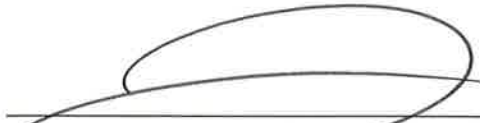




COMMUNITY SAFETY LAW

TNL 01/2021

Enacted on April 21, 2021



[SIGNATURE of HEGUS JOHN HACKETT]

TLA'AMIN COMMUNITY SAFETY LAW

Table of Contents

1.	Short Title	4
2.	Purpose.....	4
3.	Use and Reference to Defined Terms	4
4.	Definitions.....	4
PART 2 COMMUNITY SERVICES AND COMMUNITY PARTICIPATION		5
5.	Community services.....	5
6.	Regulations about services provided under this Law.....	6
7.	Authority to discontinue providing a service.....	6
8.	Consultation generally to discuss proposals and services.....	6
9.	Consultation with Tla'amin Citizens	6
10.	How public notice can be given.....	7
11.	Emergency powers.....	7
PART 3 TLA'AMIN REGULATIONS AND RESPONSIBILITIES.....		7
12.	Regulatory impact statement.....	7
13.	Public order, peace and safety.....	8
14.	Nuisances, disturbances and other objectionable situations.....	8
15.	Signs and other advertising.....	9
16.	Animal Control	9
17.	Seizure and related powers	9
18.	Access to Tla'amin Lands.....	11
19.	Tla'amin roads	11
20.	Public works.....	11
21.	Traffic, parking, transportation and highways	11
22.	Liquor and Cannabis control.....	12
23.	Businesses	12
24.	Soil transportation, deposit and removal.....	12
25.	Cemeteries.....	13
26.	Trees and shrubs	13
27.	Agriculture	14
28.	Hazardous conditions.....	14
29.	Remedial action requirements.....	14
30.	Adoption of bylaws or standards of local authorities.....	14
PART 4 PENALTIES AND COURT ASSISTANCE		15
31.	Penalties	15
32.	Payment of fines and other penalties to Tla'amin Nation.....	15
33.	Severability	16
34.	Validity	16
PART 5 INTERPRETATION AND COMMENCEMENT.....		16
35.	Interpretation Act (British Columbia).....	Error! Bookmark not defined.
36.	Transitional	16
37.	Commencement	16

WHEREAS:

- A. Tla'amin Ta'ow (*teachings*) are our traditional teachings and unwritten laws that our Ancestors lived by. In creating written laws, we continue to honour and uphold our Ancestral practices, teachings and core values. Through our laws, we reinforce the principles of respect, unity and connection to our lands and resources. We vow to keep these teachings and principles in mind in all that we do as Tla'amin people;
- B. Through this Law and other Tla'amin enactments, we are continuing to exercise our inherent right to self-determination. The Tla'amin Government will govern in an accessible, accountable and transparent manner;
- C. As we have always done, we continue to occupy our lands and carry out our Ta'ow (*teachings*) that require us to be stewards of our lands and resources today and always, and we are committed to the responsible, sustainable stewardship of lands, waters, air and other resources. In upholding our responsibilities, we will continue to seek the guidance of the Creator, our Ancestors and the knowledge of Tla'amin Elders as we protect and make decisions about managing our lands and resources;
- D. Our vision of self-government and of a healthy, self-sufficient Tla'amin Nation began long ago with our ancestors and our leadership of the past. Many of those who were involved in shaping and advancing our vision have passed on and we acknowledge their contributions and sacrifice. They put in place the foundation that we have built upon today. Those respected ones have cleared the path so that we, the Tla'amin Nation, could achieve our vision of “one heart, one mind, one Nation”;
- E. It is on this basis that we accept the obligations and responsibilities inherent in governing and work to blend our traditional and modern-day governing approaches, including the development of administration and finance laws;
- F. Through our written *Constitution* and this *Community Governance Law*, we reinforce our Nation's objectives including Tla'amin unity, good faith engagement among ourselves and with our neighbours and maintaining enduring connections to our lands and resources;
- G. Further, we are committed to pursuing the economic, social and cultural wellbeing of our Nation with the aim of sustaining and improving the quality of life for present and future Tla'amin generations;
- H. It is our intention to accomplish this through community governance that ensures the health, safety and security of our Nation;
- I. We vow to keep our Ta'ow (*teachings*) and these principles in mind in all that we do as Tla'amin people. The Tla'amin Nation adopts this Law based on these values and principles;
- J. Under section 31 of the *Constitution*, the Tla'amin Government may exercise any right, power, privilege or authority, and may carry out any duty, function or obligation, of the Tla'amin Nation or Tla'amin Government in accordance with Tla'amin law, the *Constitution* and the Final Agreement including making any law within the authority of the Tla'amin Government.
- K. Under paragraph 1 of Chapter 15 [*Governance*] of the Final Agreement, the Tla'amin Nation has the right to self-government, and broad authority to make laws, as set out in the Final Agreement including:
 - a. Under paragraph 1 of Chapter 6 (*Roads and Rights of Way*) the authority to make laws in respect of traffic, transportation, parking and highways on Tla'amin Lands to the same extent as municipal governments in British Columbia;
 - b. Under paragraph 139 of Chapter 15 [*Governance*] the authority to make laws to regulate, control or prohibit dangers to public health or threats to public order, peace or safety;
 - c. Under paragraph 146 of Chapter 15 [*Governance*] the authority to make laws in relation to public works and related services on Tla'amin Lands; and

