



huu ay aht

ANCIENT SPIRIT, MODERN MINE

PUBLIC NOTICE of PEOPLE'S ASSEMBLY

(Government Act, s. 80)

October 29, 2015

To all Huu-ay-aht Citizens:

As has been previously announced, Executive Council has called for a Citizen Conference and regular session of the People's Assembly to be held on **Friday, November 20 to Sunday, November 22, 2015** in Port Alberni at the Barclay Hotel (4277 Stamp Avenue). **The voting sessions of the People's Assembly will commence at 9:30 on Saturday, November 21, 2015.**

The complete agenda is available in the Huu-ay-aht offices and on the Huu-ay-aht website at: <http://huuayaht.org/government/peoples-assembly/peoples-assembly-2015/>

The following motions will be put forward at the People's Assembly:

1) Motion re: Appointment of Auditor – 2015

"In accordance with the *Financial Administration Act*, s. 34, the People's Assembly hereby appoints MNP as auditor for the period of April 1, 2015 – March 31, 2016."

2) Motion re: Approval of Amendments to the *Government Act* re Law Clerk

"The People's Assembly hereby approves the proposed amendments to the *Government Act* regarding the appointment of the Law Clerk."

3) Motion re: Approval of Amendments to the *Government Act* re: Notice and Delivery Requirements

"The People's Assembly hereby approves the proposed amendments to the *Government Act* regarding notice and delivery requirements."

Attached to this notice are the proposed amendments to the *Government Act* that will be put forward for approval by the People's Assembly.

Further materials, including reports on the proposed motions to be considered, will be provided on or before November 4, 2015 in accordance with the *Government Act*, s. 89.



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ANCIENT SPIRIT, MODERN MIND

**PROPOSED AMENDMENTS TO THE
GOVERNMENT ACT, HFNA 3/2011**

Re: Appointment of Law Clerk

For consideration at the
2015 People's Assembly

November 20-22, 2015

Proposed Amendment

The *Government Act*, HFNA 3/2011 is amended:

- (a) *in section 2, by striking out the definition of “Law Clerk” and substituting the following:*

“**Law Clerk**” means the individual appointed or designated under section 102;”

- (b) *by striking out section 102 and substituting the following:*

Law Clerk position

- 102 (1) The position of Law Clerk is established.
- (2) Subject to spending authority, the Executive Director must appoint an individual to the position of Law Clerk.
- (3) If the position of Law Clerk is vacant, the Executive Director must designate a Huu-ay-aht employee to carry out the powers, duties and functions of the Law Clerk.
- (4) The powers, duties and functions of a Huu-ay-aht employee designated under subsection (3) are in addition to the existing powers, duties and functions of that Huu-ay-aht employee.”

Effects of Proposed Amendments

Once amended, the relevant portions of the *Government Act*, HFNA 3/2011 would read as follows (additions are underlined, deletions are ~~crossed out~~):

Definitions

2 In this Act:

...

“**Law Clerk**” means the ~~Law Clerk~~ individual appointed or designated under section 102;

Law Clerk designation

~~102~~ The Executive Director is the Law Clerk.

Law Clerk position

- 102 (1) The position of Law Clerk is established.
- (2) Subject to spending authority, the Executive Director must appoint an individual to the position of Law Clerk.
- (3) If the position of Law Clerk is vacant, the Executive Director must designate a Huu-ay-aht employee to carry out the powers, duties and functions of the Law Clerk.
- (4) The powers, duties and functions of a Huu-ay-aht employee designated under subsection (3) are in addition to the existing powers, duties and functions of that Huu-ay-aht employee.



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ANCIENT SPIRIT, MODERN MIND

**PROPOSED AMENDMENTS TO THE
GOVERNMENT ACT, HFNA 3/2011**

Re: Notice and Delivery Requirements

For consideration at the
2015 People's Assembly

November 20-22, 2015

Proposed Amendment

The *Government Act*, HFNA 3/2011 is amended:

- (a) *in sections 38(2), 45(1), 56(2), 56(4), 57(1), 64(1), 72(2) and 89(2), by striking out the words “working days” and substituting the word “days”;*
- (b) *in sections 72(4) and 89(4), by striking out the words “working day” and substituting the word “day”;*
- (c) *in sections 45(1), 89(2) and 89(4), by striking out the number “10” and substituting the number “14”.*

Effects of Proposed Amendments

Once amended, the relevant portions of the *Government Act*, HFNA 3/2011 would read as follows (additions are underlined, deletions are ~~crossed out~~):

Reports

38 ...

- (2) The Law Clerk must deliver the report under subsection (1) to the members of the Legislature at least 4 ~~working days~~ days before the substantive matter will be considered by the Legislature.

Notice of meeting

- 45** (1) At least ~~10~~ 14 ~~working days~~ days before an Executive Council meeting, the Law Clerk must give public notice of the meeting.

Reports

56 ...

- (2) The Law Clerk must deliver the report under subsection (1) to members of the Executive Council at least 4 ~~working days~~ days before the substantive matter will be considered by Executive Council.

...

- (4) In an emergency, or in special circumstances where Executive Council reasonably believes that a delay in consideration of the matter is not in the best interests of the HUU-ay-aht, Executive Council may do one or more of the following:
 - (a) waive the requirement that the report be in writing;
 - (b) waive other report requirements under this section;
 - (c) waive or reduce the 4 ~~working days~~ days delivery requirement.

Executive Council progress reports

- 57 (1) The Chief Councillor, each member of Executive Council with portfolio, and the Executive Director must deliver a progress report to Executive Council at least 4 ~~working days~~ days before a regular monthly Executive Council meeting.

Notice of meeting

- 64 (1) At least 10 ~~working days~~ days before a committee meeting, the Law Clerk must give notice of the meeting to committee members.

Reports

- 72 ...
- (2) The Executive Director must deliver the report to the committee members at least 4 ~~working days~~ days before the committee meeting where the substantive matter will be considered.
- ...
- (4) In an emergency, or in special circumstances where the committee reasonably believes that a delay in consideration of the matter is not in the best interests of the Huu-ay-aht, the committee may do one or more of the following:
- (a) waive the requirement that the report be in writing;
 - (b) waive other report requirements under this section;
 - (c) waive or reduce the 4 ~~working day~~ day delivery requirement.

Reports

- 89 ...
- (2) The report must be delivered to Huu-ay-aht citizens at least ~~10~~ 14 ~~working days~~ days before the People's Assembly will consider the substantive matter.
- ...
- (4) In an emergency, or if the People's Assembly reasonably believes that a delay in consideration of a matter is not in the best interests of the Huu-ay-aht, the People's Assembly may, by resolution, do one or more of the following:
- (a) waive the requirement that the report be in writing;
 - (b) waive other report requirements under this section;
 - (c) waive or reduce the ~~10~~ 14 ~~working day~~ day delivery requirement.