

# HUU-AY-AHT FIRST NATIONS



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## MISCELLANEOUS STATUTES AMENDMENT ACT, 2013

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*The HUU-ay-aht Legislature enacts this law to  
amend specified HUU-ay-aht laws.*



## REGISTRY OF LAWS CERTIFICATION

I certify that the *Miscellaneous Statutes Amendment Act, 2013* passed Third Reading in the Legislature on:

\_\_\_\_\_  
\_\_\_\_\_  
**Chief Councillor Jeff Cook**

I certify that the *Miscellaneous Statutes Amendment Act, 2013* is enacted as law on:

\_\_\_\_\_  
\_\_\_\_\_  
**Ta'yii Hawilth Derek Peters**

I certify that the *Miscellaneous Statutes Amendment Act, 2013* came into force on:

\_\_\_\_\_  
\_\_\_\_\_  
**Law Clerk Connie Waddell**



The Legislature enacts as follows:

## **PART 1 – DISCRIMINATION AND HARASSMENT AMENDMENTS**

### ***Financial Administration Act***

**1** *Section 92 of the Financial Administration Act, HFNA 2011, is amended by repealing paragraph (b) and substituting the following:*

- (b) set-off by government against any funding or monetary benefit to which a person owing the debt may be eligible or entitled to receive from the Huu-ay-aht or a Huu-ay-aht body.

### ***Offence and Law Enforcement Act***

**2** *Section 31 of the Offence and Law Enforcement Act, HFNA 2011 is repealed and replaced by:*

#### **Ticket provisions**

- 31** (1) If a ticket may be issued for a contravention of Huu-ay-aht law, Executive Council, may, by regulation, establish the amount of
- (a) a penalty for the contravention up to a maximum fine of \$5 000,
  - (b) a discounted penalty payable if payment is received on or before a prescribed time after the ticket is served, and
  - (c) a surcharge penalty if the penalty is not paid within the period set out in section 29 (1) (b).
- (2) A regulation under subsection (1) may provide for a range of penalty amounts taking into consideration one or more of the following:
- (a) prior contraventions of the same or similar provisions of Huu-ay-aht law by the named person;
  - (b) the seriousness of the contravention;
  - (c) other prescribed considerations.

## **PART 2 – FINANCIAL ADMINISTRATION AMENDMENT**

### ***Financial Administration Act***

**3** *Section 25 (1) (a) of the Financial Administration Act, HFNA 2011, is amended by striking out “within 90 days of the fiscal year end” and substituting “within 150 days of the fiscal year end”.*

**PART 3 – GOVERNANCE AMENDMENT**

***Government Act***

- 4** *Section 77 of the Government Act, HFNA 2011, is amended*  
*(a) by repealing subsection (b), and*  
*(b) by striking out “25%” and substituting “20%” in subsection (c).*

**PART 4 – GENERAL**

- 5** This Act comes into force on the date of its enactment by the Legislature.

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