- d. Under paragraph 3 of Chapter 15 [*Governance*] the authority to make laws in relation to a subject matter under the Final Agreement includes the authority to make laws and do other things as may be necessarily incidental to exercising its authority.

NOW THEREFORE the Legislative Assembly enacts as follows:

1. Short Title

- 1.1 This Law may be called the *Community Safety Law*.

2. Purpose

- 2.1 The purposes of this Law are:

- (a) to establish the overall framework to regulate, control or prohibit dangers to public health or threats to public order, peace or safety, and to protect and enhance the well-being of Tla'amin Citizens,
- (b) to establish requirements for public works and related services on Tla'amin Lands, and
- (c) to address existing and future needs of the Tla'amin Nation.

3. Use and Reference to Defined Terms

- 3.1 In addition to the terms defined in this Law, terms used in this Law may be defined in the *Interpretation Law*.
- 3.2 Only those defined terms that are capitalized in section 4 of this Law or in the *Interpretation Law* are presented capitalized in the rest of the Law, and all other defined terms are presented in lower case.

4. Definitions

- 4.1 Unless the context indicates the contrary, in this Law,

“animal” includes all animals including wild, feral, domestic animals and pets;

“public utility” means:

- (a) a person, or the person's lessee, trustee, receiver or liquidator who owns or operates in British Columbia equipment or facilities for the:
 - (i) production, gathering, processing, storage, transmission, sale, supply, distribution or delivery of petroleum, or petroleum products or by- products;
 - (ii) production, generation, gathering, processing, storage, transmission, sale, supply, distribution or delivery of gas (including natural gas, natural gas liquids, propane and coal bed methane), electricity, steam or water or any other agent for the production of light, heat, cold or power;
 - (iii) emission, transmission or reception of information, messages or communications by guided or unguided electromagnetic waves, including systems of cable,

- microwave, optical fibre or radiocommunications, if that service is offered to the public for compensation, or
- (iv) a local or regional authority providing services in connection with air quality, dikes, water, sewage, solid waste disposal and wastewater treatment,
 - (v) but for the purposes of this definition, “person” does not include a person engaged in the petroleum industry who is not otherwise a public utility;

“**regulation**” means regulations made under this Law and includes a bylaw of a local authority adopted as a regulation under section 30 [*Adoption of bylaws of local authorities*];

“**Tla’amin lands**” means the lands set out in paragraph 1 of Chapter 3 [*Lands*] of the Final Agreement as Tla’amin lands, as amended from time to time under that agreement, and includes all subsurface resources on or beneath the surface of those lands;

“**Tla’amin road**” means any road on Tla’amin Lands under the administration and control of the Tla’amin Nation; and

“**vehicle**” has the same meaning as it has in the *Motor Vehicle Act* (British Columbia).

