




ECONOMIC DEVELOPMENT REGULATION

Enacted under the *Economic Development Law*, sections 45 and 53

TNReg 14/2016

Enacted on April 5, 2016
Corrected on June 23, 2016
Amended on August 8, 2016



Hegus [SIGNATURE]

CLINT WILLIAMS

Hegus [NAME]

DEPOSITED IN THE TLA'AMIN
REGISTRY

ON 30 / 08 / 16
(day/month/year)



Signature of Law Clerk

TABLE OF CONTENTS

PART 1 - INTRODUCTORY PROVISIONS 1

 Short title..... 1

 Authority..... 1

 Application 1

 Definitions 1

 Schedule..... 1

PART 2 - AUTHORIZATION 1

 Executive Council approval 1

 Authorized signatory 2

 Hegus authorization 2

 Amendments..... 2

PART 3 - REVIEW OF BOARD MEMBER REMOVAL 2

 Interpretation..... 2

 Review of board member removal..... 2

SCHEDULE A - ECONOMIC DEVELOPMENT AGREEMENT 1

PART 1 - INTRODUCTORY PROVISIONS

Short title

1. This Regulation may be cited as the *Economic Development Regulation*.

Authority

2. This Regulation is made pursuant to sections 45 and 53 of the *Economic Development Law*.

Application

3. This Regulation
 - (a) authorizes and directs the Hegus to execute the Economic Development Agreement on behalf of the Tla'amin Nation;
 - (b) provides a right of review to the Review and Appeal Panel to individuals who have been removed from a Tla'amin Business; and
 - (c) makes disputes arising under the Economic Development Agreement subject to the jurisdiction of the Review and Appeal Panel.

Definitions

4. (1) In this Regulation,

"Economic Development Agreement" means the agreement referred to in Part 4 of the Law;

"Law" means the *Economic Development Law*; and

"Review and Appeal Panel" means the Review and Appeal Panel under the *Review and Appeal Law*.

(2) Unless otherwise expressly provided in this Regulation, all terms used in this Regulation have the same meanings as in the Law.

Schedule

5. The form of the Economic Development Agreement is set out in Schedule A.

PART 2 - AUTHORIZATION

Executive Council approval

6. Subject to the fulfillment of conditions precedent established by resolution of Executive Council, the Executive Council hereby enters into the Economic Development Agreement on behalf of the Tla'amin Nation for the purpose of clearly defining the respective roles and responsibilities of the Tla'amin Nation, Tla'amin Holdings Limited

Partnership, Tla'amin Holdings Inc. and each Tla'amin Business relating to the governance and finances of Tla'amin Businesses.

Authorized signatory

7. The Hegus is authorized and directed to execute the Economic Development Agreement on behalf of the Tla'amin Nation in substantially the form set out in Schedule A with any non-substantive changes to correct technical, grammatical, spelling or other similar errors as may be approved by the Hegus, that approval being conclusively proved by the signature of the Hegus to that agreement.

Hegus authorization

8. The Hegus is authorized to do all such other acts and things that may be reasonably necessary or desirable to better carry out the terms of the Economic Development Agreement and to execute on behalf of the Tla'amin Nation such other and further deeds, assurances and things as may be reasonably necessary or desirable to better carry out the terms of the Economic Development Agreement.

Amendments

9. (1) For certainty, any amendment to the Economic Development Agreement requiring the approval of the Tla'amin Nation may only be approved by order of Executive Council.

(2) The Hegus is the authorized signatory for amendments approved under subsection (1).

PART 3 - REVIEW OF BOARD MEMBER REMOVAL

Interpretation

10. This Part applies to any dispute under the Economic Development Agreement and if such a dispute arises, this Part must be utilized to interpret the obligations and powers of a person as they relate to the adjudication of that dispute in accordance with the *Review and Appeal Law*.

Review of board member removal

11. (1) If a dispute under section 2.7 of the Economic Development Agreement arises regarding the removal of a director from the board of directors of a Tla'amin Business and the individual who has been removed from the board of directors of that Tla'amin Business gives notice to the Chair of the Holdings Board of the dispute, that individual may appeal that decision to the Review and Appeal Panel in accordance with section 17(1)(b) of the *Review and Appeal Law*.

(2) If under section 17(3) of the *Review and Appeal Law*, the Review and Appeal Panel makes an order setting aside the decision to remove the applicant from the board of directors of that Tla'amin Business, Tla'amin Holdings Inc. must take all necessary steps to reinstate the applicant to the board of directors for that Tla'amin Business.

(3) A dispute under section 2.7 of the Economic Development Agreement regarding the removal of a member from the board of directors for a Tia'amin Business must not be referred to a committee under section 9.1 of the Economic Development Agreement.

SCHEDULE A - ECONOMIC DEVELOPMENT AGREEMENT

[31 pages follow]

LEGISLATIVE HISTORY

(Note: The Legislative History is for administrative purposes only and is not part of the Regulation.)

Economic Development Regulation [TNReg 14/2016] enacted April 5, 2016.

Amendments and Corrections

Table of Legislative Changes

Name of Regulation or Order	Regulation or Order Number	Date Amended or Corrected	Section(s) Amended
Order correcting the <i>Economic Development Regulation</i>	TNO- EC 43/2016	June 23, 2016 (corrections in effect April 5, 2016)	Clerical corrections to section 7.3 and to section 1.1 of Schedule 2, section 1.1 of Schedule 3 and section 1.1 of Schedule 4 of the Economic Development Agreement, attached as Schedule A to the Regulation
Order correcting the <i>Economic Development Regulation</i>	TNO- EC 46/2016	August 8, 2016 (corrections in effect April 5, 2016)	Amendments to Part 5 - Distributions of the Economic Development Agreement, attached as Schedule A to the Regulation. Amendments made to dates and deadlines, and a new provision allowing time periods be shortened by written agreement by the applicable parties.



ORDER OF THE EXECUTIVE COUNCIL OF THE TLA'AMIN NATION

Executive Assembly Order No.: TNO-EC 46/2016

Approved and Ordered: August 08, 2016

Order

The Executive Council hereby amends the *Economic Development Regulation* by making the following amendment to take effect on the Effective Date.

Amendments made to Part 5 – Distributions of the Economic Development Agreement, attached as Schedule A to the Regulation. Amendments made to dates and deadlines, and a new provision allowing time periods be shortened by written agreement by the applicable parties.

Authority

This Executive Order is made under the authority of the *Economic Development Law*, and in accordance with the *Order of the Legislative Assembly of the Tla'amin Nation* TNO-LA 02/2016 (respecting the Legislative Assembly and Executive Council Transitional Rules and Procedures).

A handwritten signature in black ink, consisting of stylized initials, positioned above a horizontal line.

*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: *Economic Development Law*

Other (please specify): *The Order of the Legislative Assembly of the Tla'amin Nation TNO-LA 02/2016 (respecting the Legislative Assembly and Executive Council Transitional Rules and Procedures).*

DEPOSITED IN THE TLA'AMIN REGISTRY
ON <u>11, 08, 16</u> (day/month/year)
<u>Judith King</u> Signature of Law Clerk