



huu ay aht

ANCIENT SPIRIT, MODERN MIND

**PUBLIC NOTICE of  
the LEGISLATURE**

*(Government Act, s. 30)*

February 23, 2024

To all Huu-ay-aht Citizens:

**PUBLIC NOTICE** is hereby given that:

The attached motions and Acts will be considered at the  
Spring, 2024 Session of the Legislature.





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ANCIENT SPIRIT, MODERN MIND

**BUDGET ACT, 2024**

*The Huu-ay-aht Legislature enacts this law to establish spending authority and borrowing authority for the fiscal year beginning April 1, 2024 and ending March 31, 2025, and to retroactively amend spending authorities and borrowing authorities for the 2024-2025 fiscal year.*



## REGISTRY OF LAWS CERTIFICATION

I certify that the *Budget Act, 2024* was passed by Executive Council on:

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**Chief Councillor, John Jack**

I certify that the *Budget Act, 2024* is enacted as law on:

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**Ta'yii Hawilth, Derek Peters**

I certify that the *Budget Act, 2024* came into force on:

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**Law Clerk, Coraleah Bauer**



*Budget Act, 2024**Contents***PART 1 – GENERAL OPERATING FUND**

General operating funds pending authority

**PART 2 – INVESTED WEALTH FUND**

Invested Wealth Funds pending authority

**PART 3 – SPECIAL PROGRAMS FUND**

Special Programs Funds pending authority

**PART 4 – CAPITAL SPENDING**

Capital spending authority

**PART 5 – BORROWING**

Borrowing authority

**PART 6 – INVESTMENTS IN HUU-AY-AHT BUSINESS ENTERPRISES**

Conditions for investment by way of loan or loan guarantee



### **Note to Reader**

The *Budget Act, 2024* establishes the authority of government to spend money from April 1, 2024 to March 31, 2025. 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 2024 – 2025 fiscal year.
- Part 4 sets out the authorized general purpose spending of government for the 2024 – 2025 fiscal year.
- Part 5 sets out the authorized borrowings of government for the 2024 – 2025 fiscal year.
- Part 6, Special Programs Fund, sets out the authorized spending for special programs for the 2024 – 2025 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, 2024 to March 31, 2025 is authorized for the purpose and amount shown in the same row as each budget line item in the following table:

| <b>No.</b> | <b>Budget Line Item Name</b> | <b>Purpose</b>  | <b>Amount</b>  |
|------------|------------------------------|---|----------------|
| 1          | Community & Citizen Services | To provide for the services to all HFN Citizens and non-citizens, health and social services, education, culture and the delivery of mental wellness services.  | \$3,530,909.71 |
| 2          | Infrastructure               | To provide the services needed to support construction, operation and maintenance of community infrastructure and administration and oversight.   | \$2,016,194.29 |
| 3          | Lands & Natural Resources    | To provide the services needed to support the conservation of our natural resources to ensure self-sufficiency and sustainability within the Hahuuli.   | \$2,969,987.08 |
| 4          | Economic Development         | To provide programs, services and support to implement the Economic Development Plan, actively seek, secure and promote economic initiatives, oversee the activities of HUU-ay-aht business entities through the Governance and Fiscal Agreement. | \$592,388.70   |
| 5          | Child & Family Wellness      | To provide for the services to all HFN Citizens and non-citizens, in accordance with Jordan's Principle, including children and family support, culture.  | \$3,075,302.62 |
| 6          | Oomiiqsu (Mother centre)     | To provide for the services to all HFN Citizens and non-citizens, in accordance with Jordan's Principle, including children and family support, culture, childcare, and transition housing.   | \$2,944,933.52 |