PART 2 COMMUNITY SERVICES AND COMMUNITY PARTICIPATION

5. Community services

- 5.1 Executive Council may provide services or make arrangements for services to be provided that Executive Council considers necessary or desirable
- (a) to Tla’amin Citizens on Tla’amin Lands;
 - (b) to Non-Citizens on Tla’amin Lands; or
 - (c) on Tla’amin Lands.
- 5.2 Services provided under this Law or the regulations may be provided directly or through
- (a) a Tla’amin Institution;
 - (b) another entity or jurisdiction; or
 - (c) any other public authority, person or organization.
- 5.3 Executive Council may, by regulation,
- (a) establish or describe how fees or payments for any service provided under this Law or the regulations are to be determined, or describe the manner by which fees or payments for services are to be established or calculated;
 - (b) set or provide for fees or rates for anything deposited on or removed from Tla’amin Lands;
 - (c) set or provide for different fees or rates of fees based on volume, quantity, quality, weight, value, benefit, use, time or otherwise;

- (d) prescribe fees for the application or issue, or both, of permits, approvals, licences or other authorization under the regulations; and
- (e) provide for differential rates or fees for different services or matters, which may vary depending on the location in respect of which the fee or rate is charged.

6. Regulations about services provided under this Law

6.1 Executive Council may make regulations respecting

- (a) the terms and conditions for providing services under this Law;
- (b) the terms and conditions to be complied with when services are provided;
- (c) the reasons for terminating services; and
- (d) any matter necessary to regulate or control the efficient, effective and fair provision of services.

7. Authority to discontinue providing a service

7.1 Executive Council may, by regulation, establish circumstances in which it may discontinue providing service to a specific property or person

- (a) because of unpaid fees or taxes in relation to the service, or
- (b) because of non-compliance with the rules established by regulation or contract respecting the use of the service.

7.2 A regulation under subsection 7.1

- (a) must include provision for reasonable notice, and
- (b) in relation to a discontinuation under subsection 7.1 (b), must include provision for the persons affected to have an opportunity to make representations to Executive Council.

8. Consultation generally to discuss proposals and services

8.1 Executive Council may consult with any person, government, institution or organization for any purpose Executive Council considers necessary including

- (a) considering or developing proposals for, or discussing proposals for, regulations under this Law; and
- (b) considering services to be provided under this Law for Tla'amin Citizens, for the community, or in respect of Tla'amin Lands, and for related matters.

9. Consultation with Tla'amin Citizens

9.1 Executive Council must consult Tla'amin Citizens on any proposed regulation or service, or any replacement or significant change to a regulation or service and must at least 7 days before the

date scheduled for the consultation, give public notice under section 10 [*How public notice can be given*] of

- (a) the date, time and place the consultation will occur,
- (b) any regulatory impact statement that has been prepared, and where it may be read and where a copy can be obtained, and
- (c) the manner or method of the consultation.

9.2 Despite subsection 9.1, failure to consult or to provide public notice does not invalidate any regulation or service.

10. How public notice can be given

10.1 If public notice may be or is required to be given under this Law or the regulations, public notice may be given in any one or more of the following ways:

- (a) by publishing the notice in the Tla'amin Nation *Neh Motl* or other community newsletter;
- (b) by posting the notice in one or more visible locations in the Tla'amin Governance House;
- (c) by delivering the notice to each person who may be affected; or
- (d) by publishing the notice on the Tla'amin First Nation website.

11. Emergency powers

11.1 Tla'amin Nation has the rights, powers, duties, obligations, and the protections, immunities and limitations in respect of liability of a local authority under Federal and Provincial Law in relation to emergency preparedness, as set out in clauses 130 and 131 of Chapter 15 [*Governance*] of the Final Agreement and may make Laws and regulations in relation to its rights, powers, duties and obligations.

