thirty days after the decision of such Council.

6. The Arbitrators shall be as follows:—One named by each claimant, and one by the Superintendent General for the first two claimants, and one for each claimant after the first two; the decision of the Arbitrators, or a majority, to be final.

7. No occupant of a lot, which shall come before Arbitrators for decision, shall be dispossessed of such lot, without receiving compensation for improvements thereon, at a valuation to be fixed by said Arbitrators; said compensation to be paid by the Indian to whom the lot is awarded, or from the funds of the Band; and in case the same shall be paid by the Band, the land shall be held until the full amount shall be refunded by the Indian to whom the land was awarded.

8. That a Registration Book be opened, and kept by the Head Chief, in which the decisions of the Council or Arbitration shall be duly recorded; and the Indian whose name appears in such Register as the occupant of said land, shall be entitled to a location ticket as provided by section 18 of "The Indian Act of 1880." The form of the Register, to show the date of transfer, to whom transferred, and the date of registry.

9. That no transfer of location tickets or the right entailed thereby, shall take place except to, and between, members of the Band; and, in case of the death of the occupant, then to be governed by existing laws.

10. That no transfer shall be valid without the sanction of the Superintendent General.

BY-LAW No. 9.

FOR THE REPRESSION OF NOXIOUS WEEDS.

1. That Road-masters shall give notice in writing according to the form in Schedule "D" hereto annexed, to the owner or occupant of land, whereupon Canada thistles or rag-weed are growing and in danger of going to seed, requiring him or her to cause the same to be cut down within five days from the service of such notice; and in case the said owner or occupant refuses or neglects to cut down such thistles or rag-weed within the period named, the Road-master may enter upon the land (provided not sown with grain) and cause the same to be cut with as little damage to growing crops as possible.

2. The Road-master shall keep an accurate account of the expenses incurred by him, in acting under such regulation, and shall deliver a statement of such expense to the owner or occupier, requiring him or her to pay the same within thirty days; and in case of failure to pay such expense, the said amount may be recovered in the manner set forth in By law No. 11.

3. In case thistles or rag-weed are found growing and likely to go to seed, upon any highway within the Reserve, the owner or occupier of the land, in front of which the said thistles or rag-weed are growing, shall be notified in the same manner as provided for in section one of this By-law, and the same procedure and penalty, shall follow as provided for in section two hereof.

By-law No. 10.

FOR THE FURTHER PROTECTION OF SHEEP, HORSES, MULES AND CATTLE.

1. The owners or harborers of dogs, shall restrain the same from running at large at night; and it shall be lawful for any person to kill and destroy any dog so running at large.

2. In case any sheep, horses cattle or mules, being killed or injured by any dog or dogs upon said Reserve, it shall be the duty of the owner or owners of any such dog or dogs, to forthwith kill and destroy said dogs; and in case he or she refuses so to do, the owner shall be liable to a fine or penalty as provided by By-law No. 11.

3. The owner of any sheep, horses, mules or cattle which shall have been killed or injured by dogs, shall apply to the owner of such dog or dogs, for payment of the amount of loss he thinks he has sustained by such dog or dogs; and in case the owner of such dog or dogs shall refuse to pay such damages, or thinks the amount unreasonable, then the case shall be left to an Arbitration, to be composed of one Arbitrator for the owner of the dog or dogs, one for the party whose property has been destroyed or injured, and the third Arbitrator shall be the Head Chief of the Band; the decision of the said Arbitrators to be final, and the amount awarded may be collected under provisions of By-law No. 11.

By-law No. 11.

FOR THE IMPOSITION OF PUNISHMENT BY FINE OR PENALTY OR BY IMPRISONMENT, OR BOTH, FOR INFRACTION*OF THE FOREGOING BY-LAWS.

1. That in each and every case under said By-laws where a penalty is not specially imposed, any person or persons found guilty of infraction of any such By-law, or any part or portion thereof, shall be subject to a fine or penalty, of not less than One, nor more than Thirty Dollars, or to imprisonment not exceeding thirty days, or to both fine and imprisonment, in the discretion of the convicting Magistrate.

2. The proceedings for the imposition of such fines and punishments, to be taken in the usual way before a Justice of the Peace having jurisdiction in the premises.

SCHEDULE "A."

