



LAND DISPOSITION FORMS REGULATION

Enacted under the *Land Law*

TNReg 17 /2016

Enacted on April 25, 2016

A handwritten signature in blue ink, appearing to read "Clint Williams", written over a horizontal line.

Hegus [SIGNATURE]

Clint Williams

Hegus [NAME]

DEPOSITED IN THE TLA'AMIN
REGISTRY

ON 29,04,16
(day/month/year)

A handwritten signature in blue ink, appearing to read "Judith King", written over a horizontal line.
Signature of Law Clerk

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Authority

1. This Regulation is made pursuant to sections 25(2), 26(2) and 68 of the *Land Law*.

Definitions

2. (1) In this Regulation,

“Law” means the Tla'amin *Land Law*; and

“general instrument” means an instrument to be used for the conveying of an interest in Tla'amin Public Lands other than Tla'amin Citizen Land Title.

- (2) Unless otherwise expressly provided in this Regulation, all terms used in this Regulation have the same meanings as in the Law or the *Interpretation Law*.
- (3) Only those defined terms that are capitalized in section 2(1) of this Regulation, section 2 of the Law, or in the *Interpretation Law* are presented capitalized in the text of this Regulation, and all other defined terms are presented in lower case.

Form and content of an application for Tla'amin Citizen Land Title

3. A person eligible under section 22 of the Law may apply for a Tla'amin Citizen Land Title in Tla'amin Public Lands by submitting the application form set out in Schedule 'A' to the Director of Lands and Resources provided that Tla'amin Citizen Land Titles in those lands have been made available for disposition.
4. An application under section 3 of this Regulation must contain confirmation by the applicant that:
 - (a) the applicant is a Tla'amin Citizen;
 - (b) as required by section 25(2)(a) of the Law, the Citizen will undertake to construct a single family residence on the parcel of land for occupation by the applicant and his or her family, if any;
 - (c) the construction of a single family residence, referred to in subsection (a), must be completed not later than twelve (12) months after the date of disposition of the Tla'amin Citizen Land Title unless an extension is authorized in writing by the Director of Lands and Resources; and
 - (d) that the Citizen and his or her family, if any, must commence occupation of the residence as soon as practicable after the issuance of an occupancy permit by the Director of Lands and Resources.

Form and content of an application for an interest, other than a Tla'amin Citizen Land Title, in Tla'amin Public Lands or other Tla'amin Lands

5. A person eligible under section 24 of the Law may apply for an interest in:
 - (a) Tla'amin Public Lands; or

(b) Other Tla'amin Lands;

by submitting the application form set out in Schedule 'B' to the Director of Lands and Resources provided that interests in those lands have been made available for disposition.

Approval of an application

6. Upon review of an application made under section 3 or 5 of this Regulation, the Director of Lands and Resources may:
- (a) reject an application if the Executive Council has not made the land available for disposition or the land has been withdrawn from disposition by regulation;
 - (b) return an incomplete application to the applicant; or
 - (c) make a recommendation to approve or reject a completed application for approval by Executive Council.

Conveyance of a disposition of a Tla'amin Citizen Land Title

7. (1) If an application for a Tla'amin Citizen Land Title is approved by the Executive Council pursuant to section 6 of this Regulation, then the Executive Council must grant to the applicant the Tla'amin Citizen Land Title that is the subject of the application.
- (2) A conveyance of a Tla'amin Citizen Land Title granted pursuant to subsection (1) will be in the form and have the content of the form for the transfer of a freehold estate for the purposes of section 185(1) of the *Land Title Act* (British Columbia), or any successor form established pursuant to provincial law for the transfer of a freehold estate but will be subject to the *Land Law*.

Conveyance of a disposition of an interest, other than a Tla'amin Citizen Land Title, in Tla'amin Public Lands or Other Tla'amin Lands

8. (1) If an application for an interest in Tla'amin Public Lands other than a Tla'amin Citizen Land Title is approved by the Executive Council pursuant to section 6 of this Regulation, then the Executive Council must grant to the applicant the interest that is the subject of the application.
- (2) A disposition of an interest in land granted pursuant to subsection (1) will be:
- (a) in the form of a general instrument, approved by the Executive Council; and
 - (b) if registerable under the *Land Title Act* (British Columbia), registered in the provincial Land Title Office at the expense of the grantee.
- (3) The content of an interest in land granted pursuant to subsection (1) will be appended to the form for the transfer of a general interest, and must be approved by the Executive Council by way of an order on the granting of that interest.

Commencement

9. This Regulation comes into force on April 25, 2016.

THIS REGULATION IS DULY ENACTED by the Tla'amin Executive Council on the 25th day of April, 2016, at Powell River, in the Province of British Columbia.



ORDER OF THE EXECUTIVE COUNCIL OF THE TLA'AMIN NATION

Executive Council Order No.: TNO-EC 28/2016

Approved and Ordered: April 25, 2016

Order

The Executive Council hereby enacts the following regulations under the authority of the *Land Law* to take effect on April 25, 2016:

- Tla'amin Nation Certificate Regulation
- Land Disposition Forms Regulation

Authority

This Executive Council Order is made under the authority of the *Land Law*, and in accordance with the *Order of the Legislative Assembly of the Tla'amin Nation TNO-LA 02/2016* [respecting the Tla'amin Nation Transition Period Rules and Procedures].

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