

Huu-ay-aht First Nations – Written Motion

(Government Act, s. 52)

For ease of reference, this motion may be referred to as:

Motion Regarding Waiving Section 56 Requirements for Report

Motion

WHEREAS:

1. The Chief Councillor directed the Law Clerk to call a special meeting of Executive Council for March 5, 2013, 2013, (pursuant to *Government Act*, s. 44(2)).
2. The Law Clerk reduced the notice period for the special meeting (pursuant to *Government Act*, s 45(3))
3. Executive Council was not provided with a written report on the Substantive Matters at least four days in advance of the meeting in accordance with section 56 of the Government Act;
4. Executive Council may waive the requirements of section 56 of the Government Act in an emergency or special circumstances where Executive Council reasonably believes that a delay in consideration of the matter is not in the best interests of the Huu-ay-aht;
5. In making decisions and taking actions Executive Council must, pursuant to section 10 of the Government Act, take into consideration the all of following:
 - Huu-ay-aht priorities;
 - the best available information;
 - differing perspectives on the matter being decided;
 - workable options;
 - the financial implications or other impacts on other government programs and priorities;
 - the merits of each course of action;
 - performance measures and timelines for completion; and
 - other prescribed considerations; and
6. Time is off the essence with respect to addressing this item.

THEREFORE BE IT RESOLVED THAT:

1. Executive Council considers that in light of the special circumstance set out above a delay in consideration of the matter is not in the best interests of the Huu-ay-aht; and
2. Executive Council hereby waives the requirement(s) that the report regarding the Substantive Matter be delivered in writing four working days in advance of consideration.

Follow-up action to be taken:

Date for completion of follow up action: not applicable

Appendices attached to Motion:

Written report prepared by n/a

Note: Section 56 of the *Government Act* requires that the report on any substantive matter to be considered by Executive Council must be provided to Executive Council at least 4 working days in advance of its consideration.

The following documents:

Note: Any documents or records referred to in the motion MUST be attached (*Government Act*, s. 52(5)). *Nil*

Introduced by: _____
(EXECUTIVE COUNCIL MEMBER)

Date: March 5, 2013
(DATE OF EXECUTIVE COUNCIL MEETING)