11.2 Tla'amin Nation may declare that a state of local emergency exists and exercise the powers of a local authority or Treaty First Nation in respect of local emergencies in accordance with Federal and Provincial Law in relation to emergency measures.

PART 3 TLA'AMIN REGULATIONS AND RESPONSIBILITIES

12. Regulatory impact statement

12.1 Executive Council may prepare or authorize the preparation of a regulatory impact statement about a proposed regulation.

12.2 A regulatory impact statement must include

- (a) a statement explaining the policy objective;
- (b) an explanation of the regulation proposed and how it is intended to meet the policy objective; and

- (c) a forecast of the impact that the regulation will have.

13. Public order, peace and safety

13.1 Executive Council may make regulations or impose requirements in respect of the regulation, control or prohibition of any actions, activities or undertakings on Tla'amin Lands that constitute, or may constitute, a nuisance, a trespass, a danger to public health, or a threat to public order, peace or safety including

- (a) in respect of animals, including domestic animals and pets;
- (b) in respect of persons;
- (c) in respect of Tla'amin Public Lands;
- (d) requirements regarding the discharge of firearms, the use of bows and arrows, knives and other weapons, firecrackers, fireworks, explosives;
- (e) public games, sports, races, gatherings, and athletic contests; and
- (f) any related or similar matters.

14. Nuisances, disturbances and other objectionable situations

14.1 Executive Council may make regulations or impose requirements in respect of the regulation for the protection and enhancement of the well-being of the Tla'amin Nation in relation to the following:

- (a) nuisances;
- (b) noise, vibration, odour, dust, illumination or any other matter that is liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of persons;
- (c) the emission of smoke, dust, gas, sparks, ash, soot, cinders, fumes or other effluvia that is liable to foul or contaminate the atmosphere;
- (d) refuse, garbage or other material that is noxious, offensive or unwholesome;
- (e) the use of waste disposal and recycling services;
- (f) the accumulation of water on property;
- (g) unsanitary conditions on property;
- (h) drains, cesspools, septic tanks and outhouses;
- (i) trees, weeds or other growths that council considers should be removed, cut down or trimmed;
- (j) the carrying on of a noxious or offensive business activity;
- (k) graffiti and unsightly conditions on property;

- (l) indecency and profane, blasphemous or grossly insulting language; and
- (m) any related or similar matters.

15. Signs and other advertising

- 15.1 Executive Council may make regulations and impose requirements in relation to the erection, placing, alteration, maintenance, demolition and removal of signs, sign boards, advertisements, advertising devices and structures.

16. Animal Control

- 16.1 Executive Council may make regulations in respect of the regulation, licencing, control, types of animals or breeds, seizure, destruction or prohibition of animals, the possession, trading, selling or breeding of animals and the prohibition of animal cruelty on Tla'amin Lands.

17. Seizure and related powers

- 17.1 Executive Council may make regulations to do one or more of the following for the purposes of animal control:
- (a) respecting the authority of Executive Council or a person authorized by Executive Council to issue warnings and make orders for the enforcement of the regulation, licencing, control, seizure, destruction or prohibition of animals, the possession, trading, selling or breeding of animals and the prohibition of animal cruelty,
 - (b) to provide for the seizure of animals that are:
 - (i) unlicensed, if there is a requirement that they be licensed,
 - (ii) unlawfully at large on a highway or in a public place,
 - (iii) straying or trespassing on private property,
 - (iv) on unfenced land and not securely tethered or contained, or
 - (v) kept, possessed, traded, sold or bred in contravention of a regulation under this Law;
 - (c) to establish penalties to be paid in relation to animals seized;
 - (d) to establish or regulate fees to be paid in respect of licencing, seizures or impounding;
 - (e) respecting the regulation, licencing and prohibition of the possession, trading, selling or breeding of animals;
 - (f) to provide for the sale, other disposition or destruction of a seized or impounded animal, if
 - (i) the animal is not claimed within the time and in the manner established by the regulation; or
 - (ii) the penalty or fees are not paid within a reasonable time;
 - (g) to provide for the seizure and destruction of any animal that is subject to suffering that Executive Council, or a person authorized or designated by Executive Council, considers

cannot be otherwise reasonably addressed, or that it would be an act of humanity to destroy the animal.

