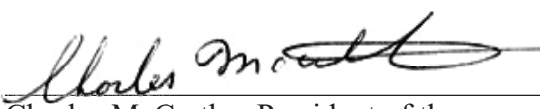


YUULU?IL?ATH GOVERNMENT
COMMITTEE STRUCTURE
AMENDMENT ACT

YFNS 82/2023



This law enacted on March 13, 2023

Signed 
Charles McCarthy, President of the
Yuulu?il?ath First Nation

DEPOSITED IN THE
REGISTRY OF LAWS AND
OFFICIAL RECORDS

ON 14 /MAR/ 2023

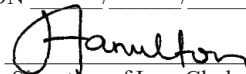

Signature of Law Clerk

TABLE OF CONTENTS

PART 1 - INTRODUCTORY PROVISIONS5
Short title5
Executive oversight5
Application5

PART 2 - CITIZENSHIP ACT AMENDMENTS7
Citizenship Act amendments7

PART 3 - CODE OF CONDUCT AND CONFLICT OF INTEREST ACT AMENDMENTS9
Code of Conduct and Conflict of Interest Act amendments9

PART 4 - ECONOMIC DEVELOPMENT ACT AMENDMENTS11
Economic Development Act amendments11

PART 5 - ENVIRONMENTAL PROTECTION ACT AMENDMENTS13
Environmental Protection Act amendments13

PART 6 - FINANCIAL ADMINISTRATION ACT AMENDMENTS.....15
Financial Administration Act amendments15

PART 7 - GOVERNMENT PERSONNEL ACT AMENDMENTS.....17
Government Personnel Act amendments.....17

PART 8 - INTERPRETATION ACT AMENDMENTS19
Interpretation Act amendments.....19

PART 9 - LEGISLATURE RULES OF ORDER AND PROCEDURE ACT AMENDMENTS.....21
Legislature Rules of Order and Procedure Act amendments.....21

PART 10 - RESOURCES HARVESTING ACT AMENDMENTS25
Resources Harvesting Act amendments25

PART 11 - SUBSURFACE RESOURCES ACT AMENDMENTS.....27
Subsurface Resources Act amendments27

PART 12 - GENERAL PROVISIONS29
Commencement29

PART 1 - INTRODUCTORY PROVISIONS

Short title

1.1 This Act may be cited as the Committee Structure Amendment Act, YFNS 82/2023.

Executive oversight

1.2 The President is responsible for the executive oversight of this Act.

Application

1.3 This Act amends

- (a) the Citizenship Act, YFNS 10/2011,
- (b) the Code of Conduct and Conflict of Interest Act, YFNS 4/2011,
- (c) the Economic Development Act, YFNS 34/2014,
- (d) the Environmental Protection Act, YFNS 15/2011,
- (e) the Financial Administration Act, YFNS 6/2011,
- (f) the Government Personnel Act, YFNS 5/2011,
- (g) the Interpretation Act, YFNS 17/2011,
- (h) the Legislature Rules of Order and Procedure Act, YFNS 3/2011,
- (i) the Resources Harvesting Act, YFNS 14/2011, and
- (j) the Subsurface Resources Act, YFNS 53/2016.

PART 2 - CITIZENSHIP ACT AMENDMENTS

Citizenship Act amendments

2.1 The Citizenship Act, YFNS 10/2011 is amended as follows:

- (a) the Preamble is amended by striking out every occurrence of the words “the Yuulu?il?ath First Nation” and substituting “Yuulu?il?ath”;
- (b) section 1.4 is amended by striking out the definition of “Citizenship and Enrolment Committee”;
- (c) section 3.2(d) is amended by striking out the words “and, as requested, the Enrolment Committee”;
- (d) by repealing all of Part 4; and
- (e) by striking out every occurrence of “Citizenship and Enrolment Committee” and substituting “citizenship and enrolment committee”.

PART 3 - CODE OF CONDUCT AND CONFLICT OF INTEREST ACT AMENDMENTS

Code of Conduct and Conflict of Interest Act amendments

3.1 The Code of Conduct and Conflict of Interest Act, YFNS 4/2011 is amended as follows:

- (a) the Preamble is amended by striking out every occurrence of the words “the Yuulu?il?ath First Nation” and substituting “Yuulu?il?ath”; and
- (b) section 1.4 is amended by striking out the definition of “Yuulu?il?ath official” and substituting the following:

““Yuulu?il?ath official” includes, for the purposes of this Act,

- (a) a member of a committee of the Legislature as defined in the Committee Act,
- (b) a member of a committee of the Executive as defined in the Committee Act,
and
- (c) a volunteer who participates in the delivery of programs or services by a Yuulu?il?ath institution.”

