



huu ay aht

ANCIENT SPIRIT, MODERN MINE

WRITTEN MOTION of EXECUTIVE COUNCIL

(Government Act, s. 52)

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

Motion Regarding Distributions to Minors

Whereas:

- a) Executive Council has decided to make a *per capita* distribution of a portion of the funds awarded to the Nation by the Specific Claims Tribunal in the IR 1 timber claim;
- b) Executive Council recognizes that with respect to making distribution payments to minor citizens, it has a fiduciary obligation to make decisions in the best interests of each minor citizen; and
- c) The administration is able to leverage the Nation's sizeable investment holdings to access a wider range of investment vehicles than would be open to individual citizens.

Be it resolved that Executive Council hereby:

- 1) Directs that distributions for minor Huu-ay-aht citizens be held in trust by the Huu-ay-aht government until each minor's nineteenth birthday, subject to the policy regarding distributions to minors to be developed in accordance with the next paragraph;
- 2) Directs that, as soon as practicable, the Citizen Development Committee will, with the assistance of legal counsel, develop and recommend to Executive Council a policy regarding distributions to minors, which shall include an application process through which a guardian may seek early access to distribution funds on behalf of a minor and clear guidelines, focused on the best interests of the child, for the circumstances in which such an application may be granted;
- 3) Directs that the Citizen Development Committee make a recommendation to Executive Council with respect to the application process aspect of the distributions to minors policy no later than November 29, 2017;
- 4) Directs the Executive Director to, in consultation with legal counsel, develop communications materials to be distributed to citizens explaining the status of distributions for minors; and
- 5) Directs that, in accordance with the Rule of Practice and Procedure for Consideration and Storage of Confidential Documents, the reports in respect of this matter will be kept confidential and stored with the *in camera* records of government in the Huu-ay-aht registry.

Appendices attached to Motion:

Written report prepared by _____ nil _____.

The following documents: *nil*



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(Government Act, s. 52)

Introduced by: <u>Chief Robert Dennis</u> EXECUTIVE COUNCIL MEMBER	Date: <u>November 24, 2017</u> DATE OF EXECUTIVE COUNCIL MEETING
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Administrative Requirements

The Law Clerk will ensure that the policy is placed on the agenda for an upcoming Law and Policy Development Committee and that the records of proceeding are stored appropriately.
The Executive Director will, in consultation with legal counsel, develop communications materials to be distributed to citizens explaining the status of minors' distributions.