



CITIZENSHIP AND ENROLMENT REGULATION

Enacted under the *Citizenship and Enrolment Law*

TNR 07/2016

Enacted on April 5, 2016.

Hegus [SIGNATURE]

Clint Williams

Hegus [NAME]

DEPOSITED IN THE TLA'AMIN
REGISTRY

ON 12/04/16
(day/month/year)

Signature of Law Clerk

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INTRODUCTORY PROVISIONS

1 Authority

1.1 This regulation is made pursuant to the *Citizenship and Enrolment Law*.

2 Definitions

2.1 Unless specifically provided otherwise in these regulations, the terms used have the same meaning as defined in the *Citizenship and Enrolment Law*.

“**chair**” means the chair of the Tla’amin Citizenship Committee;□

“**Law**” means the *Citizenship and Enrolment Law*;

“**member of the Committee**” means a regular member of the Tla’amin Citizenship Committee or an alternate Committee member;

CITIZENSHIP COMMITTEE

3 Appointment of Citizenship Committee

3.1 A person is eligible to be appointed a member of the Citizenship Committee if the person satisfies the eligibility requirements in section 47 of the Law.

3.2 The Executive Council may appoint to the Citizenship Committee only individuals who meet the qualifications set out in section 47 of the Law.

3.3 The Executive Council, in accordance with section 46 of the Law will appoint a minimum of three (3) members by way of an Executive Council Order.

4 Terms of Office

4.1 The term of office of each member of the committee appointed under section 49 of the Law is four years.

4.2 The first term of office of the Citizenship Committee

- a) commences on the Effective Date, and
- b) expires on the date that the Executive Council of the Tla’amin Government, following the first election of the Tla’amin Government following Effective Date, remove the committee members from office by way of an Executive Council Order.

4.3 Following the first term of office of the Citizenship Committee beginning on Effective Date, all term of office of the Citizenship Committee

- a) will be consistent with the term of the elected government or until a member resigns, dies, or is removed from office prematurely by order of the Executive Council; and

- b) will commence no later than 30 days following a new Tla'amin Government taking office, on a date that the newly elected Executive Council decides appropriate.

5 Resignation from Citizenship Committee

5.1 A member of the Committee may resign from the Citizenship Committee by

- a) announcing at a meeting of the Committee their decision to resign, or
- b) delivering a written notice of their decision to resign to the Chair of the Committee or to the Executive Council.

5.2 Resignation of a member of the Committee under section 5.1 takes effect on the later of

- a) the date on which that person announces or delivers written notice of their decision to resign, and
- b) any other date which the person specifies as the date their resignation is effective in the announcement or written notice of their decision to resign.

5.3 A member of the Committee who announces at a meeting of the Citizenship Committee their decision to resign from the Committee may withdraw that resignation by delivering to the Chair of the Committee or to the Executive Council a written notice of the withdrawal of the resignation within seven (7) days of having made that announcement.

5.4 The Chair of the Committee must table at a meeting of the Citizenship Committee

- a) a written notice of a decision to resign, or
- b) a written notice of the withdrawal of a resignation as soon as practicable after that notice is delivered to the Chair of the Committee or the Executive Council.

5.5 If a member of the Committee resigns from the Citizenship Committee by announcing their decision to resign, and if that member does not withdraw that resignation, the Chair of the Committee must notify the Executive Council in writing as soon as practicable after the eighth day following the making of that announcement.

6 Removal from Citizenship Committee

6.1 The Executive Council by way of an Executive Council Order may remove from the Citizenship Committee any member of the Committee who the Executive Council determines

- a) does not, or did not at the time of their appointment to the Committee, meet the qualifications set out in the Law, or
- b) is not willing or able to perform their duties as a member of the Committee.

7 Meetings of Citizenship Committee

7.1 The Citizenship Committee

- a) must meet a minimum of six times each calendar year, and
- b) subject to a sufficient appropriation, may meet additional times in a calendar year.

7.2 The Chair of the Committee must

- a) determine the date of each meeting of the Citizenship Committee,
- b) prepare a proposed agenda for each such meeting, and
- c) provide the members of the Committee with at least seven days' written notice of the date, time and place of each such meeting and the proposed agenda for each such meeting.

7.3 If the Chair of the Committee considers that circumstances require the holding of a special meeting of the Citizenship Committee with less than seven (7) days' notice, the Chair of the Committee must provide the members of the Committee with at least one day's written notice of the date, time and place of the special meeting and the proposed agenda for the special meeting.

7.4 Meetings of the Citizenship Committee shall take place at the principal administrative office of Tla'amin Government.

