



## **ORDER OF THE EXECUTIVE**

Re: Appointment of Natural Resource Enforcement Officers

Enacted under the Enforcement Act section 3.1 and the Resources Harvesting Act section 5.5

UTO 1/2014

### **BACKGROUND:**

- A. The Maa-nulth First Nations and British Columbia have entered into a Natural Resource Sector Enforcement Framework Agreement dated for reference March 21, 2013 (the “Framework Agreement”) to set out how provincial enforcement officers may enforce Maa-nulth First Nation laws;
- B. In accordance with the Framework Agreement, the Maa-nulth First Nations and the Conservation Officer Service of the British Columbia Ministry of Environment (“COS”) have signed a Letter of Expectations (the “COS Letter of Expectations”) in which COS agrees to enforce certain Uchucklesaht Tribe laws;
- C. In accordance with the Framework Agreement, the Maa-nulth First Nations and the Compliance and Enforcement Branch of the British Columbia Ministry of Forests, Lands and Natural Resource Operations (“FLNRO”) have signed a Letter of Expectations (the “FLNRO Letter of Expectations”) in which that Branch agrees to enforce certain Uchucklesaht Tribe laws;
- D. Pursuant to the Framework Agreement, upon signing a Letter of Expectations with a provincial Ministry, the applicable Maa-nulth Nation must authorize enforcement officers from that Ministry to enforce the Maa-nulth First Nation laws specified in the Letter of Expectations;
- E. Section 3.1 of the Enforcement Act authorizes the Executive, by Order, to appoint enforcement officers to enforce one or more Uchucklesaht Tribe enactments;
- F. Section 5.5 of the Resource Harvesting Act authorizes the Executive, by Order, to designate individuals as resource management officers under that Act.

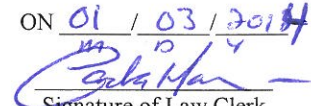
### **NOW THEREFORE THE EXECUTIVE ORDERS AS FOLLOWS:**

- 1) In this Order,
  - a) “conservation officer” has the meaning given to that term in the Environmental Management Act (British Columbia);
  - b) “natural resource officer” has the meaning given to that term in the Natural Resource Compliance Act (British Columbia).

- 2) Effective as of and for so long as the Framework Agreement and COS Letter of Expectations and any renewals are in effect, each conservation officer is
  - a) appointed as an enforcement officer under section 3.1 of the Enforcement Act to enforce the Uchucklesaht Tribe enactments specified in the COS Letter of Expectations, and
  - b) designated as a resource management officer under section 5.5 of the Resource Harvesting Act.
  
- 3) Effective as of and for so long as the Framework Agreement and FLNRO Letter of Expectations and any renewals are in effect, each natural resource officer is
  - a) appointed as an enforcement officer under section 3.1 of the Enforcement Act to enforce the Uchucklesaht Tribe enactments specified in the FLNRO Letter of Expectations, and
  - b) designated as a resource management officer under section 5.5 of the Resource Harvesting Act to perform the duties and exercise the powers of a resource management officer under that Act.

This Order enacted on Jan 3, 2014

Signed   
Charlie Cootes, Chief Councillor of the  
Uchucklesaht Tribe

DEPOSITED IN THE  
REGISTRY OF LAWS  
ON 01 / 03 / 2014  
  
Signature of Law Clerk

