The Huu-ay-aht Legislature enacts this law to establish spending authority and borrowing authority for the fiscal year beginning April 1, 2012 and to retroactively provide for spending authority for transfers of funds to the Huu-ay-aht Settlement Trust for the fiscal year beginning April 1, 2011.
REGISTRY OF LAWS CERTIFICATION

I certify that the Budget Act, 2012 passed Third Reading in the Legislature on:

March 30, 2012

Chief Councillor Jeff Cook

I certify that the Budget Act, 2012 is enacted as law on:

March 30, 2012

Ta'ayii Hawith Derek Peters

I certify that the Budget Act, 2012 came into force on:

March 30, 2012

Deborah Smith

Law Clerk Connie Waddell
REGISTRY OF LAWS CERTIFICATION

Certified True Copy

I certify that the Budget Act, 2013 passed Third Reading in the Legislature on:

March 28/2013

Chief Councilor Jeff Cook

I certify that the Budget Act, 2013 is enacted as law on:

March 28/2013

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Deborah Smith

Law Clerk Connie Waddell
BUDGET ACT, 2012

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Note to Reader

The Budget Act, 2012 establishes the authority of government to spend money from April 1, 2012 to March 31, 2013. A Budget Act is required by the Financial Administration Act each fiscal year. Government may only spend money if it has spending authority.

- Part 1, General Operating Fund, sets out the budget line items that provide spending authority for government from the general operating fund.
- Part 2, Invested Wealth Fund, sets out the amount of funds that may be spent from the Invested Wealth Fund.
- Part 3 sets out the authorized capital spending of government for the 2012 – 2013 fiscal year.
- Part 4 sets out the authorized borrowings of government for the 2012 – 2013 fiscal year.
- Part 5 establishes the Special Programs Fund and sets out the authorized spending for special programs for the 2012-2013 fiscal year.
- Part 6 establishes retroactive spending authority for the transfer of funds to the Huu-ay-aht Settlement Trust for the period April 1, 2011 to March 31, 2012.
The Legislature enacts as follows:

**PART 1 – GENERAL OPERATING FUND**

**General operating fund spending authority**

1. Spending from the general operating fund from April 1, 2012 to March 31, 2013 is authorized for the purpose and amount shown in the same row as each budget line item in the following table:

<table>
<thead>
<tr>
<th>No.</th>
<th>Budget Line Item Name</th>
<th>Purpose</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Government</td>
<td>To provide for the structure of government, including costs of the Legislature, Executive Council, Ha’wiih Council, People’s Assembly, auditor, committees of Council, the tribunal and elections</td>
<td>$713 564</td>
</tr>
<tr>
<td>2</td>
<td>Finance and Government Services</td>
<td>To provide the administrative services needed to support government operations, including the Executive Director, financial, records management and human resource services, treaty implementation, the Comprehensive Community Plan, support staff, operation of the treaty office and contribution to the Nuu-chah-nulth Economic Development Corporation</td>
<td>$1 050 698</td>
</tr>
<tr>
<td>3</td>
<td>Human Services</td>
<td>To provide programs supporting Huu-ay-aht citizens, including community health services, social services, youth services, cultural programs, communications and language services, childcare services, education services and contributions to the Nananiiqsu Society</td>
<td>$1 091 104</td>
</tr>
<tr>
<td>4</td>
<td>Lands and Natural Resources</td>
<td>For management of government lands and natural resources, including management of fisheries, forest harvesting and other uses of the land base, identification and protection of cultural sites and acquisition and distribution of cultural food</td>
<td>$688 558</td>
</tr>
<tr>
<td>No.</td>
<td>Budget Line Item Name</td>
<td>Purpose</td>
<td>Amount</td>
</tr>
<tr>
<td>-----</td>
<td>---------------------------------------------</td>
<td>--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------</td>
<td>-------------</td>
</tr>
<tr>
<td>5</td>
<td>Public Works and Capital Infrastructure</td>
<td>For management of public works and capital infrastructure, including maintenance of capital infrastructure, provision of residential services in the Anacla community, and operation of the House of Huu-ay-aht and the multi-use building</td>
<td>$354 550</td>
</tr>
<tr>
<td>6</td>
<td>Huu-ay-aht Settlement Trust</td>
<td>Transfer of funds to Huu-ay-aht Settlement Trust</td>
<td>$3 219 646</td>
</tr>
<tr>
<td>7</td>
<td>Depreciation</td>
<td>To allow for depreciation expenses related to capital assets</td>
<td>$450 000</td>
</tr>
<tr>
<td>8</td>
<td>Contingencies and New Programs</td>
<td>To provide for expenditure or spending incurred for the purposes of other budget line items that are in excess of the amounts authorized by the budget line item spending authorities or statutory spending authorities. To also provide funding for new programs created after the beginning of the fiscal year and for natural disasters, emergency relief and the assistance of those in need as the result of an event that was not expected or where the timing of the event was not known in advance</td>
<td>$300 000</td>
</tr>
</tbody>
</table>

**Total General Operating Fund Spending Authority**  

$7 868 120

HFNA 1/2013, s. 7

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**PART 2 – INVESTED WEALTH FUND**

**Invested Wealth Fund spending authority**

**2** Spending from the Invested Wealth Fund from April 1, 2012 to March 31, 2013 is authorized for the purpose and amount shown in the same row as each budget line item in the following table:

