

CERTIFICATION

Pursuant to Section 86, Indian Act RSC 1985 C.I-5 and amendments thereto, I certify that the attached copy of the Westbank First Nation IR No. 09 Sensisyusten Gymnasium Floor Replacement Capital Expenditure By-law No. 10-TX-04 dated August 23, 2010 is a true copy of the said by-law.



Bill Guerin, Director
Community Development,
a Superintendent as defined in
Sec 2(1) Indian Act RSC 1985

Ministre des Affaires indiennes et
du Nord canadien et interlocuteur fédéral
auprès des Métis et des Indiens non inscrits



Minister of Indian Affairs and
Northern Development and Federal Interlocutor
for Métis and Non-Status Indians

Ottawa, Canada K1A 0H4

I, the Minister of Indian Affairs and Northern Development, HEREBY
APPROVE, pursuant to section 83 of the *Indian Act*, the following by-law
made by the Westbank First Nation, in the Province of British Columbia, at
a meeting held on the 23rd day of August 2010.

- **Westbank First Nation IR No. 09**
Sensisyusten Gymnasium Floor Replacement
Capital Expenditure By-law No. 10-TX-04

A handwritten signature in black ink, appearing to be 'M. O. O.', written in a cursive style.

Dated at Ottawa, Ontario, this 2nd day of November 2010.

Canada

**WESTBANK FIRST NATION
IR NO.09 SENSISYUSTEN GYMNASIUM FLOOR REPLACEMENT
CAPITAL EXPENDITURE BY-LAW NO. 10-TX-04**

To authorize the expenditure of a maximum of Two Hundred and Fifteen Thousand Dollars (\$215,000.00) from money raised pursuant to section 83(1) of the *Indian Act*, for the purpose of replacing the gymnasium floor of Sensisyusten Gym within the Tsinstikeptum Indian Reserve No. 09.

WHEREAS:

- A. Pursuant to Section 83(1) of the *Indian Act* and the Westbank First Nation's inherent right of self-government, the Westbank First Nation has enacted the Westbank First Nation Property Taxation By-law, 95-TX-08 (the "**Taxation By-law**");
- B. In accordance with section 12(3)(l) of the Taxation By-law, the Westbank First Nation annually deposits Ten (10%) percent of annual gross taxes in a cumulative capital projects fund (the "**Cumulative Fund**") to be used from time to time for such capital projects as may be authorized by separate by-law;
- C. Pursuant to the Westbank First Nation Expenditure By-law, 1995, amended by By-law 97-TX-03 (the "**Expenditure By-law**"), the Westbank First Nation is authorized to expend moneys raised pursuant to the Taxation By-law for local purposes, including the provision of Local Services on Reserve and capital projects;
- D. The Council of the Westbank First Nation deems it desirable and in the best interest of the Band members to advance funds to complete the Gymnasium Floor Replacement Project.
- E. The Westbank First Nation has concluded the total cost of gym floor replacement to be not more than \$215,000 as outlined in Schedule "A" to this By-law.

NOW THEREFORE, the Council of the Westbank First Nation hereby enacts the following by-law;

SHORT TITLE

1. This By-law may be cited for all purposes as the IR No. 09 Sensisyusten Gymnasium Floor Replacement Capital Expenditure By-law No. 10-TX-04.

EXPENDITURE AUTHORIZATION

2. The Westbank First Nation hereby acknowledges that it is in the best interests of the members of the Westbank First Nation to fund the Sensisyusten gymnasium floor replacement project as summarized in Schedule "A" to this By-law.
3. The Westbank First Nation hereby approves the expenditure of not more than Two Hundred and Fifteen Thousand (\$215,000.00) Dollars from the Cumulative Fund for the purposes of replacing the Sensisyusten gymnasium floor replacement project (the "Project Funds").
4. The Westbank First Nation also authorizes the expenditure of all or a portion of the Project Funds to acquire all such lands, easements, rights-of-way, licences, permits, rights and authorities as may be required or desirable for or in connection with the IR No.09 gymnasium floor replacement project.
5. Any of the Project Funds not expended on the IR No.09 Sensisyusten gymnasium floor replacement project or incidental costs related thereto, will be reimbursed to and deposited in the Cumulative Fund upon completion of the IR No. 09 gymnasium floor replacement project.
6. All revenue collected related to this By-law will be reimbursed to "the Cumulative Fund".

EFFECTIVE

7. This By-law comes into full force and effect upon approval by the Minister of the Department of Indian Affairs and Northern Development.

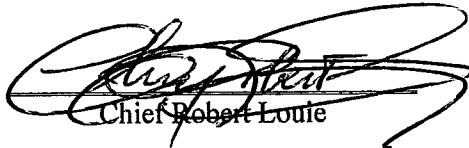
BE IT HEREBY RESOLVED AND AGREED:

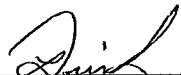
That this By-law, entitled the IR No. 09 Sensisyusten Gymnasium Floor Replacement Project WFN By-law No.10-TX-04 being read for the first, second and third and final time by the Council of the Westbank First Nation held at a duly convened meetings.


Read a first time by the Council of Westbank First Nation at a duly convened meeting held on the 9th day of August, 2010.

Exempt from a second reading pursuant to section 60.9 of the Westbank First Nation Constitution.

Read a third time, and enacted as a Westbank Law, by Council of the Westbank First Nation at a duly convened meeting held on the 23rd day of August, 2010.


Chief Robert Louie


Councillor Larry Derrickson


Councillor Michael De Guevara

Excused from Meeting
Councillor Brian Eli


Councillor Loretta Swite

SCHEDULE "A"

**BUDGET FOR PROPOSED IR NO.9 SENSISYUSTEN GYMNASIUM FLOOR
REPLACEMENT PROJECT**

ITEM	COST	FUNDING SOURCE
Capital Projects Fund	\$115,000	WFN, Local
Gym Floor Replacement Capital Reserve Fund	100,000	Government Services (LGS)
	\$215,000	WFN, LGS
TOTAL	\$ 215,000	WFN, LGS