

# BOTTERELL LAW CORPORATION

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## MEMORANDUM

**To:** Jeff Cook, Chief Councillor & Executive Council Members

**Copy:** Connie Waddell, Executive Director and Law Clerk

**From:** Robert H. Botterell, Legal Counsel

**Date:** February 12<sup>th</sup>, 2013

**Issue:** Spring 2013 Legislation

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The purpose of this memorandum is to:

- (a) seek Executive Council approval of 3 Acts for introduction at the Spring 2013 Session of the Huu-ay-aht Legislature, and
- (b) update Executive Council on preparation and consideration of Regulations.

## BACKGROUND

On January 9<sup>th</sup>, 2013 Executive Council approved the drafting of Acts and Regulations set out in the attached table. The 3 Acts are the:

- *Budget Act, 2013*
- *Economic Development Act, and*
- *Miscellaneous Statutes Amendment Act, 2013*

Section 91 and 92 of the *Government Act* sets out the next steps regarding these Acts. Please note that I am providing technical assistance on behalf of the Law Clerk.

### **Role of committee chair**

- 91** (1) The chair of the committee responsible for a proposed Huu-ay-aht Act must present the Act to Executive Council.
- (2) The Law Clerk must provide technical assistance to the chair.

**Role of Executive Council**

**92** Executive Council may

- (a) approve a proposed HUU-ay-aht Act for introduction to the Legislature,
- (b) instruct the Law Clerk to revise a proposed HUU-ay-aht Act, or
- (c) decide not to proceed further with a proposed HUU-ay-aht Act.

**DISCUSSION**

**3 ACTS**

Please review the attached *Economic Development Act* and *Miscellaneous Statutes Amendment Act, 2013*.

*Budget Act, 2013* will be available for review and discussion at the meeting of Executive Council.

***REGULATIONS***

I will provide you with copies of the draft Regulations on or before February 12<sup>th</sup>, 2013, together with an information-only briefing.

This approach will allow you time to review the Regulations before they are formally introduced and discussed at Executive Council on February 20<sup>th</sup>, 2013.

**OPTIONS**

Please refer to Section 92 of the *Government Act* (set out above).