

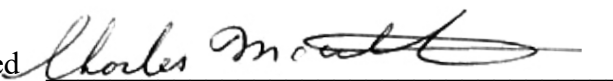
YUULU?IL?ATH GOVERNMENT

MAMAHTI?AALUKTAQIML (HOUSING
SOCIETY) ACT

YFNS 91/2026



This law enacted on March 23, 2026

Signed 
Charles McCarthy, President of the
Yuulu?il?ath Government

DEPOSITED IN THE
REGISTRY OF LAWS AND
OFFICIAL RECORDS

ON 25 / MAR /2026

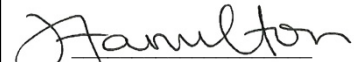

Signature of Law Clerk

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PREAMBLE

Housing plays a foundational, vital role in building liveable, vibrant and lasting communities and a strong economy. Safe, affordable and appropriate housing is the basic foundation that all Yuulu?il?ath citizens need in order to build stable and productive lives. The Yuulu?il?ath Government is committed to supporting access to housing for our citizens.

To support this objective, this Act establishes the mama?ti?aa?uktaqiml (housing society) as a public institution with a mandate to oversee the development, financing, administration, management and maintenance of rental housing for low and moderate income households, with priority given to low and moderate income Yuulu?il?ath households.

PART 1 - INTRODUCTORY PROVISIONS

Short title

- 1.1 This Act may be cited as the MamaḥtiṣaaluḱtaqimĻ (Housing Society) Act (Yuulu?iḷ?ath Government).

Executive oversight

- 1.2 The member of the Executive holding the maamaḥtiminh?aaḷa (always our many houses) - capital infrastructure and asset management portfolio is responsible for the executive oversight of this Act.

Authority

- 1.3 This Act is enacted under
- (a) sections 13.11.1, 13.12.1 and 13.12.2 of Chapter 13 (Governance) of the Maa-nulth Treaty, and
 - (b) sections 2.23, 3.2(e) and 3.2(f) of the Constitution.

Application

- 1.4 (a) This Act applies to the mamaḥtiṣaaluḱtaqimĻ (housing society).
- (b) Despite
- (i) section 1.3 of the Code of Conduct and Conflict of Interest Act (Yuulu?iḷ?ath Government),
 - (ii) sections 1.3(b) and 1.5 of the Financial Administration Act (Yuulu?iḷ?ath Government), and
 - (iii) section 1.3(b) of the Government Personnel Act (Yuulu?iḷ?ath Government),
- those Acts do not apply to the mamaḥtiṣaaluḱtaqimĻ (housing society).
- (c) The mamaḥtiṣaaluḱtaqimĻ (housing society) is not an agent of the Yuulu?iḷ?ath Government.
- (d) For certainty, nothing in this Act precludes the Yuulu?iḷ?ath Government from developing, financing, administering, managing or maintaining rental housing that is not overseen by the mamaḥtiṣaaluḱtaqimĻ (housing society).

Application of Societies Act (British Columbia)

- 1.5** (a) Except as otherwise set out in this Act, the Societies Act (British Columbia) applies to the mamaḥtiṣaaluḱtaqimĹ (housing society).
- (b) For certainty, in the event of a conflict between this Act and the Societies Act (British Columbia), this Act prevails to the extent of the conflict.

Application of Residential Tenancy Act (British Columbia)

- 1.6** The Residential Tenancy Act (British Columbia) applies to rental housing overseen by the mamaḥtiṣaaluḱtaqimĹ (housing society).

Definitions

- 1.7** In this Act,

“annual plan” means the plan approved under section 5.2(b), including any amendments to that plan approved under section 5.2(c);

“auditor” means the person appointed as auditor of the mamaḥtiṣaaluḱtaqimĹ (housing society) under section 5.4(a);

“board” means the board of directors;

“constating documents” means the constitution and bylaws of the mamaḥtiṣaaluḱtaqimĹ (housing society);

“director” means a director of the mamaḥtiṣaaluḱtaqimĹ (housing society);

“emergency expenditure” means an expenditure that is not authorized under the current annual plan and is made in response to a present or imminent event that requires prompt action to

- (a) protect the health, safety or welfare of Yuulu?il?ath citizens or individuals who are ordinarily resident on Yuulu?il?ath lands, or
- (b) limit property or environmental damage on Yuulu?il?ath lands;

“mamaḥtiṣaaluḱtaqimĹ (housing society)” means the society incorporated as the Mu-muh-ti-ah-thlook-tu-kimlth Housing Society under the Societies Act (British Columbia) and established as a public institution under section 2.1;

“member” means the member of the mamaḥtiṣaaluḱtaqimĹ (housing society), as set out in section 2.3;

“tenant” means a tenant of rental housing on Yuulu?il?ath lands that is overseen by the mama?tisaaluktaqimĪ (housing society).

