



huu ay aht

ANCIENT SPIRIT, MODERN MIND

**PUBLIC NOTICE of
the LEGISLATURE**

(Government Act, s. 30)

August 25, 2023

To all Huu-ay-aht Citizens:

PUBLIC NOTICE is hereby given that:

The attached motions and Act will be considered at the upcoming special Session of the Legislature to be convened September 11 and 14, 2023.



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**HUU-AY-AHT FIRST NATIONS
GOODS AND SERVICES TAX ACT
REPEAL ACT, 2023**

*The Huu-ay-aht Legislature enacts this law to repeal the
Huu-ay-aht First Nations Goods and Services Tax Act.*

REGISTRY OF LAWS CERTIFICATION

I certify that the *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023* was passed by Executive Council on:

Chief Councillor, Robert Dennis

I certify that the *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023* is enacted as law on:

Ta'yii Hawilth, Derek Peters

I certify that the *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023* came into force on:

Law Clerk, Coraleah Bauer

Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023

Contents

- 1 Repeal
- 2 Commencement

The Legislature enacts as follows:

Repeal

- 1 The *Huu-ay-aht First Nations Goods and Services Tax Act*, HFNA 3/2020, is repealed.

Commencement

- 2 This Act comes into force by resolution of Executive Council.



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WRITTEN MOTION of THE LEGISLATURE

(Government Act, s. 35)

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

Motion Regarding First Reading of the *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023*

Whereas:

- a) Executive Council approved the proposed *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023* for introduction to the Legislature.

Be it resolved that the Legislature:

- 1) Hereby gives the proposed *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023* first reading; and
- 2) Will proceed with discussion of the proposed *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023* in accordance with the *Government Act* section 93(1)(c).

Appendices attached to Motion:

Written report prepared by Ewa Holender, Legal Counsel on behalf of the Executive Director.

The following documents:

- Proposed *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023*

Introduced by: _____

MEMBER OF LEGISLATURE

Date: September 11, 2023

DATE OF MEETING



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

Motion Regarding Proceeding to Second Reading of the *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023*

Whereas:

- a) The Legislature gave the proposed *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023* (the “proposed Act”) first reading at its sitting today, September 11, 2023;
- b) Ordinarily at least 7 days must pass between the day on which the Legislature gives first reading to an Act and the day on which the Legislature gives second reading to that Act (*Government Act*, s. 93(1)(f));
- c) In circumstances where the Legislature reasonably believes that a delay in consideration of a proposed Act is not in the best interests of the Huu-ay-aht, it may, by unanimous resolution, reduce that 7-day time period to no less than one day (*Government Act*, s. 93(7)(b));
- d) The enactment of the proposed Act must align with the termination of the First Nations Goods and Services Tax Administration Agreement between Huu-ay-aht and Canada (the “Tax Agreement”), which is proposed to take place on September 30, 2023. The schedules of the members of the Huu-ay-aht Council and others necessary to convene the Legislature do not allow for a meeting of the Legislature to be convened at least 7 days after first reading and with sufficient time to align enactment with the timeline for termination of the Tax Agreement; and
- e) The Legislature is of the view that it is not in the best interests of the Huu-ay-aht that the Legislature delay second reading of the proposed Act past September 14, 2023.

Be it resolved that the Legislature:

- 1) Will proceed to second reading of the *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023* at the sitting of the Legislature scheduled for September 14, 2023.

Appendices attached to Motion:

Written report prepared by Ewa Holender, Legal Counsel.

Introduced by:

MEMBER OF LEGISLATURE

Date: September 11, 2023

DATE OF MEETING



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ANCIENT SPIRIT, MODERN MIND

WRITTEN MOTION of THE LEGISLATURE

(Government Act, s. 35)

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

Motion Regarding Second Reading of the *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023*

Whereas:

- a) The Legislature gave the *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023* first reading at its sitting on September 11, 2023.

Be it resolved that the Legislature:

- 1) Hereby gives the *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023* second reading; and
- 2) Will, in accordance with the *Government Act* section 93(1)(f), proceed to vote on the *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023* at a meeting of the Legislature to be convened today, September 14, 2023.

Appendices attached to Motion:

Written report prepared by Ewa Holender, Legal Counsel.

The following documents:

- Draft *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023*

Introduced by:

MEMBER OF LEGISLATURE

Date: September 14, 2023

DATE OF MEETING



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ANCIENT SPIRIT, MODERN MIND

WRITTEN MOTION of THE LEGISLATURE

(Government Act, s. 35)

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

Motion Regarding Third Reading of the *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023*

Whereas:

- a) The Legislature gave the *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023* second reading at its sitting earlier today, September 14, 2023; and
- b) In the event that the Ta'yii Hawilth is unable or unwilling to sign a Huu-ay-aht Act that has passed third reading by the Legislature, the Legislature must designate a Huu-ay-aht citizen to sign on their behalf (*Government Act, s. 93(6)*).

Be it resolved that the Legislature hereby:

- 1) In accordance with *Government Act s. 93(1)(g)*, adopts the *Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023* (the "Act");
- 2) Designates H̄awiih̄ Councillor Theresa Nookemus/Thlut'as aksup to certify that the Act is enacted as Huu-ay-aht law on behalf of the Ta'yii Hawilth, in accordance with the *Government Act, s. 93(6)*;
- 3) Directs that the following actions be completed in compliance with the *Government Act (s. 93 and 95)*:
 - a. The Chief Councillor will certify that the Act has passed third reading by signing it today, September 14, 2023 (*s. 93(1)(h)*);
 - b. Thlut'as aksup, Theresa Nookemus, on behalf of the Ta'yii Hawilth, will certify that the Act is enacted as Huu-ay-aht law by signing it today, September 14, 2023 (*s. 93(1)(i)*); and
 - c. The Law Clerk will, within 10 days, publish the Act with a notation that it is not in force until Executive Council passes a resolution to bring it into force (*s. 95(7)(a)*).

Appendices attached to Motion:

Written report prepared by Ewa Holender, Legal Counsel.

The following documents:

- *The Huu-ay-aht First Nations Goods and Services Tax Act Repeal Act, 2023*

Introduced by:	Date: September 14, 2023
MEMBER OF LEGISLATURE	DATE OF MEETING