| No. | Budget Line Item Name            | Purpose  | Amount         |
|-----|----------------------------------|--|----------------|
| 5   | Government Services              | To provide the services needed to support government operations, reimburse departmental expenses, engagement with Citizens and other stakeholders, committee, specific claims, Maa-nulth implementation, Hawiil Council and Executive Council operations.  | \$3,515,680.18 |
| 6   | Finance and Realty taxes         | To provide the services needed to support financial management and comptrollership, records and taxes, consultation and engagement with other government departments and institutions.   | \$1,488,124.44 |
| 8   | Human Resources & Administration | To provide the services needed to support staff management, communications and engagement, administration services, and local government services for the community of Anacla.   | \$1,476,934.97 |
| 9   | Economic Initiatives             | Develop and support a economic initiatives and industry in HUU-ay-aht Hahuuli, including by: promoting HUU-ay-aht culture and Hahuuli; providing cultural tourism related training and employment opportunities to citizens; developing and operating as a pilot projects within HUU-ay-aht Hahuuli, including expanding tourism operations and new infrastructure.  | \$1,300,000    |
| 10  | Depreciation                     | To allow for depreciation expenses related to capital assets   | \$1,530,947    |
| 11  | Contingencies and New Programs   | 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 | \$750,000      |

| No. | Budget Line Item Name                                  | Purpose | Amount                 |
|-----|--|---------|------------------------|
|     | <b>Total General Operating Fund Spending Authority</b> |         | <b>\$25,191,402.51</b> |

**PART 2 – INVESTED WEALTH FUND**

**Invested Wealth Fund spending authority**

- 2 Spending from the Invested Wealth Fund from April 1, 2024 to March 31, 2025 is authorized for the purpose and amount shown in the same row as each budget line item in the following table:

| No. | Budget Line Item Name  | Purpose   | Amount                 |
|-----|--|---|------------------------|
| 12  | Fund Management  | For management of the investments of the Invested Wealth Fund                         | \$130,000              |
| 13  | Transfer to General Operating Fund                           | For transferring money to the general operating fund to support government operations | \$500,000              |
|     | <b>Total Invested Wealth Fund Spending Authority</b>         |   | <b>\$630,000</b>       |
|     | <b>Total Consolidated Government Fund Spending Authority</b> |   | <b>\$25,821,402.51</b> |

**PART 3 – SPECIAL PROGRAMS FUND**

**Special Programs Fund spending authority**

- 3 Spending from the Special Programs Fund from April 1, 2024 to March 31, 2025 is authorized for the purposes and in the amounts shown in the same row as each budget line item in the following table:

| No. | Budget Line Item Name | Purpose   | Amount                 |
|-----|-----------------------|---|------------------------|
| S1  | Special Programs      | 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. | <b>\$13,752,295.50</b> |

| No.   | Budget Line Item Name                   | Purpose  | Amount                 |
|---|---|--|------------------------|
| S2  | HFN/WFP Employment & Training Agreement | To provide the budget authority to spend the restricted funds per the HFN/WFP Employment & Training Agreement. | \$0.00                 |
| S3  | Bamfield Main Safety Upgrade            | To make minor & major maintenance on the 85-Kilometre logging road   | \$90,000.00            |
| <b>Total Special Programs Fund Spending Authority</b> |   |  | <b>\$13,842,295.00</b> |

**PART 4 – CAPITAL SPENDING**

**Capital spending authority**

- 4 Spending for capital purposes from April 1, 2024 to March 31, 2025 is authorized for the purpose and amount shown in the same row as each budget line item in the following table:

| No.                                     | Budget Line Item Name | Purpose  | Amount             |
|---|-----------------------|--|--------------------|
| 14                                      | Capital Projects      | For capital items included in the Capital Budget of the approved Financial Plan and the approved government infrastructure project list.   | \$4,655,500.00     |
| 15                                      | Capital Investments   | For major capital investments other than in infrastructure and included in the Capital Budget of the approved Financial Plan. May include investments to be made through a Huu-ay-aht business enterprise. | \$1,400,000        |
| <b>Total Capital Spending Authority</b> |                       |  | <b>\$6,055,500</b> |

**PART 5 – BORROWING**

**Borrowing authority**

- 5 Borrowing from April 1, 2024 to March 31, 2025 is authorized for the purpose and amount shown in the same row as each borrowing authority item in the following table:

| No. | Borrowing Authority Item Name                          | Purpose  | Amount       |
|-----|--|--|--------------|
| B1  | General Purpose Borrowing                              | For borrowing to meet the need for cash that may arise from time to time related to expenditures, infrastructure investment, and capital spending                                  | \$10,000,000 |
| B2  | Borrowing to invest in Huu-ay-aht business enterprises | 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 | \$20,000,000 |
|     | <b>Total Borrowing Authority</b>                       |  | \$30,000,000 |

## PART 6 – INVESTMENTS IN HUU-AY-AHT BUSINESS ENTERPRISES

### Conditions for investment by way of loan or loan guarantee

- 6 (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.