PART 4 - ECONOMIC DEVELOPMENT ACT AMENDMENTS

Economic Development Act amendments

- 4.1** The Economic Development Act, YFNS 34/2014 is amended as follows:
- (a) section 1.2 is amended by striking out the words “Executive oversight” and substituting “executive oversight”;
 - (b) section 2.2(d) is amended by striking out the words “provided under section 2.5(f)”;
 - (c) section 2.2(f) is amended by striking out the words “under section 2.5(i)”;
 - (d) section 2.2(g) is amended by striking out the words “under section 2.5(j)”;
 - (e) by repealing sections 2.3, 2.4, 2.5 and 2.6;
 - (f) section 2.8(q)(i) is amended by striking out the words “Hitacu Assembly” and substituting “hitaçu assembly”;
 - (g) section 3.3(b)(viii) is amended by striking out one of the spaces between the words “other” and “applicable”;
 - (h) section 6.3 is amended by adding the word “and” in between the words “regulations” and “the constating documents”;
 - (i) by striking out the words “and replacement” in the heading to section 8.6; and
 - (j) by repealing section 8.6 and substituting the following:
“The Economic Development Act, YFNS 21/2011 is repealed.”

PART 5 - ENVIRONMENTAL PROTECTION ACT AMENDMENTS

Environmental Protection Act amendments

- 5.1** The Environmental Protection Act, YFNS 15/2011 is amended as follows:
- (a) the Preamble is amended by striking out every occurrence of the words “the Yuulu?il?ath First Nation” and substituting “Yuulu?il?ath”;
 - (b) section 7.2(a) is amended by striking out “7.8, ”; and
 - (c) by repealing section 7.8.

PART 6 - FINANCIAL ADMINISTRATION ACT AMENDMENTS

Financial Administration Act amendments

- 6.1** The Financial Administration Act, YFNS 6/2011 is amended as follows:
- (a) the Preamble is amended by striking out every occurrence of the words “the Yuulu?i?ath First Nation” and substituting “Yuulu?i?ath”;
 - (b) section 1.4 is amended by
 - (i) within the definition of “emergency”, striking out one of the spaces between the words “of” and “Yuulu?i?ath citizens”; and
 - (ii) striking out the definition of “finance committee”;
 - (c) section 2.4(a) is amended by striking out the word “Manage” and substituting “manage”;
 - (d) by repealing Part 3; and
 - (e) by striking out every occurrence of the words “Hittatsoo Assembly” and substituting “hitacu assembly”;
 - (f) section 5.2(a)(iv) is amended by striking out the words “sections D.3 and D.4 of”.

PART 7 - GOVERNMENT PERSONNEL ACT AMENDMENTS

Government Personnel Act amendments

7.1 The Government Personnel Act, YFNS 5/2011 is amended as follows:

- (a) section 1.4 is amended by striking out the definition of “personnel committee”;
- (b) by repealing Part 4;
- (c) section 5.1(b) is amended by striking out the words “of Yuulu?il?ath senior managers” and substituting “of a Yuulu?il?ath senior manager”;
- (d) section 6.2(a)(ii) is amended by adding the word “the” in between the words “in” and “Yuulu?il?ath”;
- (e) section 7.4(b)(i)(B) is amended by adding the word “the” in between the words “by” and “director”;
- (f) section 7.4(b)(ii) is amended by adding the word “the” in between the words “by” and “director of operations”; and
- (g) section 7.5(a) is amended by adding the word “the” in between the words “of” and “director of operations”.

PART 8 - INTERPRETATION ACT AMENDMENTS

Interpretation Act amendments

8.1 The Interpretation Act, YFNS 17/2011 is amended as follows:

(a) section 3.3 is amended by

(i) adding the following definition:

“citizenship and enrolment committee” means the committee of that name continued in accordance with the Committee Act;

(ii) striking out the definition of “economic development committee” and substituting the following:

“economic development committee” means the standing committee on economic development continued in accordance with the Committee Act;

(iii) striking out the definition of “finance committee” and substituting the following:

“finance committee” means the standing committee on finance continued in accordance with the Committee Act;

(iv) striking out the definition of “personnel committee” and substituting the following:

“personnel committee” means the standing committee on personnel continued in accordance with the Committee Act;

and

(v) striking out the definition of “treaty implementation committee” and substituting the following:

“treaty implementation committee” means the standing committee on treaty implementation continued in accordance with the Committee Act;

PART 9 - LEGISLATURE RULES OF ORDER AND PROCEDURE ACT AMENDMENTS

Legislature Rules of Order and Procedure Act amendments

9.1 The Legislature Rules of Order and Procedure Act, YFNS 3/2011 is amended as follows:

- (a) the Preamble is amended by striking out every occurrence of the words “the Yuulu?il?ath First Nation” and substituting “Yuulu?il?ath”;
- (b) section 1.4 is amended by
 - (i) striking out the definition of “committee”;
 - (ii) adding the following definition:

“committee of the Legislature” means a standing committee or a special committee;
 - (iii) adding the words “of the Legislature” after the word “committee” in the definition of “on the floor”;
 - (iv) striking out the definition of “special committee” and substituting the following:

