



ORDER OF THE EXECUTIVE

Re: Meetings of Government Bodies

Enacted under the Emergency Preparedness Act
section 3.4

YFNO 37/2020

BACKGROUND:

- A. Effective June 25, 2020, pursuant to section 2.4(a) of the Emergency Preparedness Act, the President extended the state of emergency declared on March 30, 2020 on all Yuułuııł?atł lands because of the novel coronavirus (COVID-19) pandemic;
- B. The Hitacu Assembly, the Yuułuııł?atł Legislature, the Yuułuııł?atł Executive or any meeting of Yuułuııł?atł citizens required by a Yuułuııł?atł enactment (each a “Government Body”) must be able to conduct its business in accordance with public health advisories to reduce the threat of COVID-19 to the health and safety of Yuułuııł?atł government representatives, Yuułuııł?atł citizens, employees and contractors of the Yuułuııł?atł government and members of the public; and
- C. Section 3.4 of the Emergency Preparedness Act provides that while a Yuułuııł?atł emergency declaration is in effect, the Executive may do all acts and implement all procedures that it considers necessary or advisable to prevent, respond to or alleviate the effects of an emergency, health hazard or disaster.

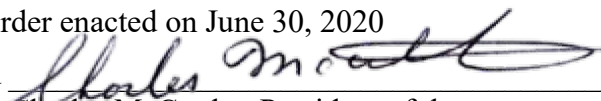
NOW THEREFORE THE EXECUTIVE ORDERS AS FOLLOWS:

- 1) Effective as of March 30, 2020 and in accordance with section 3.4(a) of the Emergency Preparedness Act, the following response measures are ordered:
 - (a) The chairperson, a Yuułuııł?atł government representative or a Yuułuııł?atł citizen who is entitled to participate in, including vote at if applicable, a meeting of a Government Body may do so by telephone or other electronic means if all of the individuals participating in the meeting, whether by telephone, by other electronic means or in person, are able to communicate with each other and, if applicable, vote at the meeting of the Government Body;
 - (b) Subsection (a) does not obligate the chairperson to take any action to facilitate the use of any electronic means by a participant at a meeting of a Government Body;
 - (c) Despite anything in the Government Act, any other enactment or applicable parliamentary procedure, a meeting of a Government Body may be held solely by telephone or other electronic means if
 - (i) notice of the meeting of the Government Body provides instructions for attending at or participating in the meeting by the electronic means, including, if applicable, instructions for how to vote at the meeting,
 - (ii) all individuals participating in the meeting are able to communicate with each other and, if applicable, vote at the meeting, and

- (iii) the chairperson facilitates the use of the electronic means at the meeting;
 - (d) Despite anything in the Government Act, any other enactment or applicable parliamentary procedure, if a meeting of a Government Body is held as contemplated by subsection (a) or (c), notice of that meeting may be by whatever means the chairperson decides is reasonable in the circumstances, including only electronically, provided that notice is given at least seven days before that meeting or any shorter period the enactment allows;
 - (e) Despite anything in the Government Act, any other enactment or applicable parliamentary procedure, if a meeting of a Government Body is held as contemplated by subsection (a) or (c), voting at that meeting is not required to be by show of hands and may be by whatever means the chairperson decides is reasonable in the circumstances.
 - (f) Despite anything in the Government Act, any other enactment or applicable parliamentary procedure, if a meeting of a Government Body is held as contemplated by subsection (c),
 - (i) the meeting is not required to have a physical location,
 - (ii) any notice of the meeting is not required to specify a location for the meeting, and
 - (iii) the meeting is deemed to be held in Hitacu, British Columbia; and
 - (g) Any person, including the chairperson, a Yuułuʔiłʔatḥ government representative or a Yuułuʔiłʔatḥ citizen, who participates in, or attends or votes at, a meeting of a Government Body, as applicable, in a manner contemplated by subsection (a) or (c) is deemed, for the purposes of the Constitution, Government Act, any other enactment or applicable parliamentary procedure, to be present in person at the meeting.
- 2) Despite anything in the Government Act, any other enactment or applicable parliamentary procedure, the chairperson is not required to allow a Yuułuʔiłʔatḥ citizen or any other person to attend a meeting of the Legislature.
- 3) This Order continues until the later of the following dates:
- a. the date it is terminated by subsequent Order of the Executive;
 - b. the date on which the emergency declaration made March 30, 2020 under section 2.4(a) of the Emergency Preparedness Act expires or is cancelled; and
 - c. if there is an extension of the emergency declaration under section 2.4(a) of the Emergency Preparedness Act, the date on which the last extension of that declaration expires or is cancelled.

This Order enacted on June 30, 2020

Signed


Charles McCarthy, President of the
Yuułuʔiłʔatḥ Government

