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CERTIFICATION

Pursuant to Section 86, Indian Act RSC 1985 C.I-5 and amendments thereto, I certify that the attached copy of the **Tsleil-Waututh First Nation Land Use By-law**, which came into effect November 10, 2001, is a true copy of the said by-law.

Kathy Hankin

Kathy Hankin

A/Associate Director, Lands and Trust Services,
a superintendent as defined in
Section 2(1) Indian Act RSC 1985

TSLEIL WAUTUTH NATION

(Burrard Indian Band)

LAND USE BY-LAW 2001

A By-law to regulate development and use of land on the Reserve.

WHEREAS the Council of the Tsleil Waututh Nation also known as the Burrard Indian Band (the "Band") wishes to establish a By-law to regulate development and use of land on the Reserve; and

WHEREAS the Council of the Band is empowered to make such a By-law and the imposition of a penalty for the violation thereof pursuant to paragraphs 81(1) (g), (p.1), (q) and (r) of the *Indian Act*.

NOW THEREFORE BE IT RESOLVED the Council of the Band at a duly convened meeting, enacts as a By-law the following:

Title

1. This By-law may be cited as the "TSLEIL WAUTUTH NATION LAND USE BY-LAW 2001".

Definitions

2. In this By-law:

"Band" means the Tsleil Waututh Nation (Burrard Indian Band), a band of Indians as defined under the *Indian Act*;

"Band Council Resolution" or "Resolution" means a motion, as recorded in the minutes of the meeting, passed and approved at a duly convened meeting of the Band Council pursuant to the consent of a majority of the councillors of the Band present at that meeting;

"Chief and Council" or "Band Council" or "Council of the Band" means the Chief and Council of the Band elected pursuant to sections 2(1) and 74 of the *Indian Act* or any amendments or successors thereto;

"*Indian Act*" means the *Indian Act* R.S.C. 1985, c. I-5, as amended or re-enacted from time to time or any regulations promulgated thereunder;

"Reserve" means Burrard Inlet Indian Reserve No. 3, Inlailawatash Indian Reserves No. 4 and 4A and any additions to the reserve lands of the Band;

3. This by-law shall be applicable to all areas of the Reserve.

4. For the purposes of section 81(1)(g) of the *Indian Act*, the Reserve is hereby deemed to be one zone.
5. No person shall construct any class of building, erect or place any mobile or modular home or similar structure or carry on any class of business, trade or calling on the Reserve or use land on the Reserve for any purpose without the approval of the Council of the Band by way of a Band Council Resolution.

Headings

6. Headnotes, marginal notes and headings form no part of the enactment, but shall be construed as being inserted for convenience of reference only.

Severability

7. If any provision of this By-law is found invalid, such provision is severable.

By-law Administration

8. Only persons authorized by Band Council Resolution may act as agent of the Band for the purpose of administering this By-law.

Offence and Penalties

9. (a) Every person who offends against or violates any of the provisions of this By-law or who suffers or permits anything to be done in contravention or violation of any of the provisions of this By-law, or who neglects to do, or refrains from doing anything required to be done by any of the provisions of this By-law, is guilty of an infraction of this By-law and is liable upon summary conviction to a fine of not more than \$1,000.00 or imprisonment for a term not exceeding thirty days, or both; and
- (b) For each day that a violation of the provisions of this By-law is permitted to exist, it shall constitute a separate offence.

This By-law known as the Tsleil Waututh Nation Land Use By-law 2001 is hereby enacted at a duly convened meeting of the Council of the Band held this 28 day of September, 2001.

Voting in favour of the By-law are the following members of the Band Council:

Francis George
(Member of Band Council)

Leah D. George
(Member of Band Council)

Gerald D. Thomas
(Member of Band Council)

Chris Karamitidis
(Member of Band Council)

being the majority of those members of the Council of the Tsleil Waututh Nation present at the aforesaid meeting of the Band Council.

The quorum of the Band Council is three (3) members.

Number of members of the Band Council present at the meeting: ____

I, Leah D. George, Chief/Councillor of the Tsleil Waututh Nation, do hereby certify that a true copy of the foregoing By-law was mailed to the Minister of Indian Affairs and Northern Development at the District offices at 600 - 1138 Melville Street, Vancouver, British Columbia, V6E 4S3 in accordance to section 82 (1) of the *Indian Act*, this 28 day of September, 2001.