BYLAW NO. 2017-2
of the Fisher River Cree Nation

A By-Law for the Licensing of Businesses, Callings, Trades and Occupations and to Regulate the Conduct and Activities of Hawkers, Peddlers or Others on the Reserve

WHEREAS the Council of Fisher River Cree Nation desires to make a By-Law for the licensing of businesses, callings, trades and occupations on the Reserve; and regulation of the conduct and activities of hawkers, peddlers or others who enter the Reserve to buy, sell or otherwise deal in wares or merchandise;

AND WHEREAS the Council of Fisher River Cree Nation is empowered to make such By-Law, and with respect to any matter arising out of or ancillary to the exercise of the power and, for the imposition of a penalty for a violation thereof, pursuant to sections 81(1)(n), (q) and (r), and 83(1)(a.1), (e), (e.1) and (g) of the *Indian Act* R.S.C. 1985, c. I-5;

AND WHEREAS the Council of Fisher River Cree Nation deems that for the orderly conduct and administration of businesses, and for the health, welfare, safety and environment of the inhabitants of the Fisher River Cree Nation Indian Reserve and all other lands that may become Reserve land(s) to license businesses, callings, trades and occupations, and to regulate hawkers and peddlers;

NOW THEREFORE the Council of Fisher River Cree Nation hereby enacts the following By-Law:

Short Title

1. This By-Law may be cited as the "Fisher River Cree Nation Business Licensing By-Law".

Interpretation

2. In this By-Law,

"*Business*" means a calling, trade, occupation, employment or profession, vocation, commercial activity, or an enterprise which habitually busies, occupies or engages the regular time, attention, labour and effort of the licensee or Person(s) for the purposes of

gain, benefit, advantage, livelihood or profit, or in which the licensee or Person(s) show(s) willingness to invest time and capital on future outcome and includes hawkers, peddlers and itinerant sellers;

"*Community Safety Officer*" means any Person appointed by Council or contracted by Council from time to time for the purpose of administering, applying and enforcing this By-Law, and includes any Special or Band Constable, assistant or any Person appointed by Council to assist in carrying out the provisions herein and includes any Person(s) appointed or contracted under section 10 of this By-Law to receive applications and issue licenses under this By-Law;

"*Calling*" means a business or profession as defined in this By-Law;

"*Council*" means the Chief and Council of the Fisher River Cree Nation;

"*Councillor*" means the Councillor(s) of the Fisher River Cree Nation;

"*Hawker and Peddler*" includes a hawker, peddler, transient trader, itinerant seller or other Person who, enters the Reserve to buy, sell or otherwise deal in wares or merchandise, or offer or exposes for sale to any Person, by means of samples, patterns, cuts, blue prints or pictures, wares or merchandise to be sold at that time or to be delivered afterwards or shipped onto the Reserve;

"*Itinerant seller*" means a seller whose business includes soliciting, negotiating or arranging for the signing by a buyer, at a place other than the seller's permanent place of business, of a contract for the sale of wares or merchandise;

"*License*" means a license issued under this By-Law permitting the licensee to conduct business on the Reserve;

"*Licensee*" means a Person to whom a license is issued under this By-Law;

"*Member*" means a member of the Fisher River Cree Nation;

"*Occupation*" means a business or profession as defined in this By-Law;

"*Person*" includes not only an individual, but also a partnership, syndicate, association, corporation or the agent or trustee of a Person;

"*Profession*" means a vocation, occupation or calling requiring special, usually advanced, education and skill, and as defined in this By-Law;

"*Reserve*" means the Reserves of the Fisher River Cree Nation and includes Fisher River Indian Reserves 44 and 44A and any other Reserve lands under the authority of Council;

"*Trade*" means an occupation pursued as a business or livelihood concerned with the act or process of buying, selling, or exchanging goods, services or commodities.

Requirements for License

3.1 Every Person conducting or carrying on a Business on the Reserve must hold a valid license issued under this By-Law.

3.2 Any Person carrying on more than one Business on the Reserve must obtain a separate business license for each business, and where a business is conducted in or from more than one premises, the business conducted in or from each premises will be deemed a separate and distinct business and will require a separate license.

(a) For safety reasons, all buildings, new and existing Businesses, must meet building code and have building inspections on a regular basis.

3.3 Every license granted under this By-Law is valid and permits the licensee to carry on the Business in a lawful manner.

3.4 The licensee or Person in charge or control of the premises where the Business is conducted must at all times keep the license or licenses prominently displayed in an area of the premises to which the public has access or in an area designated by the Community Safety Officer.

3.5 The licensee must notify the Community Safety Officer of any change in the mailing or Business address; the type of Business; the area of the premises; and any substantial physical alteration to the premises in which the Business is conducted. Upon the closing of the Business, the licensee will surrender the license to the Community Safety Officer.

3.6 The licensee must ensure that the Business being undertaken by that Licensee must meet all environmental standards for the said Business, if such standards may apply, and that these environmental standards may include federal or provincial statutes or regulations or pursuant to any environmental standards contained within any Land Code in effect from time to time on the Reserve.

License Application

4.1 Every Person who wishes to conduct a Business on the Reserve must apply in writing in Schedule 2 to the Community Safety Officer, and must truthfully disclose all information required on this application form.

4.2 For greater certainty, this By-Law will apply to all Businesses currently operating on the Fisher River Cree Nation Reserve.

4.3 Every Person applying for a license under this By-Law to operate or conduct a Business that is governed or requires registration by any federal statute, or self-regulating professional body, must supply proof of his or her qualifications and of the qualifications of the employees to carry on such a Business, and this must accompany Schedule 2.

4.4 Where the applicant is a corporation or a partnership, proof of incorporation or partnership must be provided with the completed Schedule 2.

4.5 In the event of a transfer of the Business for which a license has been issued, the Community Safety Officer will permit the transfer of the license from one premises to another, provided:

(a) the licensee has completed an application in Schedule 2;

(b) the licensee has paid the fee under section 6(1) of this By-Law; and

(c) the proposed Business premises complies with the terms of this By-Law.