I (or we, as the case may be) do hereby agree that I (or we) will pay to the owner of the animals by (me) the said "A B" this day impounded all costs to which the said owner may be put to in case the distress by me the said "A B" prove to be illegal, or in case the claim for damages by me the said "A B" fails in whole or in part.

SCHEDULE "B."

Take notice that I require you to attend at
 on the _____ day of _____ A.D. 18
 at _____ o'clock A. M. to view and arbitrate on the line fence
 between _____ and _____ being Lots
 (or part of lots) No. _____ and _____ in the
 Township of _____ in the County of _____
 Dated this _____ day of _____ 18 .

SCHEDULE "C."

Take notice that _____ and _____
 the Fence-viewers of this locality will attend on the _____ day of
 18 at the hour of _____ in _____ noon
 to view and arbitrate upon the matters in dispute between
 and _____
 in regard to their properties situate in the Township of _____
 in the County of _____
 Dated this _____ day of _____ 18 .

SCHEDULE "D."

To _____ occupier of part of lot
 in the _____ concession of the Township
 of _____ Take notice that you are hereby required
 within five days from your being served with a copy hereof to cut
 all Canada thistles or rag-weed growing on the land now occupied
 by you or on the highway in front of your said premises; and in
 default of your so doing, I shall cause the same to be done and
 charge the expense thereof against you as the law directs.
 Dated this _____ day of _____ 18 .
 Roa Master.

BY-LAW No. 12.

AS TO SCHOOL MANAGEMENT.

Trustees
Duties.

1. Three Trustees shall be elected for each School, who shall hold office for three years.

Election.

2. The election shall continue as heretofore, taking place at the first General Council in each year, when the Trustee who has served three years shall retire from office, the retiring Trustee being eligible for re-election.

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3. Members of the Band, eligible for election as Trustees, shall be the adult male members, of good moral character, who are, or have been, married. Who Eligible.

4. In case of a vacancy by death or otherwise, the Head Chief shall call a Council as soon as convenient, when a Member shall be elected as Trustee in succession, who shall hold office for the unfinished term. Vacant Trusteeship.

5. The duties of the Trustees shall be :—

- (1.) To take charge of all school property of the Band, subject, however, to the orders of the General Council. Custody of School Property.
- (2.) To repair, warm, and furnish the school, or schools; keep in order its furniture, appendages and land enclosures; provided such repairs or furnishings shall not exceed the sum of ten dollars, without first obtaining the approval of the Council. To Repair and keep in order.
- (3.) To permit all members of the Band between the ages of five and seventeen years to attend the school free of charge so long as they conform to the By-laws. Who may attend School
- (4.) To admit, on the same conditions, non-members of the Band, upon payment, in advance, of a fee of fifty cents per Pupil, for each and every calendar month, said fee to be collected by the Teacher, who shall pay it over to the senior Trustee, who, at the yearly school meeting, shall account for it to the Council. Non-members and Fee.
- (5.) To visit from time to time their school, and see that it is conducted in accordance with the By-laws; and that the school is provided with the authorized Registers and Visiting Books. To visit Schools and provide Books
- (6.) A majority of the Trustees, upon complaint from the Teacher, may dismiss any Pupil who shall be adjudged so refractory that his or her presence in the school is injurious to the other Pupils, and, when practicable, such Pupil shall be removed to an industrial school. Refractory pupil dismissed.
- (7.) To see that no unauthorized books are used in the school; and, to attend personally at the school upon any visit of the Inspector, appointed by the Superintendent General, or upon the call of the Visiting Superintendent, or Head Chief. To attend upon call.

6. It shall be the duty of the Teacher:—

- (1.) To teach diligently and faithfully all the branches required to be taught in the school, according to the provisions of this By-law. Teachers Duties.
- (2.) To keep in the prescribed form the General Register of the school, and to record therein, the admissions, promotions, removals, or otherwise, of the Pupils of the school. To keep Register.
- (3.) To maintain proper order and discipline in the school, according to the authorized forms and regulations. Order.

- Visitors Book.** (4.) To enter in the Visitors' Book all visits made to the school; and, present such book to each visitor, with the request to make therein any remarks suggested by their visit.
- Give Trustees access.** (5.) To give the Trustees access to the register and other books, when so required.
- To deliver up Property.** (6.) To deliver up School Registers, Visitors' Books, School House key, or other school property, in his possession, on demand or order of the Head Chief and a majority of the Trustees.
- Examinations.** (7.) To have at the end of every quarter a public examination of the school, of which he shall give due notice to the Trustees, and through the Pupils to their Parents or Guardians.