17.2 In this section

“dangerous dog” means:

- (a) a dog with a known propensity, tendency or disposition to attack, without provocation, a person or another animal,
- (b) a dog which has bitten, attacked, or aggressively pursued, without provocation, a person or other animal, or
- (c) a dog that an Animal Control Officer or enforcement officer has reasonable grounds to believe is likely to kill or seriously injure a person or other animal;

17.3 Executive Council may make regulations in relation to dangerous dogs, including the following:

- (a) respecting the authority of Executive Council or a person authorized by Executive Council to issue warnings and make orders for the enforcement of the regulation, control, seizure, destruction or prohibition of a dangerous dog;
- (b) to provide for the designation of a dangerous dog;
- (c) to provide for a review of a designation of a dangerous dog;
- (d) to provide for the seizure of a dangerous dog;
- (e) respecting the entry of a place to exercise the power to seize a dangerous dog;
- (f) respecting the authority and procedure for warrants to enter and search a place and seize a dangerous dog;
- (g) to establish licencing and other requirements to be complied with by an owner of a dangerous dog;
- (h) to establish penalties to be paid in relation to a dangerous dog seized;
- (i) to establish or regulate fees to be paid in respect of seizures;
- (j) to provide for the sale or other disposition of an impounded dangerous dog;
- (k) to provide for the destruction of an impounded dangerous dog that Executive Council, or a person authorized or designated by Executive Council, considers is required for the maintenance of public safety; and
- (l) to provide for the maximum period of time for a dangerous dog to be impounded and detained.

18. Access to Tla'amin Lands

18.1 Executive Council may make regulations in respect of access to Tla'amin Lands in accordance with the Tla'amin Final Agreement.

19. Tla'amin roads

19.1 Executive Council may make regulations for the following:

- (a) responsibility for maintenance and repair of Tla'amin Roads;
- (b) responsibility for temporarily closing Tla'amin Roads for reasons of safety or public order, or for cultural reasons;
- (c) responsibility to decide when to permanently close a Tla'amin Road, but before a Tla'amin Road is permanently closed Executive Council must:
 - (i) provide at least 30 days public notice under section 7 [*How public notice can be given*] and an opportunity for affected persons to make representations to Executive Council, and
 - (ii) give at least 30 days notice to the operators of public utilities whose facilities or works may be affected.

20. Public works

20.1 Executive Council may make regulations in respect of public works and related services on Tla'amin Lands.

21. Traffic, parking, transportation and highways

21.1 Executive Council may make regulations in respect of traffic, parking, transportation and highways on Tla'amin Lands to the same extent as local governments have authority to make laws in respect of traffic, parking, transportation and highways in municipalities in British Columbia.

21.2 Executive Council may make regulations to do one or more of the following for the purposes of regulating traffic, parking, transportation and highways:

- (a) respecting the authority of Executive Council or a person authorized by Executive Council to issue warnings and make orders for the enforcement of a regulation, in relation to licencing, insurance, locking, disabling, seizure, impoundment, safety, parking areas and related matters,
- (b) to provide for the locking, disabling, seizure or impoundment of vehicles that are in violation of any Tla'amin law or regulation:
- (c) to establish fines, penalties, fees or charges to be paid to Tla'amin or designated contractors in relation to vehicles seized or impounded;
- (d) respecting the regulation, licencing and insurance of vehicles in addition to any required provincial regulation, licensing or insurance;

- (e) to provide for the sale, other disposition or destruction of a seized or impounded vehicle, if
 - (i) the vehicle is not claimed within the time and in the manner established by the regulation; or
 - (ii) the penalty or fees are not paid within a reasonable time; or
- (f) any related matter.