4.6 In the event of a sale of the Business for which a license has been issued, the Community Safety Officer will permit an assignment of the license to the purchaser of the Business, provided:

(a) the proposed assignee has completed an application in Schedule 2, and the proposed assignee has paid the fee under section 6(2) of this By-Law; and

(b) the proposed assignee meets the provisions of this By-Law to carry on the Business for which the license was issued.

Licenses

5.1 A license is granted for a one (1) year period commencing April 1st and expiring March 31st in each calendar year. Licenses must be renewed by completing Schedule 2 by March 31st of each calendar year or the license will have expired and be suspended. Licenses may be renewed, and reinstated from suspension for non-timely renewal in accordance with sections 6(5) and 6(6) of this By-Law.

5.2 A license will specify the time period, type and location of the Business the licensee is permitted to conduct.

5.3 A license is valid throughout the Reserve.

5.4 A license will be issued in Schedule 1.

5.5 A license fee will be established under its proper category as listed in Business License Schedule 7.

Fees

6.1 The fee payable for filing a Business License Application in Schedule 2 for the transfer of a Business license, pursuant to section 4(5) of this By-Law, is $100.00.

6.2 The fee payable for filing a Business License Application in Schedule 2 for the assignment of a Business license, pursuant to section 4(6) of this By-Law, is $100.00.

6.3 The fee payable for filing a Request for Review Hearing in Schedule 4 pursuant to section 9 of this By-Law is $50.00 plus the applicable annual, renewal, transfer or assignment fee.

6.4 The fees prescribed in this By-Law will be reduced by one-half where a license is issued after September 30th in a calendar year.

6.5 Where a license has not been renewed on or before the expiry date, the license will be suspended pursuant to section 5(1) of this By-Law. The licensee has fifteen (15) days after the date of expiry to renew the license. The licensee may have the license reinstated by completing the application in Schedule 2 and will pay a $50.00 late fee as well as the license fee set out in section 5(5) of this By-Law.

6.6 Where a suspended licensee has not renewed the license within the fifteen (15)

days after the expiry date as set out in section 6(5) of this By-Law, the suspended licensee will have another thirty (30) days to renew the license. The licensee may have the license reinstated by completing an application in Schedule 2 and will pay a late fee of $100.00 as well as the license fee set out in section 5(5) of this By-Law. The license will be revoked if not renewed within 30 calendar days at the end of this time.

Refund

7. No rebate or refund of any part of a license fee paid pursuant to this By-Law will be made to any licensee by reason of forfeiture of a license, or a non-usage of the rights and privileges thereby granted, or for any other cause.

Licensing Board and Issue of License

8.1 The Licensing Board shall consist of one Fisher River Cree Nation Elder, a Council member and a Fisher River Cree Nation member appointed by Council for approving licenses as submitted by the Community Safety Officer. All decisions by the Licensing Board are by majority of 2 of the 3 Licensing Board members.

8.2 The Community Safety Officer will issue and deliver a license application to the Licensing Board for review and approval if:

(a) the Community Safety Officer is satisfied that the applicant's Business complies with all provisions in any of the other Fisher River Cree Nation By-Law(s) or Land Code and any Land Management policies in place from time to time;

(b) the application complies with this By-Law;

(c) the Community Safety Officer is satisfied that the applicant has complied with the appropriate provincial requirements with respect to the conduct of the applicant's Business, including registration and bonding;

(d) the applicant has disclosed all required information in the application form and the Community Safety Officer is satisfied under subsections 11(c) and (d) of this By-Law;

(e) the applicant has not, within the preceding three (3) years, been convicted of an offence under the *Criminal Code* of Canada, relating to the conduct of this Business whether on or off the Reserve, for which the applicant has not been pardoned, and applicant is required to provide information from the Canadian Police Information Centre (C.P.I.C).;

(f) the applicant's Business would not be detrimental to the health, welfare, safety and environment of inhabitants on the Reserve;

(g) the Community Safety Officer's investigations do not disclose any reason to believe that the carrying on of the said Business may result in a breach of the law, or may be in any way adverse to the public interest; and

(h) the required fee for the license has been paid.

8.3 Every license granted pursuant to this By-Law will be in duplicate; one copy will be issued to the licensee and the other copy maintained by the Community Safety Officer. The license so issued will be deemed a Personal license to the licensee.

8.4 If the applicant or licensee fails to comply with or the Community Safety Officer is not satisfied with information received from the applicant or licensee under section 8(2) of this By-Law, the Community Safety Officer will forthwith serve the applicant with either a request for further information or a notice in Schedule 3 of a refusal to issue the license and said notice will be served Personally or by registered mail to the applicant at the address shown in the license application.

Appeal

9.1 Within thirty (30) days of service of the notice of a refusal to issue a license under section 8(4) of this By-Law the applicant or licensee may apply for a review by Council by completing and filing Schedule 4, and paying the fee as referred to in section 6(3) of this By-Law, and submitting these to the Community Safety Officer.

9.2 The Community Safety Officer, upon receipt of Schedule 4 and the fee referred to in section 6(3) of this By-Law, will forthwith transmit to the Licensing Board and applicant:

(a) a copy of the original license application as completed by the applicant and copies of any supporting documentation accompanying the license application;

(b) a copy of the applicant's completed Schedule 4; and

(c) a copy of the Community Safety Officer's refusal and reasons for refusal.

9.3 Upon receipt of the material described in section 9(2) of this By-Law, the Licensing Board will determine the time and date of the review hearing, which will be at least fifteen (15) days hence but no more than forty-five (45) days and will advise the

Community Safety Officer of the date of the hearing scheduled. The Community Safety Officer will forthwith serve notice of the hearing in Schedule 5 on the applicant by Personal service or by registered mail at the address shown in the license application. The Licensing Board will hold the review hearing at the time and date set out in Schedule 5. The applicant shall be given at least seven (7) days' notice of the hearing.

9.4 The applicant may be represented at the review hearing by counsel and the applicant or counsel may produce evidence, submit argument in support of the application for license, and answer any objections that may arise, and examine or cross examine witnesses.