<table>
<thead>
<tr>
<th>No.</th>
<th>Budget Line Item Name</th>
<th>Purpose</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>9</td>
<td>Fund Management</td>
<td>For management of the investments of the Invested Wealth Fund</td>
<td>$30 089</td>
</tr>
</tbody>
</table>
Table:

<table>
<thead>
<tr>
<th>No.</th>
<th>Budget Line Item Name</th>
<th>Purpose</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>10</td>
<td>Transfer to General Operating Fund</td>
<td>For transferring money to the general operating fund to support government operations</td>
<td>$465 000</td>
</tr>
<tr>
<td></td>
<td><strong>Total Invested Wealth Fund Spending Authority</strong></td>
<td></td>
<td><strong>$495 089</strong></td>
</tr>
<tr>
<td></td>
<td><strong>Total Consolidated Government Fund Spending Authority</strong></td>
<td></td>
<td><strong>$8 483 712</strong></td>
</tr>
</tbody>
</table>

**PART 3 – CAPITAL SPENDING**

*Capital spending authority*

3 Spending for capital purposes from April 1, 2012 to March 31, 2013 is authorized for the purpose and amount shown in the same row as each budget line item in the following table:

<table>
<thead>
<tr>
<th>No.</th>
<th>Budget Line Item Name</th>
<th>Purpose</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>11</td>
<td>Administration Capital</td>
<td>For capital items needed to deliver government services, including computer and communications equipment, office furniture, upgrade of infrastructure at Anacla, equipment to maintain the community, fire truck storage, building removal, and public works yard</td>
<td><strong>$541 500</strong></td>
</tr>
<tr>
<td>12</td>
<td>Upper Anacla Subdivision</td>
<td>To develop a subdivision at Upper Anacla</td>
<td><strong>$0</strong></td>
</tr>
<tr>
<td>13</td>
<td>Force Main, Sewage Treatment Plant and Sewer Outfall.</td>
<td>To develop a force main, sewage treatment plant and sewer outfall</td>
<td><strong>$1 500 000</strong></td>
</tr>
<tr>
<td></td>
<td><strong>Total Capital Spending Authority</strong></td>
<td></td>
<td><strong>$2 041 500</strong></td>
</tr>
</tbody>
</table>
PART 4 – BORROWING

Borrowing authority

4 Borrowing from April 1, 2012 to March 31, 2013 is authorized for the purpose and amount shown in the same row as each borrowing authority item in the following table:

<table>
<thead>
<tr>
<th>No.</th>
<th>Borrowing Authority Item Name</th>
<th>Purpose</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>B1</td>
<td>General Purpose Borrowing</td>
<td>For borrowing to meet the need for cash that may arise from time to time related to expenditures and capital spending</td>
<td>$4,515,000</td>
</tr>
<tr>
<td>B2</td>
<td>Borrowing to invest in Huu-ay-aht business enterprises</td>
<td>For borrowing to invest in Huu-ay-aht business enterprises or guaranteeing Huu-ay-aht business enterprise loans to support business operations and economic development activities</td>
<td>$2,000,000</td>
</tr>
</tbody>
</table>

Total Consolidated Borrowing Authority $6,515,000

HFNA 1/2013, s. 8

PART 5 – SPECIAL PROGRAMS FUND

Special Programs Fund established

5 (1) The Special Programs Fund is established.

(2) Executive Council may designate a contribution or funding agreement under which revenues are provided to the Huu-ay-aht by another government, organization or entity for specified purposes as a Special Programs Fund agreement.

(3) Payments received under a designated Special Programs Fund agreement must be deposited in the Special Programs Fund.

(4) The spending authority for a specified purpose in a Special Programs Fund agreement is equal to the revenues provided under the agreement for the specified purpose.

Special Programs Fund spending authority

6 Spending from the Special Programs Fund from April 1, 2012 to March 31, 2013 is authorized for the purposes and in the amounts shown in the same row as each budget line item in the following table:
No. | Budget Line Item Name | Purpose                                                                 | Amount  
--- | --------------------- |---------------------------------------------------------------------- | -------
S1  | Special Programs     | To provide for spending incurred for purposes specified in a contribution or funding agreement under which revenues are provided to the Huu-ay-aht by another government, organization or entity for expenditure on those specified purposes | $250 000 

| Total Special Programs Fund Spending Authority | $250 000 |

**PART 6 – HUU-AY-AHT SETTLEMENT TRUST**  
**CONSEQUENTIAL AMENDMENTS**

*Budget Act, 2011*

7 Section 1 of the Budget Act, 2011, is amended in the table by

(a) adding the following Budget Line Item after Budget Line Item 5:

5.1 Huu-ay-aht Settlement Trust  
Transfer of funds to Huu-ay-aht Settlement Trust  
$1 000 000

and

(b) striking out the final line item and substituting the following:

Total General Operating Fund Spending Authority  
$5 814 806

8 Section 2 is amended in the table by striking out the final line item and substituting the following:

Total Consolidated Government Fund Spending Authority  
$6 319 806

**Commencement**

9 (1) Sections 7 and 8 are deemed to have been continuously in force from April 1, 2011.

(2) Subsection (1) is retroactive to the extent necessary to give full force and effect to its provisions and must not be construed as lacking retroactive effect in relation to any matter because it makes no specific reference to that matter.

(3) The remainder of this Act comes into force on the date of enactment of this Act.