22. Liquor and Cannabis control

- 22.1 Executive Council may make regulations that are not inconsistent with federal or provincial law in relation to prohibition or restriction or, or terms, conditions, fees, charges, taxes, fines, penalties or related matters in relation to the growing, production, packaging, storage, sale, delivery, possession or consumption liquor, cannabis or cannabis products on Tla'amin Lands.

23. Businesses

- 23.1 Executive Council may make regulations in respect of the regulation, licensing, and prohibition of businesses on Tla'amin Lands, which laws may impose licence fees or other fees, including the authority to prohibit:
- (a) a public show, exhibition, carnival, or performance of any kind or in any particular location,
 - (b) the operation of places of amusement to which the public has access, and
 - (c) professional boxing, professional wrestling and other professional athletic contests.
- 23.2 The authority to make regulations under subsection 23.1 does not include the authority to make regulations in respect of the accreditation, certification, or professional conduct of:
- (a) professions and trades as set out in clause 136 of Chapter 15 [Governance] of the Final Agreement, and
 - (b) teachers of language and culture, or kindergarten to grade 12 teachers as set out in clause 137 of Chapter 15 [Governance] of the Final Agreement.

24. Soil transportation, deposit and removal

- 24.1 Executive Council may make regulations
- (a) respecting the transportation of soil to and on Tla'amin Lands, and the deposit and maintenance of soil deposited on Tla'amin Lands;
 - (b) respecting remediation or removal of any soil deposited on Tla'amin Lands, with or without authorization;
 - (c) prohibiting, regulating or controlling the transportation or deposit of soil from outside Tla'amin Lands on to Tla'amin Lands;

- (d) requiring a permit or other authorization to be obtained before soil is removed or deposited on Tla'amin Lands;
- (e) respecting the terms and conditions of a permit or other authorization issued under the regulations including:
 - (i) the quality and quantity of soil removed or deposited and the location of the soil deposited;
 - (ii) the transportation, treatment, care and maintenance of soil transported, deposited or removed;
 - (iii) the removal of soil deposited;
 - (iv) the financial or other guarantees or assurances to ensure that the terms and conditions of a permit and the requirements of the regulations are complied with;
 - (v) health and safety requirements; and
 - (vi) the clean-up of a site after soil is removed.

In this section, "soil" includes sand, gravel, rock and other substances of which land is formed.

25. Cemeteries

25.1 Executive Council may make regulations, in addition to the *Culture and Heritage Law*,

- (a) respecting the control, management, maintenance, use of and the respect to be accorded to a cemetery or grave sites on Tla'amin Lands;
- (b) regulating who may be buried in cemeteries;
- (c) respecting the location and terms and conditions for burial;
- (d) designating a Tla'amin Institution or person as responsible for the administration of all or part of the regulations made under this section; and
- (e) prohibiting or regulating disinterment.

26. Trees and shrubs

26.1 Executive Council may make regulations

- (a) protecting, regulating, controlling or prohibiting the cutting, destruction or removal of trees and shrubs;
- (b) requiring trees or shrubs to be removed or trimmed and describing the person who is required to do that work; and
- (c) requiring permits, fees and security for the cutting, removal and trimming of trees and shrubs.

27. Agriculture

27.1 Executive Council may make regulations respecting agriculture and agricultural practices on Tla'amin Lands including, without limitation,

- (a) the production, processing, transportation and handling of farm and food products; and
- (b) the use of land for all or any of the purposes described in paragraph (a).

28. Hazardous conditions

28.1 If a matter or thing is in or creates a potentially unsafe condition, or contravenes a Tla'amin Law, the Provincial building regulations or a bylaw of a local authority, as that term is defined in the *Community Charter* (British Columbia), as amended from time to time, Executive Council may regulate or order a remedial action requirement in relation to any of the following:

- (a) a building or other structure, an erection of any kind, or a similar matter or thing;
- (b) a natural or artificial opening in the ground, or a similar matter or thing;
- (c) a tree;
- (d) wires, cables, or similar matters or things, that are on, in, over, under or along a Tla'amin Road; or
- (e) matters or things that are attached to a structure, erection or other matter or thing referred to in paragraph (a) that is on, in, over, under or along a Tla'amin Road.