9.5 At the review hearing, the Community Safety Officer is entitled to submit arguments in reply to evidence and argument presented by or on behalf of the applicant.

9.6 At the review hearing, the onus will be upon the applicant to show just cause why the license applied for should be granted.

9.7 The Licensing Board will give its decision in writing to the Community Safety Officer within seven (7) days of the date of the completion of the review hearing.

9.8 The Community Safety Officer will forthwith notify the applicant of the decision referred to in section 9(7) of this By-Law, including notification that the applicant has a further right of appeal to a court of competent jurisdiction, by serving a copy of the decision Personally or by registered mail to the applicant at the address shown on the applicant's license application.

9.9 If the applicant agrees at the review hearing to accept conditions placed on the license, the Licensing Board may render a decision granting the applicant the license applied for upon such conditions as it considers fair and appropriate.

9.10 All review hearings will be held *in camera* unless the applicant requests that the hearing be open to the public. The decision resulting from the review hearing will be made public forthwith, and any minutes of the review hearing will be available to the public within fifteen (15) days of the decision.

9.11 If the Licensing Board renders a decision granting the applicant the license applied for, the license will be issued upon the applicant complying with this By-Law.

Community Safety Officer

10. Council, will

(a) appoint by band council resolution or through contract, a Community Safety Officer, and such other officers as may be necessary, who will receive applications, appeals, issue licenses and carry out the Business licensing administrative functions under this By-Law including enforcement;

(b) provide reasonable remuneration to be paid to the Community Safety Officer and other appointed officers;

(c) appoint or contract with the Community Safety Officer for a fixed term of not less than 2 years after which reappointment shall be discussed by both parties; and

(d) if necessary, dismiss the Community Safety Officer from the appointed position, for failure to carry out duties as described in this By-Law, or for having been convicted of an employment related offense under the Criminal Code of Canada, or for contravening the Fisher River Cree Nation's Personnel Policy.

Duties of Community Safety Officer

11. The Community Safety Officer will:

(a) receive and vet all applications, appeals, renewals, transfers and assignments of licenses to be issued under this By-Law;

(b) maintain a record of all applications and fees for licenses and retain on file a copy of all licenses issued, together with their particulars;

(c) ascertain, as far as reasonably practicable, that all information furnished by the applicant in connection with an application for a license is accurate;

(d) make all investigations required by section 8(2) of this By-Law or by the Fisher River Cree Nation, relative to an application;

(e) in response to receipt of a written complaint, or at least once a year, with the consent of the licensee (such consent not to be unreasonably withheld) make inquiries and inspect premises to determine whether every holder of a license issued under this By-Law complies with the license issued and the By-Laws of the Council, and no licensee shall obstruct or hinder the making or completing of the inspection;

(f) report monthly in writing to the Director of Operations, or the individual appointed by Council from time to time to administer the affairs of the Band,

stating the number of licenses issued, the type of business conducted under each license, and the fees received since the previous report along with a summary stating the total number of licenses issued and the total amount of money received to date for the current year; and

(g) perform such other duties as may be requested by Council or the Band Administrator, or Band Manager or the Person appointed by Council from time to time to administer the affairs of the Band.

Producing Licence upon Request

12. Every licensee shall carry the license issued while conducting business on the Reserve and shall produce the license upon the request of the Community Safety Officer, an officer, or any Person with whom the licensee transacts or attempts to transact.

Revocation or Suspension of License

13.1 The Licensing Board will, after giving notice in Schedule 6 and holding a hearing, (i) suspend a license for a period not exceeding ninety (90) days, or (ii) revoke any license issued under this By-Law where it has come to the Licensing Board's attention that the licensee:

(a) has failed to comply with this By-Law; or

(b) is carrying on a Business that fails to comply with all provisions in any of the other Fisher River Cree Nation By-Law(s), Land Code or land management policies enacted from time to time; or

(c) within the preceding three (3) years of license issuance and since license issuance, has been convicted of an offence under the *Criminal Code* (Canada), relating to the conduct of this Business whether on or off the Reserve, for which the licensee has not been pardoned; or

(d) has conducted the Business in a manner that is detrimental to the health, welfare, safety and environment of inhabitants in the Reserve; or

(e) is convicted of any offence under any statute of the Province in respect of the licensed Business or with respect to the premises named in the license; or

(f) is carrying on a Business, the purpose of which is to engage in or permit, allow, facilitate, encourage or assist others to engage in, scams, fraud or any other activity which violates the Criminal Code of Canada.

13.2 The Licensing Board will give the licensee at least seven (7) days' notice of the hearing referred to in section 13(1) of this By-Law in Schedule 6 and the Community Safety Officer will serve Schedule 6 Personally or by registered mail to the licensee at the address shown in the license application, but if a licensee who by reasonable efforts of the Licensing Board and Community Safety Officer cannot be found and has not come forward then the notice will be considered to be duly served and an *ex parte* decision will be issued against the licensee.

13.3 Provisions 9(4), 9(7), and 9(8) of this By-Law also apply to the hearing referred to in section 13(1) of this By-Law.

13.4 The Community Safety Officer will post the notice of suspension or revocation of a license by the Licensing Board upon the premises for which the license was issued and the notice must not be removed until the license is reinstated or the licensee ceases to occupy the premises, or a new Business other than the one carried on by the former licensee is licensed on the premises.

Conflict of Interest

14. The Chief and each Councillor must declare any potential conflict of interest, in accordance with the Fisher River Cree Nation's Personnel Policy, and withdraw from any hearing held under sections 9 and 13 of this By-Law, where a conflict of interest may arise.

Penalty

15. Every Person who violates any of the provisions of this By-Law is guilty of an offense and on summary conviction is liable to a fine not exceeding one thousand ($1,000.00) dollars or imprisonment not exceeding thirty (30) days, or to both a fine and imprisonment.

Enforcement

16.1 The Council may charge a licensee, whether expired, revoked or suspended, with all reasonable costs which are incurred in the collection of all fees, fines, interest, penalties or other costs imposed by this By-Law.

