The Huu-ay-aht Legislature enacts this law to establish spending authority and borrowing authority for the fiscal year beginning April 1, 2017 and ending March 31, 2018, and to retroactively amend spending authorities and borrowing authorities for the 2017-2018 fiscal year.
REGISTRY OF LAWS CERTIFICATION

I certify that the Budget Act, 2017 was passed by Executive Council on:

March 31, 2017

Chief Councillor, Robert Dennis

I certify that the Budget Act, 2017 is enacted as law on:

March 31, 2017

Ta’yii Hawilth, Derek Peters

I certify that the Budget Act, 2017 came into force on:

March 31, 2017

Law Clerk
BUDGET ACT, 2017

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General operating funds pending authority

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Conditions for investment by way of loan or loan guarantee
Note to Reader

The *Budget Act, 2017* establishes the authority of government to spend money from April 1, 2017 to March 31, 2018. 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 2017 – 2018 fiscal year.
- Part 4 sets out the authorized general purpose spending of government for the 2017 – 2018 fiscal year.
- Part 5 sets out the authorized borrowings of government for the 2017 – 2018 fiscal year.
- Part 6, Special Programs Fund, sets out the authorized spending for special programs for the 2017 – 2018 fiscal year.
- Part 7 sets out the conditions for Executive Council to invest in Huu-ay-aht business enterprises by borrowing funds or guaranteeing loans.
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, 2017 to March 31, 2018 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>Community Services</td>
<td>To provide for the services to all HFN Citizens including children and family support, health and social services, education, culture and the delivery of Citizenship benefits including communications.</td>
<td>$2,609,247</td>
</tr>
<tr>
<td>2</td>
<td>Lands, Resources and Infrastructure</td>
<td>To provide the services needed to support construction, operation and maintenance of community infrastructure and administration, oversight and planning of resource management.</td>
<td>$1,412,999</td>
</tr>
<tr>
<td>3</td>
<td>Government Services</td>
<td>To provide the services needed to support government operations, and engagement with Citizens and other stakeholders, committee and Council operations, Haviwh Council operations, financial management and comptrollership, records and administrative support, local government services for the community of Anacla, staff management and engagement, and communication, consultation and engagement with other government departments and institutions.</td>
<td>$3,547,687</td>
</tr>
<tr>
<td>4</td>
<td>Economic Development Services</td>
<td>To provide programs, services and support related to the establishment of project management systems, development and implementation of approved projects, identification, communication, fulfill the obligations of the Economic Development Officer and identify engagement with potential industry and strategic partners.</td>
<td>$473,969</td>
</tr>
<tr>
<td>5</td>
<td>Huu-ay-aht Settlement Trust</td>
<td>Potential transfer of funds to Huu-ay-aht Settlement Trust</td>
<td>$1,000,000</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>6</td>
<td>Depreciation</td>
<td>To allow for depreciation expenses related to capital assets</td>
<td>$1,000,000</td>
</tr>
<tr>
<td>7</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** $10,343,902

**PART 2 – INVESTED WEALTH FUND**

*Invested Wealth Fund spending authority*

2 Spending from the Invested Wealth Fund from April 1, 2017 to March 31, 2018 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>8</td>
<td>Fund Management</td>
<td>For management of the investments of the Invested Wealth Fund</td>
<td>$60,000</td>
</tr>
<tr>
<td>9</td>
<td>Transfer to General Operating Fund</td>
<td>For transferring money to the general operating fund to support government operations</td>
<td>$500,000</td>
</tr>
</tbody>
</table>

**Total Invested Wealth Fund Spending Authority** $560,000

**Total Consolidated Government Fund Spending Authority** $10,903,902
PART 3 – CAPITAL SPENDING

Capital spending authority

3 Spending for capital purposes from April 1, 2017 to March 31, 2018 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>10</td>
<td>Capital Projects</td>
<td>For capital items included in the Capital Budget of the approved Financial Plan.</td>
<td>$4,838,529</td>
</tr>
</tbody>
</table>

Total Capital Spending Authority $4,838,529

PART 4 – GENERAL PURPOSE SPENDING

General purpose spending

4 Spending for general purposes from April 1, 2017 to March 31, 2018 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>General Purpose</td>
<td>For otherwise unanticipated expenditures relating to: the acquisition of real property, capital projects, new business opportunities, economic development or emergency situations. For great certainty, such expenditures must be authorized by Executive Council.</td>
<td>$10,000,000</td>
</tr>
</tbody>
</table>

Total General Purpose Spending Authority $10,000,000
PART 5 – BORROWING

Borrowing authority

Borrowing from April 1, 2017 to March 31, 2018 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, infrastructure investment, and capital spending</td>
<td>$10,000,000</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>$5,000,000</td>
</tr>
</tbody>
</table>

Total Borrowing Authority $15,000,000

PART 6 – SPECIAL PROGRAMS FUND

Special Programs Fund spending authority

Spending from the Special Programs Fund from April 1, 2017 to March 31, 2018 is authorized for the purposes and in the amounts 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>S1</td>
<td>Special Programs</td>
<td>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</td>
<td>$20,000,000</td>
</tr>
</tbody>
</table>

Total Special Programs Fund Spending Authority $20,000,000
PART 7 – INVESTMENTS IN HUU-AY-AHT BUSINESS ENTERPRISES

Conditions for investment by way of loan or loan guarantee

7 (1) Executive Council may borrow funds to invest in a Huu-ay-aht business enterprise in accordance with section 69 of the Financial Administration Act if

(a) the purpose and amount is authorized by a borrowing authority,
(b) Executive Council has considered the recommendation of Finance Committee,
(c) loan conditions, including security, term and source of repayment, are approved by Executive Council,
(d) the term of the loan does not exceed 25 years, and
(e) the loan will be repaid by a Huu-ay-aht business enterprise or from payments received from Canada or British Columbia.

(2) Executive Council may guarantee a Huu-ay-aht business enterprise loan or obligation for the purpose of making an investment in a Huu-ay-aht business enterprise if

(a) the purpose and amount is authorized by a borrowing authority,
(b) Executive Council has considered the recommendation of Finance Committee,
(c) the guarantee conditions, including security, term and discharge are approved by Executive Council,
(d) the term of the guarantee does not exceed 25 years, and
(e) the Huu-ay-aht business enterprise has the capacity to repay the loan or obligation and discharge the Huu-ay-aht guarantee.