PART 2 - MAMAḤTISAALUKTAQIMĻ (HOUSING SOCIETY) ESTABLISHED

MamaḤtiṣaaluktaqimĻ (housing society) established

- 2.1 The mamaḤtiṣaaluktaqimĻ (housing society) is established as a Yuulu?iḷ?ath public institution.

Mandate

- 2.2 The mandate of the mamaḤtiṣaaluktaqimĻ (housing society) is to oversee the development, financing, administration, management and maintenance of rental housing on Yuulu?iḷ?ath lands for low and moderate income households, with priority to low and moderate income Yuulu?iḷ?ath households.

Member

- 2.3 The sole member of the mamaḤtiṣaaluktaqimĻ (housing society) is Yuulu?iḷ?ath Government, as represented by the Executive.

Restriction on activities

- 2.4 The mamaḤtiṣaaluktaqimĻ (housing society) may only engage in activities that
- (a) reasonably fall within its mandate or that are necessarily ancillary or incidental to its mandate, and
 - (b) are in accordance with Yuulu?iḷ?ath law and other applicable law.

PART 3 - MAMAHTISAALUKTAQIML (HOUSING SOCIETY) GOVERNANCE

Directors

- 3.1**
- (a) The member must exercise its voting rights so that the board is composed of three directors, at least one of whom must be a Yuulu?il?ath Government representative, a Yuulu?il?ath director or the chief administrative officer.
 - (b) Despite subsection (a), if the mamahtisaaluktaqiml (housing society) or an agent of the society enters into a tenancy agreement with an individual who is not a Yuulu?il?ath citizen, the member must appoint an additional non-citizen director to represent the interests of all non-citizen tenants.
 - (c) In order to be appointed as a director, an individual must meet the qualifications set out in section 44 of the Societies Act (British Columbia) and any other prescribed criteria.
 - (d) An individual may not be appointed as a director if the individual is not in good standing with a Yuulu?il?ath institution.

Term of office

- 3.2** The member must exercise its voting rights so that the term of office for each director
- (a) who is a Yuulu?il?ath Government representative or a Yuulu?il?ath Government employee corresponds to the member's term of office or employment, and
 - (b) who is not a Yuulu?il?ath Government representative or a Yuulu?il?ath Government employee is three years,
- unless the director resigns or is removed in accordance with this Act and the Societies Act (British Columbia).

Removal

- 3.3**
- (a) The member may remove a director who is a Yuulu?il?ath Government representative or a Yuulu?il?ath Government employee for any reason.
 - (b) The member may only remove a director who is not a Yuulu?il?ath Government representative and not a Yuulu?il?ath Government employee if the director
 - (i) is no longer qualified to act as a director under section 3.1(c) or 3.1(d),
 - (ii) is persistently absent from meetings of the board,

- (iii) is the non-citizen representative, and there are no longer any non-citizen tenants,
 - (iv) engages in conduct which amounts to impropriety or malfeasance,
 - (v) exerts undue influence over other directors,
 - (vi) breaches a standard operating policy,
 - (vii) is incompetent,
 - (viii) is not acting in accordance with applicable law,
 - (ix) engages in conduct that damages the reputation of the mamahtisaaluktaqimĹ (housing society) or the Yuulu?il?ath Government, or
 - (x) has lost the confidence of the member, as evidenced by a unanimous vote of the member, in the ability of the director to fulfill their duties.
- (c) An individual who has been removed from the board may request a review of the decision in accordance with the Administrative Decisions Review Act (Yuulu?il?ath Government).

Remuneration and expenses

- 3.4** A director is not entitled to remuneration, but may be entitled to reimbursement of necessary and reasonable expenses incurred in carrying out the director's duties in accordance with an operating policy established under section 3.5.