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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** First Reading of the *Budget Act, 2024*

**Whereas:**

- a) Executive Council approved the proposed *Budget Act, 2024* for introduction to the Legislature.

**Be it resolved that the Legislature:**

- 1) Hereby gives the proposed *Budget Act, 2024* first reading;
- 2) Will proceed with discussion of the proposed *Budget Act, 2024* in accordance with the *Government Act* section 93(1)(c); and
- 3) Will give the proposed *Budget Act, 2024* second reading at the sitting of the Legislature scheduled for March 21, 2024.

**Appendices attached to Motion:**

Written report prepared by \_\_\_\_\_

The following documents:

- The proposed *Budget Act, 2024*.

Introduced by:

\_\_\_\_\_  
MEMBER OF LEGISLATURE

Date: March 12, 2024

\_\_\_\_\_  
DATE OF MEETING



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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** Second Reading of the *Budget Act, 2024*

**Whereas:**

- a) The Legislature gave the *Budget Act, 2024* first reading at its sitting on March 12, 2024.

**Be it resolved that the Legislature:**

- 1) Hereby gives the *Budget Act, 2024* second reading; and
- 2) Will, in accordance with the *Government Act* section 93(1)(f), proceed to vote on the *Budget Act, 2024* at a meeting of the Legislature to be convened today, March 21, 2024.

**Appendices attached to Motion:**

Written report prepared by\_

The following documents:

- The draft *Budget Act, 2024*.

Introduced by:

MEMBER OF LEGISLATURE

Date: March 21, 2024

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** Approval of Economic Development Plan

**Whereas:**

- a) The Economic Development Committee has prepared an Economic Development Plan in accordance with the *Economic Development Act*, s. 10(b); and
- b) Executive Council recommends the Economic Development Plan for approval by the Legislature in accordance with the *Economic Development Act*, s. 6(d).

**Be it resolved that the Legislature hereby:**

- 1) Approves the Economic Development Plan, in accordance with section 5(2)(b) of the *Economic Development Act*.

**Appendices attached to Motion:**

Written report prepared by \_\_\_\_\_.

The following documents:

- Economic Development Plan

Introduced by:

\_\_\_\_\_  
MEMBER OF LEGISLATURE

Date: March 21, 2024

\_\_\_\_\_  
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 *Budget Act, 2024*

**Whereas:**

- a) The Legislature gave the *Budget Act, 2024* second reading at its sitting earlier today, March 21, 2024; 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 *Budget Act, 2024* (the "Act");
- 2) Designates Thlut' as-aksup, Councillor Theresa Nookemus to sign the Act on behalf of the Ta'yii Hawilth;
- 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, March 21, 2024 (s. 93(1)(h));
  - b. Thlut' as-aksup, on behalf of the Ta'yii Hawilth, will certify that the Act is enacted as Huu-ay-aht law by signing it today, March 21, 2024 (s. 93(1)(i)); and
  - c. The Law Clerk will:
    - i. Sign the Act into force today, March 21, 2024 (s. 95(5));
    - ii. Place the signed Act and a certified true copy in the registry no later than March 26, 2024 (s. 95(6)(a)); and
    - iii. Publish the Act no later than April 1, 2024 (s. 95(6)(b)).

**Appendices attached to Motion:**

Written report prepared by\_

The following documents:

- The *Budget Act, 2024*

|                       |                      |
|-----------------------|----------------------|
| Introduced by:        | Date: March 21, 2024 |
| MEMBER OF LEGISLATURE | DATE OF MEETING      |