

## **Further Amended Applications March 17, 2014**

### **Application of Charlene Kruse 2013-003**

#### **Decision Appealed**

Ongoing failures and/or excessive delays in posting online non *in camera* records of any sessions or meetings of government as defined under s. 106(6) of the *Government Act* ("Meeting Records").

#### **Respondents**

Executive Director (James Edwards) and Chief Councillor (Jeff Cook).

#### **Relief Sought**

Order requiring the Executive Director to post the non *in camera* records identified under s. 106(6) of the *Government Act* on the Huu-Ay-Aht website (per s. 24(c) of the *Tribunal Act*).

#### **Grounds for Appeal**

Huu-ay-aht legislation requires open and transparent governance, including keeping members fully informed of government business: *Government Act*, s. 13(1)(c); *Freedom of Information and Protection of Privacy Act*, s. 1; *Constitution Act*, sections 1.4(b), 2.18 (b).

These legal requirements are breached if members have no reasonable opportunity to remain informed of HUU-AY-AHT business. Members, and especially those like me who work and live some distance from HUU-AY-AHT lands, lack a reasonable opportunity to remain informed if Executive Council and committee business is not posted on the internet, in a reasonably timely way.

Meeting Records are not being posted on huuayaht.org consistently and when they are posted, it is often with a delay of several months.

This Application is being filed within the time requirements of the *Tribunal Act*, s. 21(1) late as it concerns an ongoing problem with the failure of the HUU-AY-AHT Government to post public records.