16.2 This By-Law will apply to all Businesses currently operating on the Fisher River Cree Nation and will be effective 23rd of May, 2017.

16.3 This By-Law shall come into force upon it being first published pursuant to subsection 86(1) of the *Indian Act*.

Coming into Force

17. This By-Law shall come into force upon it being first published pursuant to subsection 86(1) of the *Indian Act*.

THIS BY-LAW IS HEREBY made at a duly convened meeting of the Council of the Fisher River Cree Nation this 23rd day of May, 2017.

Voting in favour of the By-Law are the following members of the Council:

Chief David Crate

Councillor Carl Cochrane

Councillor Shirley Cochrane

Councillor Darrell Thaddeus

Councillor Vince Crate

being the majority of those members of the Council of the Fisher River Cree Nation present at the aforesaid meeting of the Council.

The quorum of the Council is three members.

Number of members of the Council present at the meeting: 5

SCHEDULE 1
BUSINESS LICENSE

_____is hereby authorized to conduct a business, calling, trade or
(Name of licensee)

occupation in the following_____
(commercial activity)

on the Fisher River Cree Nation for the period commencing_____20____,
(date)

and ending_____20____,
(date)

_____

Name of Business Location of Business

_____

Signature of Community Safety Officer Signature of licensee

_____

Date

SCHEDULE 2
BUSINESS LICENSE APPLICATION

Date: _____

1. Applicant's name: _____
2. Applicant's Date of Birth: _____
3. Applicant's Address (residence): _____
4. Applicant's Social Insurance Number: _____
5. Name of Company proposed as Licensee: _____
6. Mailing Address: _____
   (partnership /corporation if different)
7. Contact Info:
   Phone:_____Cell: _____
8. Fax:_____Office: _____
9. E-Mail Address: _____
10. Name of Business to be licensed: _____
11. Address of Business to be licensed: _____
12. Name of Individual in charge at this location: _____
13. Title of Individual in charge: _____
14. Type of Business: _____
15. Have you previously had a business license from this First Nation? Yes_____No _____
16. Are you presently registered with the federal government or a self-regulating professional body with respect to the conduct of your Business? Yes No
    (If yes, applicant must provide proof and give details below)

    _____
    _____
    _____

17. Is the Business incorporated? Yes No
    Federal _____
    Provincial (If yes, applicant must provide details below).

    _____
    _____
    _____

18. Is the Business administered by a partnership? Yes_____No _____
    (If yes, applicant must provide proof and give details below-registration)
19. Have you, within the previous three (3) years, been convicted of an offense under the Criminal Code of Canada for which you have not been pardoned? Yes_____No _____

NOTE: please read section 13 of this By-Law which outlines the conditions whereby your license could be denied, revoked or suspended.

SCHEDULE 3
NOTICE OF REFUSAL

TO: _____
(Name of Applicant)

ADDRESS: _____

RE: _____
(Location of Business)

TAKE NOTICE that pursuant to the *Fisher River Cree Nation Business Licensing By-Law* your application to:

_____Receive_____Renew_____Transfer_____Assign

a BUSINESS LICENSE is refused.

AND TAKE NOTICE that you have thirty (30) days from the date of the NOTICE within which you may apply for a review by Council by completing and filing Schedule 4 of the said By-Law and paying the fee pursuant to this By-Law with the Community Safety Officer.

AND TAKE FURTHER NOTICE that if you file a request for review, a hearing will be conducted for which you will be notified of the time and place to attend.

DATED AT_____this_____day of_____, 20___.

_____ _____
Printed name of Community Safety Officer Signature of Community Safety Officer

SCHEDULE 4
REQUEST FOR REVIEW HEARING

TO: Licensing Board

c/o _____
(Community Safety Officer)

PURSUANT to the *Fisher River Cree Nation Business Licensing By-Law*, I hereby appeal the decision as outlined on the NOTICE OF LICENSE REFUSAL, dated the_____day of _____, 20___and signed by the Community Safety Officer to refuse to:

_____Receive_____Renew_____Transfer_____Assign

a BUSINESS LICENSE for the following business located at:

_____
(Description of the business and location)

On the following grounds:

1. _____
2. _____
3. _____
4. _____

DATED AT_____this_____day of_____, 20___.

_____ _____
Printed name of Appellant Appellant's signature

_____
Address to which all notices to appellant are to be sent.

SCHEDULE 5
NOTICE OF REVIEW HEARING

TO: _____
(Name of Applicant)

ADDRESS: _____

RE: _____
(Location of Business)

PURSUANT to the *Fisher River Cree Nation Business Licensing By-Law*, the Licensing Board will hear your Request for Review Hearing dated the_____day of _____ , 20__, relating to the above-noted business.

AND TAKE NOTICE that this Review Hearing will be held at the hour of_____(a.m./p.m.) on the_____day of_____, 20____at the following location: _____

AND TAKE FURTHER NOTICE that you should bring to the hearing all relevant documents pertaining to this matter.

DATED AT_____this_____day of_____, 20___.

_____
Community Safety Officer

SCHEDULE 6
NOTICE OF HEARING

TO: _____
(Name of Licensee)

ADDRESS: _____

RE: _____License Suspension for: _____
(Location of business)

_____License Revocation for: _____
(Location of business)

_____License Refusal for: _____
(Location of business)

PURSUANT to the *Fisher River Cree Nation Business Licensing By-Law*, the Licensing Board will be holding a hearing relating to the above-noted business regarding:

_____(i) why your Business should not be suspended for a period not exceeding ninety days; or

_____(ii) why your Business license should not be revoked; or

_____(iii) why your application for a business license should not have been refused.

AND TAKE NOTICE that this Review Hearing will be held at the hour of_____(a.m./p.m.) on the____day of_____, 20____ at the following location: _____

AND TAKE FURTHER NOTICE that you should bring to the hearing all relevant documents pertaining to this matter.

DATED AT_____this_____day of_____, 20____.