To enforce certain rules. 7. The Teacher shall have power, and it shall be his duty, to observe and enforce the following rules, and such others, as may from time to time be enacted:—

- Contagious diseases.** (1.) He shall not allow a Pupil to continue in school, having, or suspected to have, a contagious disease, and shall report the same to the Medical Attendant, and not re-admit such Pupil until all danger is passed, as certified in writing by the Physician.
- (2.) He shall suspend, subject to appeal to the Trustees by the Parents or Guardians, any Pupil for either of the following reasons:—

For what pupils may be suspended.

- (a.) Truancy.
 (b.) Opposition to authority.
 (c.) Habitual neglect of duty.
 (d.) The use of profane or improper language.
 (e.) General bad conduct or example.
 (f.) Cutting, marring, destroying or injuring any of the school property.

The Teacher shall, upon suspending any Pupil, give notice thereof in writing to the Parent or Guardian, and to the Trustees, stating the reason for such suspension.

- Respecting School Property.** (3.) He shall exercise proper vigilance over school property under his charge, and give prompt notice in writing to the Trustees, of any required repairs or supplies for the school.
- Ventilation Cleanliness.** (4.) He shall give strict attention to the ventilation, temperature and cleanliness of the school house, and shall also see that the out-buildings are kept in a clean and proper condition.
- Time fixed.** (5.) The school house should be ready for the reception of Pupils at least 15 minutes before 9 o'clock a.m., and the time to be used in school work shall be the "New Time" of the 75th meridian.
- Caretaker employed.** (6.) He shall employ, at such compensation as may be agreed to by the Trustees, a suitable person to open the school room, make fires, sweep and dust the room, and keep the out-buildings in proper order.
- Librarian.** (7.) He shall act as librarian of the school and take charge of the books,

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8. Pupils must come to school clean in their persons and clothes. They must avoid idleness, profanity, falsehood, quarreling, fighting and cruelty to animals; but be kind to each other, obedient to their Teacher, diligent in their studies, and conform to the rules of the school. Pupils duties.

9. Pupils shall not depart from the school before the hour appointed for closing; except in case of sickness or some pressing emergency, and then the Teacher's consent must be obtained. Departure from School.

10. Any Pupil coming late to school without a reasonable excuse, may be denied admittance, or otherwise punished in the discretion of the Teacher; and if the Teacher doubts the correctness or truth of the excuse, he shall as soon as possible make inquiries respecting it. Late attendance.

11. Any Pupil absent from examination, without permission of the Teacher, or a written excuse from the Parent or Guardian, shall be treated as a truant and punished accordingly. Absenting from Examination.

12. Pupils shall be responsible to the Teacher for any misconduct on the school grounds, or in going to or returning from school, except when accompanied by their Parent or Guardian. Responsibility for good conduct.

13. Any Pupil leaving the school, if entitled thereto, shall receive a certificate of good conduct and standing. Certificate.

14. Any property of the school, injured or destroyed by Pupils, must forthwith be made good by the Parent or Guardian, under penalty of the Pupil's suspension. Destruction of Property.

15. Any Pupil detected in tyranny, or intimidation, towards other Pupils, shall forthwith be punished, or expelled, in the discretion of the Teacher. The Teacher should endeavour to obtain the confidence of his Pupils, and thus learn their wants or grievances. Tyranny or intimidation punished.

16. Each child member of this Band, between the ages of five and seventeen years, shall have a right to attend the School, subject to this By-law; and, it is the duty of Parents or Guardians to send their children to school. Parents and Guardians. Pupils from 5 to 17 may attend.

17. Each child member of this Band, between seven and fourteen years of age, must attend school for the full term of one hundred days in each year; and the Parent or Guardian neglecting to send such child to school for the said period, (as shown by the School Register,) shall forfeit and pay out of their Fall distribution money, upon the first offence, the sum of Five Dollars for such child under his or her guardianship; and, for a second offence for the said child, the sum of Ten Dollars: The school year for which purpose, shall date from the 1st October. Pupils from 7 to 14 must attend. Penalty.

18. Provided, should the Parent or Guardian produce a certificate from the Physician of the Band, that such child has, during two months of the year, been sick or disabled, then said penalty shall not be exacted. Proviso.

