



huu ayaht

ANCIENT SPIRIT, MODERN MIND

RECOGNITION OF CITIZENSHIP REGULATION

Provisions of the *Citizenship and Treaty Enrolment Act*, HFNA 2/2011, relevant to the enactment of this regulation: sections 7(4) and 55.

REGISTRY OF LAWS CERTIFICATION

I certify that the *Recognition of Citizenship Regulation* was passed by Executive Council on:

Chief Councillor, Jeff Cook

I certify that the *Recognition of Citizenship Regulation* is enacted as law on:

Ta'yii Hawilth, _____

I certify that the *Recognition of Citizenship Regulation* came into force on:

Deputy Law Clerk, Deborah Smith

Recognition of Citizenship Regulation

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SCHEDULE

Definitions

- 1** In this regulation,

“**Act**” means the *Citizenship and Treaty Enrolment Act*, HFNA 2/2011;

“**citizenship card**” means a card issued in accordance with section 3;

“**citizenship declaration**” means the declaration set out in the Schedule to the Act.

Proof of Citizenship Declaration

- 2** (1) An individual who
- (a) is eligible for citizenship under section 4 of the Act,
 - (b) is at least 21 years of age,
 - (c) has completed the requirements under sections 5(1)(b) and (c) of the Act, and
 - (d) wishes to have his or her name recorded or remain on the Citizenship Register,
- must provide proof to the Citizenship Committee that he or she has taken the citizenship declaration.
- (2) The proof required under subsection (1) may be in the form of
- (a) a copy of the citizenship declaration signed by the individual wishing to have his or her name recorded or remain on the Citizenship Register, witnessed by an individual authorized to witness oaths or solemn declarations under section 27 of the *Interpretation Act*, HFNA 14/2011, s. 27 and dated by that witness, or
 - (b) a solemn declaration affirmed or sworn before an individual authorized to witness oaths or solemn declarations under section 27 of the *Interpretation Act*, HFNA 14/2011 affirming or swearing that he or she has solemnly affirmed or sworn the citizenship declaration and the date and location it was taken.

Citizenship Card

- 3** (1) Every Huu-ay-aht citizen is entitled to be issued a citizenship card in his or her name.

- (2) Upon request by a Huu-ay-aht citizen or his or her personal representative and payment of the applicable fee, the Registrar must issue a citizenship card to that Huu-ay-aht citizen.
- (3)
 - (a) If an individual's citizenship card is lost or stolen, upon request by that individual or his or her personal representative and payment of the applicable fee, the Registrar must issue a replacement citizenship card to that individual.
 - (b) If an individual's citizenship card is damaged or destroyed, upon request by that individual or his or her personal representative, payment of the applicable fee and delivery to the Registrar of the damaged or destroyed citizenship card, the Registrar must issue a replacement citizenship card to that individual.
 - (c) If an individual who has been issued a replacement citizenship card under paragraph (a) recovers his or her original citizenship card, that individual must forthwith deliver the original citizenship card to the Registrar.
- (4) An individual whose citizenship has been revoked must, within 7 days of receipt of the Citizenship Committee's decision under section 8 of the Act, deliver his or her citizenship card to the Registrar.
- (5) The fee for
 - (a) a Huu-ay-aht citizen's first citizenship card is \$10.00,
 - (b) replacement of a lost, stolen, damaged or destroyed citizenship card is \$25.00,
 - (c) reissuance of a citizenship card to an individual whose citizenship has been revoked and subsequently reinstated by the Citizenship Committee is \$25.00, and
 - (d) reissuance of a citizenship card to an individual whose citizenship has been revoked and subsequently reinstated as a result of an appeal under section 17(b) of the Act is *nil*.
- (6) Every citizenship card must be substantially in the form set out in the Schedule to this regulation.
- (7) An individual must not
 - (a) alter or deface a citizenship card,
 - (b) use or produce a citizenship card that has been altered or defaced,
 - (c) use or produce a citizenship card that has been issued to another individual under the pretense of being that other individual,
 - (d) use or produce a citizenship card that has since been replaced under subsection (3), or
 - (e) permit another individual to use his or her citizenship card.
- (8) A citizenship card expires five (5) years after its date of issue.

Commencement

- 4 This regulation comes into force on the date of its enactment by Executive Council.

SCHEDULE

FORM OF CITIZENSHIP CARD

FRONT

BACK