_____
Community Safety Officer

FISHER RIVER CREE NATION BUSINESS LICENSING
BY-LAW NO. 2017-2
BUSINESS LICENSE SCHEDULE

Fees are payable for each twelve (12) month period unless otherwise Indicated. All references to "the Law" are references to *"Fisher River Cree Nation Business Licensing By-Law No.2017-2*, and amendments thereto.

Code	Business Category and License Period	Fees
0100	**Agent of Outside Merchant** - From any Person who, either on his own or as agent for another, sells, offers for sale, solicits or takes orders for the sale, by retail, of goods, wares, merchandise, foodstuffs, articles or things to be supplied by any Person not doing business on Fisher River Cree Nation Lands.	$156.00
0150	**Amusement Park, Miniature Golf, Roller Rink** - From any proprietor, lessee or manager of an amusement park, miniature golf course, roller rink or other similar place of entertainment, the license fee shall be based on the following table: A. 12 months $141.00 B. 6 months $71.00 C. 3 months or less $35.00	See table
0175	**Arcades and Pinball Parlors** - From any Person carrying on the business of an amusement arcade, pinball parlor or other similar place of entertainment.	$128.00
0200	**Auctioneer** - From any Person selling property by auction (not being a Crown Officer selling Crown property by auction, or Sheriff, Sheriff's Office or Bailiff selling lands, goods or chattels under a judgement or in satisfaction of rent or taxes).	$191.00
0300	**Automobile Body Repair and Paint Shop** - From any Person carrying on a business of automobile body repair and paint shop.	$128.00
0400	**Automobile Dealer - New and Second Hand or Used** - From any Person being a dealer in both new and second hand automobiles, motor cars or motor vehicles; the holder of any license under this section is also entitled to carry on the business of selling automobile accessories, gasoline or other fuel, oil and supplies and of repairing or storage of automobiles, motor cars or motor vehicles without taking out any further license therefor.	$247.00
0500	**Automobile Dealer - Second Hand or Used** - From any Person being a dealer in a second hand or used automobile, motor cars or motor vehicles	$128.00
0600	**Auto Wrecker and/or Junk Dealer** - From any Person carrying on the business of an automobile and or junk dealer	$212.00

Code	Business Category and License Period	Fees
0700	**Baker** a. From any Person operating a bakery, bakeshop, or other place where bread or pastry is made or manufactured for sale, having an area of two hundred and seventy-eight (278) square meters or less. The holder of the license under this paragraph is also entitled to sell his products by retail from the same location without taking out any further license therefore.	$128.00
0702	b. From any Person operating a bakery, bakeshop, or other place where bread or pastry is made or manufactured for sale, having an area of more than two hundred seventy-eight (278) square meters. The holder of a license under this paragraph is also entitled to sell his products by retail from the same location without taking out any further license therefore.	$156.00
    0805 0810	**Banker/Credit Union** - From any bank or Person carrying on the business of a banker or credit union the amount to be levied or collected will be based on the following: a. 1 - 25 employees b. 26 - 50 employees	 $705.00 $1,053.00
1100	**Bowling Alley** - From any Person operating a bowling alley, $21.50 for each alley or runway with a minimum fee of $28.43 for each 12 month license period plus $23.00 inspection fee for a new license. Any Person holding a license under this section may also sell by retail "confections" and "tobacco" as defined in the Law without being required to hold any other license. Provided however, that if a concession snack bar is operated as an adjunct to the primary operation an additional fee as set out under "Other Business" in this Schedule shall be paid.	-
1200	**Carnival** - From any proprietor, lessee or manager of any carnival or show having any Ferris wheel or other mechanical riding device or game of skill or chance, $7.00 for each such Ferris wheel or riding device or game for each day on which such carnival or show is operating to a maximum of $32.00 for each day.	-
1300	**Carrier – Resident, Non-Resident, Taxicab** - From any Person who hauls by way of vehicles of any description goods, wares, merchandise, and passengers from one (1) place to another and having a premise or place of stopping and starting within Fisher River Cree Nation Lands and being so licensed and having the approval to carry on this type of business from the Public Utilities Commission: a. For the first vehicle, plus b. For each additional vehicle	 $106.00 $15.00

Code	Business Category and License Period		Fees
1301	**Carwash/Detailing** - From any Person or business operating an automobile washing, cleaning and/or polishing service.		$128.00
1375	**Caterers** - From any Person whose business is to provide food, supplies, and sometimes service at social gatherings.		$128.00
1500	**Contracting** - From any Person who does any work, performs any service or supplies material, classified in this section as separate businesses classified hereunder:		$128.00
Series	1503 Aluminum Contractor 1504 Bricklayer/Stonemason 1510 Building Contractor 1511 Ceiling Contractor 1512 Cement/Concrete Contractor 1513 Drywall Contractor 1514 Eavestrough Contractor 1515 Electrical Contractor 1518 Excavating/Bulldozing 1525 Flooring Contractor 1526 Gas Fitting Contractor 1527 Heating/Air Conditioning and Sheet Metal Contracting 1528 Insulation Contractor	1530 Painting/Decorating Contractor 1535 Paving Contractor 1540 Plastering Contractor 1545 Plumbing Contractor 1548 Refrigeration Contractor 1550 Roofing and Siding Contractor 1553 Swimming Pool Contractor 1558 Sheet Metal Contractor 1560 Sewer Installation Contractor 1561 Trucking 1565 Water Line/Sewer Connection Contractor 1566 Other Contractors	
1600	**Custom Blueprinting** - From any Person carrying on the business of custom blueprinting and duplication.		$85.00
1700	**Custom Broker** - From any Person carrying on the business of a custom broker.		$78.00
1900	**Day Nursery, Baby-Sitting Service** - Any Person operating a day nursery, child care or a babysitting service shall pay a license fee according to the following scale: a. for three (3) to five (5) children; b. for each twelve (12) month period for six (6) to ten (10) children inclusive; c. for each twelve (12) month period for eleven (11) to fifteen (15) children inclusive; d. for each twelve (12) month period for in excess of sixteen (16) children.		 $29.00 $43.00 $56.00 $72.00
2000	**Dealer - Second Hand and Junk** - From any Person carrying on the business of a second hand dealer or junk dealer, a second hand store, a junk store or shop.		$128.00
2050	**Dry Cleaner** - From any Person carrying on the business of a dry cleaning establishment.		$128.00
2075	**Employment Agency** - From any Person carrying on the business of an employment agency.		$128.00