7.5 A meeting of the Citizenship Committee may, at the discretion of the Chair of the Committee, be held by a telephone conference call that permits every member of the Committee attending the meeting to hear and be heard by all of the other members of the Committee attending the meeting.

8 Rules for Meetings

8.1 Only a Committee member may vote at a meeting of the Citizenship Committee, and only a Committee member or a person invited by the chairperson may participate in the deliberations of the Citizenship Committee.

8.2 If a Committee member is unable to attend a meeting of the Citizenship Committee, that regular Committee member must notify the Chair of the Committee, who must endeavour to have an alternate called to attend the meeting.

8.3 To vote at a meeting of the Citizenship Committee, a person must be in attendance when the vote is called.

9 Records of Meetings

9.1 The decisions made by the Citizenship Committee under the Law must be recorded in writing and must be signed by the Chair of the Committee as soon as practicable after being recorded.

APPLICATIONS

10 Application forms

- 10.1 The application forms required by the Chair of the Committee under the Law must include
- a) the applicant's name and address,
 - b) the applicant's birth date,
 - c) a declaration by the applicant that the information set out in the application form is true, to the best of the applicant's knowledge, and
 - d) the applicant's signature, and
- 10.2 The application forms required by the Chair of the Committee under the Law may include any other information the Chair of the Committee considers necessary to enable the Citizenship Committee to determine whether the applicant should be enrolled or be granted Tla'amin citizenship under the Law.

11 Completion of forms

- 11.1 Every citizenship and enrolment form, including any attachments, must be on durable paper 27.9 cm x 21.5 cm in size.
- 11.2 Every citizenship and enrolment form must be completed
- a) by printing or typing in legible characters of 10 or 12 pitch, but not smaller than 12 point, and
 - b) by printing or typing in black or dark ink that is compatible for electronic scanning.
- 11.3 The name of an individual on a citizenship and enrolment form must be the individual's full legal name, being the individual's first name, middle name(s) and last name, without the use of initials or nicknames.
- 11.4 An abbreviation of any word on a citizenship and enrolment form must not be used unless
- a) the abbreviation is permitted by the Chair of the Committee, and
 - b) the abbreviation does not obscure the meaning, intent or legal effect of the citizenship and enrolment form.
- 11.5 Every citizenship and enrolment form must be in the English language.
- 11.6 A citizenship and enrolment form must be executed by
- a) the applicant or the individual whose Tla'amin citizenship or enrolment under the Tla'amin Treaty is being renounced, as applicable, or
 - b) the legal guardian(s) of an individual referred to in paragraph (i).

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- 11.7 The execution of a notice of renunciation form must be witnessed by a solicitor, notary public or other person authorized by the Evidence Act (British Columbia) to take affidavits for use in British Columbia.

12 Acknowledgement of applicants

- 12.1 As soon as practicable after an application under section 4(1) or 6(2) of the Act is received by the Chair of the Citizenship Committee, the Chair must provide to the applicant an acknowledgement of receipt, setting out the date on which the Citizenship Committee is expected to consider the application.

CITIZENSHIP REGISTRY

13 Access to Citizenship Registry

- 13.1 On any terms and conditions set by the Chair of the Committee, a person may inspect the Citizenship Register and the List of Tla'amin Citizens at the principal administrative office of Tla'amin Government during normal business hours.

MISCELLANEOUS

14 Commencement

- 14.1 This regulation is deemed to have come into effect on April 5, 2016.



ORDER OF THE EXECUTIVE COUNCIL OF THE TLA'AMIN NATION

Executive Council Order No.: TNO-EC 15 /2016

Approved and Ordered: April 5, 2016

Order

The Executive Council hereby enacts the following regulation under the authority of the *Citizenship and Enrolment Law* to take effect on the Effective Date:

- Citizenship and Enrolment Regulation

Authority

This Executive Council Order is made under the authority of the *Citizenship and Enrolment Law*, and in accordance with the *Order of the Legislative Assembly of the Tla'amin Nation* TNO-LA 01/2016 (respecting the Tla'amin Nation Effective Date Period Procedures).

Signed by the Hegus on behalf of the
Executive Council of the Tla'amin Nation

(Note: This portion is for administrative purposes only and is not part of the Order)

Authority under which the Order is made:

Law: *Citizenship and Enrolment Law*

Other (please specify): Final Agreement and the *Order of the Legislative Assembly of the Tla'amin Nation* TNO-LA 01/2016 (respecting the Tla'amin Nation Effective Date Period Procedures).

DEPOSITED IN THE TLA'AMIN
REGISTRY

ON 12/04/16
(day/month/year)

Judith King
Signature of Law Clerk