

Ministre des Affaires autochtones
et du développement du Nord



Minister of Aboriginal Affairs and
Northern Development

Ottawa, Canada K1A 0H4

RECEIVED

MAR 07 2014

Westbank First Nation

I, Minister of Aboriginal 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 29th day of July 2013.

- **Westbank First Nation**
I.R. No. 09 Community Youth Center
and Sport Court Project
Capital Expenditure By-law No. 13-TX-07

Dated at Ottawa, Ontario, this 20th day of *September* 2013.

Canada

WESTBANK FIRST NATION
IR No.09 YOUTH CENTER AND SPORT COURT CAPITAL
EXPENDITURE BY-LAW NO. 13-TX-07

To authorize the expenditure of a maximum of Three Million Eighty Thousand Dollars (\$3,080,000.00) from money raised pursuant to section 83(1) of the *Indian Act*, for the purpose of completing the construction of the Community Youth Center and Sport Court 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)(1) 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. Westbank First Nation deems it desirable and in the best interest of the community to advance funds to complete the Community Youth Center and Sport Court on Tsinstikeptum Indian Reserve No.09.
- E. The Westbank First Nation has concluded the total cost of construction of the Community Youth Center and Sport Court on Tsinstikeptum Indian Reserve No.09 to be not more than \$3,080,000.00 as outlined in Schedule "A" to this By-law.

NOW THEREFORE, the Council of the Westbank First Nation hereby enacts the following bylaw;

SHORT TITLE

1. This By-law may be cited for all purposes as the IR No.09 Community Youth Center and Sport Court Project Capital Expenditure By-law No. 13-TX-07.

EXPENDITURE AUTHORIZATION

2. The Westbank First Nation hereby acknowledges that it is in the best interests of all community and band members of the Westbank First Nation to proceed with the Community Youth Center and Sport Court Project as summarized in Schedule "A" to this By-law.
3. The Westbank First Nation hereby approves the expenditure of not more than Three Million Eighty Thousand (\$3,080,000.00) Dollars from the Stabilization Fund for the purposes of the Community Youth Center and Sport Court 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 Community Youth Center and Sport Court Project.
5. Any of the Project Funds not expended on the IR No.09 Community Youth Center and Sport Court Project or incidental costs related thereto, will be reimbursed to and deposited in the Stabilization Fund upon completion of the IR No.09 Community Youth Center and Sport Court Project.

EFFECTIVE

6. This By-law comes into full force and effect upon approval by the Minister of Aboriginal Affairs and Northern Development Canada.

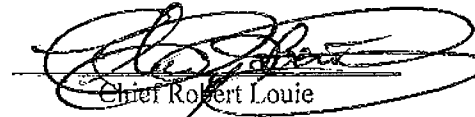
BE IT HEREBY RESOLVED AND AGREED:

That this By-law, entitled the IR No.09 Community Youth Center and Sport Court Project Bylaw No.13-TX-07 being read for the first time by the Council of the Westbank First Nation held at duly convened meetings.

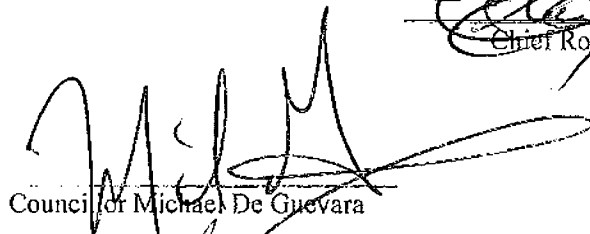
Read a first time by the Council of Westbank First Nation at a duly convened meeting held on the 17th day of June, 2013.

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

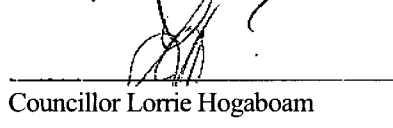
Read a third time, and enacted as a Westbank Law, by Council of the Westbank First Nation at a duly convened meeting held on the 29th day of July, 2013.



Chief Robert Louie



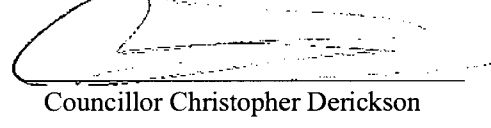
Councilor Michael De Guevara



Councillor Lorrie Hogaboam



Councillor Mickey Werstuik



Councillor Christopher Derickson

SCHEDULE "A"

BUDGET FOR PROPOSED IR NO.09 Community Youth Center and Sport Court Project 13-TX-07	COST	Year of Expenditures
Planning / Servicing	\$ 90,000.00	2013
Design	\$ 257,000.00	2013/2014
Construction	\$2,425,000.00	2013 / 2014
Contingency	\$ 308,000.00	2014
TOTAL	\$3,080,000.00	

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 I.R No. 09 Community Youth Center and Sport Court Project Capital Expenditure By-law No. 13-TX-07 dated July 29, 2013 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