Proviso. Provided, should fire, sickness, or other good cause require the school to be closed during two months of the school year, then, such penalty shall not be collected.

Proviso. Provided, the Parent or Guardian will produce a certificate, sworn to before a Justice of the Peace, by the Teacher of some other recognized School, that said child had attended school for the specified time, then, such penalty shall not be required.

Regular attendance. **19.** It shall be the duty of the Parent or Guardian to see that their children attend school regularly and punctually; and that they are clean and tidy in person and clothing; and provided with the necessary books, slate, and stationery for study.

Diligence. **20.** Parents should direct their children to be diligent in their studies, and see they prepare the lessons given them by the Teacher.
To visit. Parents should visit the school as often as convenient, which visits will encourage the Pupils and Teacher.

Prizes to Parents and Guardians. **21.** Parent or Guardian, shall receive from the Funds of the Band, after the Fall Distribution, money prizes, as undermentioned. For each Child during the year :—

(a.)	Attending 200 days.....	\$1.00
(b.)	Do 150 to 200 days.....	2.00
(c.)	Do 100 to 150 days.....	1.00

Teacher to supply certificate. The Teacher shall give each Pupil a certificate of attendance during the year, which certificate must be presented by the Parent or Guardian to the Council after the Fall Distribution.

Prizes to pupils for attendance. **22.** From funds of the Band, prizes will be presented to Pupils as rewards :—

(a.)	For the highest attendance, value	\$5.00
(b.)	" 2nd " " "	4.00
(c.)	" 3rd " " "	3.00
(d.)	" 4th " " "	2.00
(e.)	" 5th " " "	1.00

Certificate. The same Certificate granted as in Section 21. The Teacher, however, stating in the Certificate, the prize—if any—the Pupil is entitled to. In case of a tie, the prize to be equally divided.

Prizes to pupils for proficiency in studies. **23.** The undermentioned prizes, in money, will be given to the most proficient, in the lessons named, to be judged by the number of marks obtained at the various examinations, certified to by the Teacher, and approved by the Trustees.

	1st.	2nd.	3rd.
Reading	\$1.00	.50	.25
Spelling	1.00	.50	.25
Writing	1.00	.50	.25
Arithmetic.....	1.00	.50	.25
Geography	1.00	.50	.25

The same prizes to be given for each class in the school, of four or more Pupils.

And for good conduct:—

1st.	2nd.	3rd.	4th.	5th.
\$1.25	1.00	.75	.50	.25

Good conduct prizes.

Pupils receiving prizes must be the children of Parents belonging to the Band, and must have attended 100 days during the year.

24. The School having been opened, shall commence not later than 9 o'clock a.m., new time. The hours of teaching from 9 a.m. to 12 noon, exclusive of not more than 15 minutes for recess; and from 1 p.m. to 4 p.m., exclusive of not more than 15 minutes for recess.

Hours of daily teaching.

25. The Holidays shall be—

Holidays.

- (1.) Saturdays.
- (2.) From the first Monday in July to the second Monday in August.
- (3.) From the Monday before Christmas to the first Monday after New Year.
- (4.) The week preceding Easter Sunday.
- (5.) Holidays according to law.
- (6.) And any day proclaimed by the Head Chief.

26. The Bell shall be rung at 8.45 o'clock a.m., at 9 a.m., also after recess, and at 4 o'clock p.m.

The Teacher shall explain to the Pupils the reason for ringing the bell; and any Pupil doing so without his orders will be punished.

P. C. O. 1962.

CERTIFIED COPY of a Report of a Committee of the Honorable the Privy Council, approved by His Excellency the GOVERNOR GENERAL IN COUNCIL, on the 24th October, 1884.

On a Memorandum dated 6th October, 1884, from the Acting Superintendent General of Indian Affairs, submitting in conformity with Section 74 of the Indian Act 1880, the accompanying Rules and Regulations framed by the Chiefs of the Mississauga Band, whose Reserve is situated partly in the Township of Tuscarora, in the County of Brant, and partly in the Township of Oneida, in the County of Haldimand, in the Province of Ontario; the Minister of Justice having reported them as being within the provisions of the law.

The Committee therefore recommend that the Rules and Regulations as submitted be confirmed by Your Excellency accordingly.

JOHN J. MCGEE,
Clerk, Privy Council.

To the Honorable
The Superintendent General of Indian Affairs.