



hUU ay aht

ANCIENT SPIRIT, MODERN MIND

## Tribunal

Anacla Government Office, 170 Nookemus Road, Anacla, BC  
**Mail:** Port Alberni Government Office, 4644 Adelaide Street,  
Port Alberni, B.C., V9Y 6N4  
**Chair:** John R. Rich,  
**Registrar:** Kim Chretien  
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### ANNUAL REPORT OF THE HUU-AY-AHT FIRST NATIONS TRIBUNAL October 24, 2016

TO: EXECUTIVE COUNCIL  
TO: HA'WIIH COUNCIL  
TO: PEOPLE'S ASSEMBLY  
TO: TRIBUNAL MEMBERS

This annual report is written pursuant to Section 16 of the Tribunal Act, covering the period from the date of the last Annual Report, November 2, 2015 to October 24, 2016.

#### **Establishment and Term of the Tribunal**

The Tribunal is established by Section 3 of the *Tribunal Act*. The Tribunal consists of the Chair, the Vice-Chair, three members and one alternate member.

##### *Chair*

Chair, John Rich. Appointed for five-year term on November 2011, expires this year. In September 2016, the Executive Council resolved to re-appoint for a further five-year term. (*Tribunal Act*, Sections 3(2)(a), 6(1)(a)).

##### *Vice Chair*

The Tribunal Vice Chair, appointed for a four-year term in November 2011 was Hugh Braker. Mr. Braker's four-year term expired in 2015. The *Tribunal Act*, Section 3(2)(b) provides that a Vice Chair is to be appointed by the Executive Council, after consultation with the Chair. To date, a suitable candidate for the Vice Chair position has not been found, and the position is vacant. The Tribunal Chair will be consulting further with the Executive Council in order to have this position filled. ((*Tribunal Act*, Section 3(2)(b), 6(1)(b)).

### *Members*

- Florence Wylie was appointed by the Ha'wiih Council in November 2014. (three year term expires 2017, *Tribunal Act*, Sections 3(2)(c), 6(1)(c)).
- Trudy Warner was appointed by the Ha'wiih Council in November 2014 for a three year term. However, she has resigned from the Tribunal, having taken on the position as an Acting Executive Director of the HUU-ay-aht Nation. At this time the position is vacant. A replacement for Ms. Warner is to be appointed by the Ha'wiih Council after consultation with the Chair, pursuant to the *Tribunal Act*, Section 3(2)(c).
- Brian Happynook, was appointed by the People's Assembly in November 2014. (three year term expires 2017, *Tribunal Act*, Sections 3(2)(c), 6(1)(c)).

### *Alternate Member*

Harry Brossault was appointed as an alternate Tribunal member by the People's Assembly in November 2015. His term will expire November 2018.

### **Tribunal Administration**

There have been no developments or changes in the Tribunal administration in the past year.

The Chair intends to meet with the Executive Council in the near future to discuss Tribunal administration matters, including the appointment of a Vice Chair, and improvement of accessibility to the Tribunal through the HUU-ay-aht Nation website.

The Chair intends to consult with the Ha'wiih Council in the near future respecting the appointment of a member to fill the vacancy created by the resignation of Trudy Warner.

### **Adjudication Matters**

No applications have been made to the Tribunal in the past year.

Submitted: October 24, 2016



John R. Rich, Tribunal Chair