Code	Business Category and License Period	Fees
2200	**Fruit Stand** - From any Person carrying on the business of a fruit stand for the sale of farm produce.	$56.00
2202	**Garage:** From any Person who carries on the business of a garage for automobiles, motor cars or motor vehicles in excess of two (2)	$113.00
2204	From any Person who carries on the business of a garage automobiles, motor cars or motor vehicles.	$141.00
2300	**Gasoline or Fuel Service Station** - From any Person carrying on the business of selling gasoline or other fuel, as well as the minor servicing and emergency repairs of automobiles: a. $128.00 for the first four (4) gasoline or other fuel pumps, plus b. $15.00 for each additional gasoline or other fuel pump. Every Person holding a license under this section may also sell by retail without further license, "automobile accessories", "confections", and "tobacco", as defined in the Law, but a separate license shall be required for each vending machine located on the premises.	
2350	**Golf Course** - From any Person carrying on the business of operating a golf course.	$500.00
2400	**Hairstylist and/or Beauty Parlour** - From any Person carrying on the business of a hairdresser shop or beauty parlour: a. $46.00 for each of the first two (2) chairs, plus b. $10.00 for each additional chair. The holder of a license under this section is entitled to carry on a business of an itinerant hairdresser without taking out any further license.	-
2500	**Hairdresser - Itinerant** - From any Person carrying on the business of an itinerant hairdresser, being a Person who performs hairdressing services elsewhere than in a hairdressing shop, $29.00 for each Person performing such services.	$29.00
2800	**Laundry** - From any Person carrying on the business of a public laundry: a. having three (3) or less employees; b. having more than three (3) employees.	 $72.00 $128.00
2900	**Laundry or Dry Cleaner - Self-Serve** - From any Person keeping or carrying on the business of a self-serve laundry or dry cleaner, the amount to be levied or collected shall be based upon the extent of such business and computed as follows: a. $14.00 for the first two (2) machines, and b. $4.00 for each additional machine.	
3000	**Linen Supply** - From any Person carrying on the business of a linen supply.	$80.00

Code	Business Category and License Period	Fees
3275	**MB Lottery Kiosk** - From any Person operating a Manitoba Lottery kiosk.	$128.00
3350	**Management Company** - From any Person carrying on the business of acquiring, disposing of or managing in any way whatsoever, property, chattels or affairs for or on behalf of any other Person, except and unless the Person carrying on such business is a licensed realtor in possession of a business license under this Law.	$128.00
3400 Series	**Manufacturer** - From any Person carrying on the business of an otherwise specified in the Law, the amount to be levied or twelve (12) month period in addition to the license fee for an operating a retail business if that Person sells his products by upon the following: 3405 – 1 sq.m. to 464 sq.m. 3410 – 465 sq.m to 1,858 sq.m. 3415 – 1,859 sq.m. to 3,716 sq.m. 3420 – Over 3,716 sq.m.	 $141.00 $282.00 $423.00 $564.00
3500	**Mobile Store** - a. From any Person carrying on business as a mobile store with respect to any goods defined as "Confections" and "Groceries" in the Law, $328.00 for the first such mobile store and $55.00 for each additional mobile store; and b. Provided that where only confections, bread, and dairy products are sold, the fee shall be THIRTY DOLLARS ($30.00) for each of the first two (2) vehicles and FIVE DOLLARS ($5.00) for each additional vehicle used for the purpose of a mobile store.	-
3600 series	**Newspaper Publisher** 3602 From any Person carrying on the business of a daily newspaper publisher; 3604 From any Person carrying on the business of a bi-weekly newspaper publisher; 3606 From any Person carrying on the business of a weekly newspaper publisher; Provided however, that the holder of a license under this section is also entitled to sell newspapers by retail from the premises on which he publishes such newspapers without obtaining a further license therefore.	 $564.00 $212.00 $99.00
3700	**Parking Lot** - From any Person who carries on the business of the rental of parking space for automobiles, motor cars, or motor vehicles, on any parking lot: a. for the first four (4) spaces available, and b. if more than four (4) spaces are available for rental.	 $29.00 $81.00
3800	**Pawnbroker** - From any Person carrying on the business of a pawnbroker.	$510.00

Code	Business Category and License Period	Fees
3900	**Pool Room/Billiard Hall** - From any Person operating any public poolroom or billiard hall, $35.00 for each table not exceeding in the whole the sum of $176.00 for any one (1) premises. Any Person holding a license under this section may also retail confections and tobacco as defined in the Law, without being required to hold any other license, provided however, that if a Concession Snack Bar as described under "Other Business" in this Schedule is operated as an adjunct to the primary operation, an additional fee as set out in this Schedule.	-
3950	**Printer** - From any Person carrying on the business of a printer.	$128.00
5000 and 5100 series	**Professions** - From any Person regularly and generally carrying on business within Fisher River Cree Nation Lands, either individually or as a member of a firm, partnership, corporation, or otherwise, of the following businesses, and any other profession not otherwise specifically mentioned hereunder, the amount to be levied or collected shall be based on the following: a. 1 - 2 Professionals - $141.00; b. 3 - 5 Professionals - $353.00; c. 6 - 10 Professionals - $564.00; d. 11 - 20 Professionals - $917.00; e. Over 20 Professionals - $1,128.00. 5005 Appraiser 5010 Architect 5015 Barrister and Solicitor 5020 Manitoba Land Surveyor and/or Dominion Land Surveyor 5025 Chartered Accountant, Certified General Accountant, Registered Industrial Accountant, Accredited Public Accountant. 5030 Chiropractor 5035 Consulting Forester 5040 Dentist 5045 Ear, Nose and Throat Specialist 5050 Engineer 5055 Eye Specialist 5060 General Practitioner 5065 Neurologist 5070 Neurosurgeon 5075 Notary Public 5080 Optometrist 5085 Orthodontist 5090 Orthopedic Surgeon 5095 Pathologist 5100 Physician and Surgeon 5105 Psychiatrist 5110 Radiologist 5115 Urologist 5120 Podiatrist 5125 Veterinarian 5130 Others	-