Terms of reference, rules of procedure and operating policies

- 3.5** The board may establish terms of reference, rules of procedure and operating policies that are consistent with this Act and the constating documents.

PART 4 - ACCOUNTABILITY

Major decisions requiring member approval

- 4.1** Despite anything to the contrary in the constating documents, the mamaḤtiṢaaluktaqimĻ (housing society) must not take any of the following actions without the prior approval of the member:
- (a) obtaining one or more loans or lines of credit within a fiscal year where the aggregate amount of such loans or lines of credit exceeds the amount as may be established by the member from time to time;
 - (b) entering into a partnership, joint venture or other similar relationship with a third party;
 - (c) acquiring property for an amount exceeding the amount as may be established by the member from time to time for any one item;
 - (d) settling any claim of or against the society where the amount claimed is greater than the amount as may be established by the member from time to time;
 - (e) guaranteeing any loans;
 - (f) investing funds not immediately required for the operation of the society in any instrument other than securities issued or guaranteed by Canada or a province or territory of Canada or fixed deposits, notes, certificates or other short-term paper of, or guaranteed by, a financial institution; or
 - (g) making any
 - (i) assignment for the benefit of the creditors of the society, or
 - (ii) application for a receiving order against the society.

Reporting

- 4.2** At least annually or at the request of the member, the mamaḤtiṢaaluktaqimĻ (housing society) must report to the member on the financial and operational circumstances of the society.

PART 5 - FINANCIAL ADMINISTRATION

Fiscal year

- 5.1 The fiscal year for the mamahtisaaluktaqiml (housing society) is April 1 to March 31 of the subsequent year.

Annual plan

- 5.2 (a) On or before January 15 of each year, the board must prepare and submit to the member a draft annual plan for the mamahtisaaluktaqiml (housing society) for the next fiscal year that includes
- (i) a budget for the society for the next fiscal year, including details of any ongoing or anticipated loans necessary to finance operations, and
 - (ii) an overview of any current or anticipated rental housing projects on Yuulu?il?ath lands overseen or to be overseen by the society.
- (b) On or before March 31 of each year, the member must approve the annual plan for the mamahtisaaluktaqiml (housing society) for the next fiscal year, with any changes the member considers necessary or appropriate.
- (c) An annual plan may not be amended without the approval of the member.

General limitation on expenditures

- 5.3 Money must not be paid out of a mamahtisaaluktaqiml (housing society) account unless the expenditure is
- (a) authorized under the current annual plan or otherwise authorized by the member, or
 - (b) an emergency expenditure.

Appointment of auditor

- 5.4 (a) The member must exercise the rights of Yuulu?il?ath Government as the sole member of the mamahtisaaluktaqiml (housing society) to appoint an auditor.
- (b) The auditor may be appointed for any term, but in the event of a vacancy, the member must appoint another auditor as soon as reasonably practicable.

Audited annual financial statements

- 5.5** (a) On or before May 15 of each year, the board must submit the annual financial statements of the mama?ti?aa?uktaqim? (housing society) for the previous fiscal year to the auditor.
- (b) On or before June 15 of each year, the auditor must
- (i) audit the annual financial statements of the mama?ti?aa?uktaqim? (housing society) for the previous fiscal year in accordance with generally accepted auditing standards, and
 - (ii) prepare and submit to the member an audit opinion on the annual financial statements of the mama?ti?aa?uktaqim? (housing society).
- (c) On or before June 30 of each year, the member must review and approve the audited annual financial statements of the mama?ti?aa?uktaqim? (housing society) for the previous fiscal year.

Financial administration policy

- 5.6** The board must, for the mama?ti?aa?uktaqim? (housing society), adopt a financial administration policy that is consistent with this Act and the constating documents and sets out financial administration processes for matters not otherwise provided for under this Act.

PART 6 - GENERAL PROVISIONS

Insurance

- 6.1** The mama?ti?aa?uktaqim? (housing society) must maintain
- (a) property insurance for all rental housing on Yuulu?i?ath lands overseen by the society against foreseeable risks and perils and for the full replacement value, and
 - (b) commercial general liability insurance in an amount and on terms as may be determined by the member from time to time.

Regulations

- 6.2** The Executive may make regulations that it considers necessary or advisable for the purposes of this Act.

Commencement

- 6.3** This Act comes into force by Executive resolution.