“special committee” has the meaning given to that term in the Committee Act;
 - (v) striking out the definition of “standing committee” and substituting the following:

“standing committee” has the meaning given to that term in the Committee Act;
- (c) section 3.4(b)(x) is amended by striking out the words “standing committees” and substituting “committees of the Legislature”;
- (d) by repealing section 3.4(b)(xi);
- (e) by repealing section 4.1(b);
- (f) by repealing section 4.2 and substituting the following:

“In addition to the duties set out in section 4.1, the President has the responsibility to

 - (a) recommend to the Legislature for its consideration and approval the establishment or dissolution of committees of the Legislature as may be necessary or advisable, and

-
- (b) ensure the Legislature receives adequate and regular updates from the Executive on all issues important to the welfare and future of the Yuulu?il?ath First Nation.”
- (g) by repealing section 5.2 and replacing it with the following:
- “5.2 (a) The Legislature may, by an Act, operate by delegating to the Executive certain of its duties and powers, including spending authorizations.
- (b) As provided for in section 2.33 of the Constitution, certain of the Legislature’s duties and powers may, by motion, be delegated to committees of the Legislature in accordance with the Committee Act.”;
- (h) by repealing section 5.3(e);
- (i) section 5.4(a) is amended by striking out the words “the Legislature operates” and substituting “The Legislature operates”;
- (j) section 5.4(b) is amended by striking out the words “the Legislature has” and substituting “The Legislature has”;
- (k) by repealing section 5.11(c) and replacing it with the following:
- “organize himself or herself so as to be able to attend entire meetings of the Legislature or meetings of any committees of the Legislature to which he or she has been appointed, not just portions of such meetings, and”
- (l) section 5.12(b) is amended by
- (i) adding the words “of the Legislature” after the word “the terms of reference of a committee”,
- (ii) striking out the first occurrence of the words “committee chair” and substituting “chairperson of that committee”, and
- (iii) striking out the second occurrence of the words “committee chair” and substituting “chairperson of the committee of the Legislature”;
- (m) section 5.12(d) is amended by striking out the words “, and in the case of committee meetings, the committee chair”;
- (n) section 6.1(b)(ii) is amended by striking out the words “committee chairs” and substituting “chairpersons of committees of the Legislature”;
- (o) by repealing section 8.1(a)(xi) and substituting the following;

“determine the procedure by which appointments to the Executive or, subject to the Committee Act, a committee of the Legislature will be made or other matters relating to appointments to the Executive or a committee of the Legislature if moved while no question is pending;”

- (p) section 8.1(a)(x) is amended by adding the words “of the Legislature” after the word “committee”;
- (q) section 8.1(a)(xiv) is amended by striking out the word “to”;
- (r) by repealing section 9.9(a)(ii) and substituting the following:

“special committee established for that purpose in accordance with the Committee Act,”
- (s) by repealing section 9.9(b);
- (t) by repealing section 9.9(d) and substituting the following:

“A motion made under subsection (a) may be debated, but only as to the appropriateness of referring the question to a committee or, if the motion is to establish a special committee and refer the pending motion to that committee, the scope of the special committee’s terms of reference.”
- (u) By repealing section 9.9(e) and substituting the following:

“A motion made under subsection (a) may be amended, but only as to

 - (i) which committee to refer the pending motion to, or
 - (ii) if the motion is to establish a special committee and refer the pending motion to that committee, the scope of the special committee’s terms of reference.”
- (v) by repealing Part 15, Part 16 and Part 18;
- (w) by striking out every occurrence of the word “committee” in sections 4.2(a), 5.10(c)(i), 8.1, 9.4(e), 9.9(g) and 12.2(a)(iii) and substituting “committee of the Legislature”;
- (x) by striking out every occurrence of the word “committees” in sections 3.2(c), 3.4(b)(x), 5.2(b), 5.3(f), 5.10(c)(i), 5.11, and substituting “committees of the Legislature”; and
- (y) by striking out every occurrence of the word “Hittatsoo Assembly” in substituting “hitaçu assembly”.

PART 10 - RESOURCES HARVESTING ACT AMENDMENTS

Resources Harvesting Act amendments

10.1 The Resources Harvesting Act, YFNS 14/2011 is amended as follows:

- (a) in the Preamble, by
 - (i) striking out every occurrence of the words “the Yuulu?il?ath First Nation” and substituting “Yuulu?il?ath”, and
 - (ii) striking out every occurrence of the word “Iisaak” and substituting “?iisaak”;
- (b) section 1.7 is amended by striking out the word “Iisaak” and substituting “?iisaak”; and
- (c) by repealing section 6.2.

PART 11 - SUBSURFACE RESOURCES ACT AMENDMENTS

Subsurface Resources Act amendments

11.1 Subsurface Resources Act, YFNS 53/2016 is amended as follows:

- (a) by repealing section 4.8.

PART 12 - GENERAL PROVISIONS

Commencement

12.1 This Act comes into force on May 10, 2023.