Code	Business Category and License Period	Fees
6000	**Public Utility Company** - From any gas, electric light, telephone, telegraph, power, pipeline or water company, tramway, motor bus, or rail-less electric car company, radio or television broadcasting company or closed circuit television company. Any one (1) company carrying on business of more than one (1) of the kinds or descriptions enumerated in this section is required to hold and pay for a license in respect of each kind or description of business so carried on.	$423.00
7000 Series	**Real Estate, Land and Insurance Agent** - From any Person business of a Real Estate, Land or Insurance Agent, the amount collected shall be based on the following: 7005 – 1 to 2 employees 7010 – 3 to 5 employees 7015 – 6 to 10 employees 7020 – 11 to 20 employees 7025 – Over 20 employees	 $160.00 $191.00 $282.00 $423.00 $564.00
7100 Series	**Restaurant, Etc.** - From any Person owning or operating the business of restaurant, tea room, café, cafeteria, fish and chip shop, delicatessen, coffee shop, or other premises of a similar nature: 7102 where the extent of such business requires a total floor area of one hundred and forty (140) square meters or less, or 7104 where the extent of such business requires a total floor area in excess of one hundred and forty (140) square meters, and 7106 an additional fee when combined with a retail business, the combined area of which is forty-seven (47) square meters or less.	 $129.00 $156.00 $72.00
7200 Series	**Retail** - From any Person selling by retail the amount to be levied for each twelve (12) month period shall be based upon the following: 7205 – 1 sq.m. to 278 sq.m. 7210 – 279 sq.m. to 557 sq.m. 7215 – 558 sq.m. to 1,115 sq.m. 7220 – 1,116 sq.m. to 2,230 sq.m. 7225 – Over 2,230 sq.m.	 $145.00 $285.00 $425.00 $705.00 $1,130.00

Code	Business Category and License Period	Fees
7300 Series	**Rooms for Rent** - From any Person letting or making available for letting, rooms for living accommodation either in a hotel, motel, auto court, apartment, suites in residences, rooming houses, or elsewhere, and whether or not meals are supplied to the occupant thereof, the amount to be levied or collected shall be based on the following: 7305 Hotel, motel, auto court - $122.00 for each 100 square meters of usable floor area or portion thereof for secondary uses (pubs, lounges, restaurants, gift shops, meeting rooms). 7306 Hotel, motel, auto court - $5.00 for each unit with a minimum fee of $29.00 plus $23.00 inspection fee for a new license. 7310 Apartment - $8.00 for each suite with a minimum fee of $29.00 plus $23.00 inspection fee for a new license. 7312 Suite in Residence - (The registered holder must name someone residing on the premises as a contact Person.) $8.00 for each suite with a minimum fee of $29.00 plus $23.00 inspection fee for a new license. 7315 Bed and Breakfast - $29.00 plus $23.00 inspection fee for a new license. 7320 Apartment owned and operated by non-profit societies providing rooms for rent for senior citizens and/or low income families - $1.50 for each suite with a minimum fee of $29.00 plus $23.00 inspection fee for a new license. 7325 Rooming house, private nursing home and rest home - $5.00 for each room with a minimum fee of $29.00 plus $23.00 inspection fee for a new license. Provided however, that Persons having not more than two (2) rooms available for letting are not required to hold a license under this section.	
7350	**Sales Person** - From any Person who: a. sells, or offers for sale, goods, wares, merchandise, or food-stuffs, or any other effects whatsoever that retail within Fisher River Cree Nation Lands by a door-to-door canvas; b. being the agent for another Person, sells or offers for sale goods, wares, merchandise, or food-stuffs, or carries or exposes samples, or patterns of any goods, wares, merchandise, or food-stuffs, to be afterwards delivered within Fisher River Cree Nation Lands to a Person who is not a wholesaler or retailer, in such goods, wares, merchandise or food-stuffs, or; c. carries or exposes samples or patterns or quotes prices for the selling of any goods, wares, merchandise, or foodstuffs, to be afterwards delivered within Fisher River Cree Nation Lands to any Person;	$72.00

Code	Business Category and License Period	Fees
7400	**Sand and Gravel Pit** - From any Person operating a sand and/or gravel pit.	$212.00
7420	**Security Service/Investigations/Collections/Bailiff** - From any Person carrying on the business of a Security Service and/or Investigations Service and/or Collections and/or Bailiff.	$141.00
7450	**Special Event** - From any Person, Persons, group, society, association, organization, or corporation holding a Special Event for gain or profit including but not restricted to a public show, exhibition or commercial performance, attended by or reasonably expected to be attended by more than 500 Persons, held elsewhere than in a licensed theater or other licensed building or facility.	$35.00
7550	**Trade Show** - From any Person carrying on the business of organizing and operating a trade show where the merchants participating in such trade show offer their goods, ware or merchandise for retail sale or wholesale, $85.00 per merchant or space up to a maximum of $1,689.00 per trade show. A license issued for such a trade show includes all merchants registered to take part in the trade show.	-
7600	**Trailer, Manufactured Home, Tent or Auto Court Park or Camp** - From any Person carrying on business as the owner of a trailer, manufactured home, or tent campground, the amount to be levied or collected shall be levied upon the extent of such business and computed as follows: $5.00 for each space let or available for letting with a minimum fee of $29.00 plus $23.00 inspection fee for a new license.	-
7650	**Transportation** - From any Person carrying on business of transporting or delivering messages, packages, goods or things, including freight service, moving and storage, parcel service, courier service, general commercial delivery and individual trucker.	$128.00
7700 Series	**Trust, Investment, Loan and Mortgage Company** - From any on the business of a trust company, insurance, finance, mortgage agency, society or company, the amount to be levied or be based on the following, subject however to the *Cooperatives Act*, C.C.S.M. c. C223, the *Credit Union and Caisses Populaires Act*, C.C.S.M. c. C301, the *Insurance Act*, C.C.S.M. c. I40, the *Insurance Corporations Tax Act*, C.C.S.M. c. I50, the *Marine Insurance Act*, C.C.S.M. c. M40, and the *Corporations Act*, C.S.M. 7705 – 1 to 2 employees 7710 – 3 to 5 employees 7715 – 6 to 10 employees 7720 – 11 to 20 employees 7725 – Over 20 employees	 $141.00 $282.00 $423.00 $635.00 $846.00

Code	Business Category and License Period	Fees
7802 7804	**Vending Machines** - From owners of vending machines the — amount to be levied or collected shall be as follows: a. for vending machines for the vending of music, games, amusement or service, $29.00 for the first machine and $15.00 for each additional machine; b. for vending machines for the sale of any goods, wares, merchandise or articles, $29.00 for the first machine and $7.00 for each additional machine; *Provided always that no license under the Law shall be issued with respect to a vending machine for the sale of cigarettes and no such machine shall be operated within Fisher River Cree Nation Lands unless:* *i.) the machines shall be located inside a building; and* *ii.) the machine shall be located where there is a Person on duty at all times during business hours.* *And provided further that an identification number issued by the Community Safety Officer shall be affixed to each vending machine in a place designated by the Community Safety Officer and no vending machine shall be operated without first having the necessary number affixed. The Community Safety Officer is hereby empowered to seal closed any or all unlicensed vending machines.*	
7850 Series	**Warehousing (Including Mini-Storage)** - From any Person business of warehousing products, equipment or other effects for are made, the following license fees are levied or collected based occupied by the warehouse business: 7850 – 1 to 464 sq.m. 7852 – 465 to 1,858 sq.m. 7854 – 1,859 to 3,716 sq.m. 7856 – Over 3,716 sq.m.	 $141.00 $282.00 $423.00 $564.00
7900 Series	**Wholesale** - From any Person owning or operating a wholesale following fees are levied or collected based on the floor area wholesale business as follows: 7905 – 1 to 464 sq.m. 7910 – 465 to 1,858 sq.m. 7915 – 1,859 to 3,716 sq.m. 7920 – Over 3,716 sq.m.	 $141.00 $282.00 $423.00 $564.00

8000 Series	**Other Business** - From any Person operating any of the following businesses, the amount hereinafter set out opposite each such business operated by him:	
	8002 Accountant, Bookkeeper or Auditor	$78.00
	8004 Billboard posting	$72.00
	8006 Boat rental and mooring	$72.00
	8010 Canadian Newspaper Agency	$57.00
	8012 Car/Truck/Trailer Recreational Vehicle Rental and/or Leasing Service	$79.00
	8014 Chimney Sweep	$43.00
	8016 Christmas Tree Sale	$29.00
	8018 Collection Agency	$80.00
	8020 Concession Snack Bar having a total floor area of not more than fifty (50) square meters, operated as an adjunct to a primary operation which is the principal source of the patronage	$63.00
	8022 Dental technician - laboratory or like service	$128.00
	8024 Drafting and Design Service	$128.00
	8026 Dry Cleaning	$128.00
	8028 Fuel Dealer (liquid fuels)	$128.00
	8030 Fuel Dealer (solid fuels)	$43.00
	8032 Furniture Repair and Refinishing	$128.00
	8034 Handicapped and/or Blind, carrying on a home handicraft, home occupation or business for gain which is incidental and secondary to the use of the dwelling unit for residential purposes	NIL
	8036 Home handicrafts, where there are no employees of such business	$35.00
	8038 Ice or cold storage locker	$128.00
	8040 Janitor/Window Cleaning service with 3 or fewer employees	$57.00
	8042 Janitor/Window Cleaning service with more than 3 employees	$78.00
	8044 Landscaping or gardening including sale of shrubs, plants, nursery, and garden supplies	$112.00
	8046 Landscaping or gardening	$35.00
	8048 Lumber yard and/or millwork shop	$128.00
	8050 Machine shop with 3 or fewer employees	$92.00
	8052 Machine shop with more than 3 employees	$141.00
	8054 Machine or equipment rental $128.00	$128.00
	8056 Machinery and equipment sales and service	$128.00
	8058 Magazine, periodical or book sales business, including selling, soliciting or taking orders for the sale of subscriptions for newspapers, magazines, periodicals, or books, whether of an educational character or not	$72.00
	8060 Monumental works and memorials	$63.00
	8062 Manufactured home and/or trailer sales and/or recreational vehicle sales	$128.00
	8064 Office equipment and supplies, sales and service	$128.00

8000 Series	8066 Photographer, itinerant	$128.00
	8068 Piano tuning	$78.00
	8070 Private music teaching, dancing school, hairdressing school, and other related activities	$50.00
	8072 Rug or upholstery cleaners	$63.00
	8074 Saw filing and/or knife sharpening	$29.00
	8076 Septic tank and grease trap cleaners	$63.00
	8078 Service and maintenance of appliances and other equipment	$128.00
	8080 Shoe Repair	$72.00
	8082 Shoe Shine	$29.00
	8084 Sign painter or sign writer	$128.00
	8086 Small Equipment and Appliance Sales and Service	$128.00
	8088 Tailor or dressmaker	$43.00
	8090 Thrift Store	$29.00
	8092 Tire retreading business	$128.00
	8094 Towing service	$128.00
	8096 Travel Service and/or Tour Agent	$128.00
	8098 Tree topping, including spraying	$63.00
	8100 Undertaker and funeral director	$128.00
	8102 Upholsterer	$128.00
	8104 Watch repairing	$78.00
	8106 Welding shop	$128.00
9000	Unclassified - From any Person following within Fisher River Cree Nation Lands any profession, business, trade, occupation, employment or calling not hereinbefore enumerated, or who enters into or carries on any contract to perform any work or furnish any service or material.	$128.00