29. Remedial action requirements

29.1 A remedial action requirement:

- (a) may be imposed on one or more of
 - (i) the owner or lessee of the matter or thing, and
 - (ii) the owner or occupier of the land on which it is located, and
- (b) may require the person to
 - (i) remove or demolish the matter or thing,
 - (ii) fill it in, cover it over or alter it,
 - (iii) bring it up to a standard specified in the regulation or order, or
 - (iv) otherwise deal with it or undertake restoration work in accordance with the directions of Executive Council or a person authorized by Executive Council.

30. Adoption of bylaws or standards of local authorities

30.1 Executive Council may, with respect to any matter on which Executive Council may make regulations under this Law, adopt as a regulation, bylaws of a local authority, as that term is defined in the *Community Charter* (British Columbia), as amended from time to time, with or without modifications.

- 30.2 If Executive Council adopts, as a regulation, a bylaw of a local authority, Executive Council must negotiate and, before bringing the regulation into effect, reach agreement with the local authority with respect to the operation of the bylaw as a regulation on Tla'amin Lands.
- 30.3 A regulation under subsection 30.1 may provide for enforcement of the regulation, including, without limitation, the adoption of the enforcement provisions of the local authority with respect to the bylaw adopted as a regulation, and the appointment of enforcement officers of the local authority as enforcement officers with respect to the regulation.
- 30.4 A regulation under subsection 30.1 may provide for offences and penalties, including but not limited to the offences and penalties of the local authority with respect to contravention of the regulation.

PART 4 PENALTIES AND COURT ASSISTANCE

31. Penalties

- 31.1 Executive Council may, by regulation, specify that any contravention of this Law or a regulation under this Law is an offence.
- 31.2 Executive Council may make regulations for the purposes of enforcing or restraining the contravention of the Laws and regulations of the Tla'amin Nation, including the following:
- (a) respecting a warning or an order;
 - (b) respecting a compliance notice;
 - (c) respecting a ticket;
 - (d) respecting a prosecution of an offence in Provincial Court;
 - (e) regarding continuing offences and subsequent offences;
 - (f) prescribing penalties for non-compliance with an order;
 - (g) prescribing fines and penalties for an offence enforced by a compliance notice or ticket;
 - (h) prescribing fines and penalties for an offence prosecuted in Provincial Court;
 - (i) respecting a remedial action requirement;
 - (j) respecting proceedings commenced in Supreme Court by the Tla'amin Government or its delegates; and
 - (k) prescribing objectives and principles for a court to take into account when imposing a sentence or delivering a ruling.

32. Payment of fines and other penalties to Tla'amin Nation

- 32.1 Fines and other penalties imposed and collected under or because of a Law or regulation must be paid to the Tla'amin Nation.

33. Severability

33.1 The provisions of this Law are severable, and where any provision of this Law is for any reason held to be invalid by a decision of a court of competent jurisdiction, the invalid portion must be severed from the remainder of this Law and the decision that it is invalid must not affect the validity of the remaining portions of this Law.

34. Validity

34.1 Nothing under this Law must be rendered void or invalid by

- (a) an error or omission in a notice, form, permit, or other document given or authorized under this Law, or
- (b) a failure of the Tla'amin Nation, a Tla'amin Official or a Tla'amin Public Employee to do something within the required time.

PART 5 INTERPRETATION AND COMMENCEMENT

35. Transitional

35.1 A licence, permit or authorization issued under Laws, regulations or bylaws enacted by Tla'amin Nation before the effective date and in effect on the effective date continue in effect until such time as they are terminated, repealed, continued or replaced by a Tla'amin Law or by a regulation made under this Law.

35.2 In subsection 35.1, "effective date" has the same meaning as it has in the Final Agreement.

36. Commencement

36.1 This Law, except section 9 [*Consultation with Tla'amin Citizens*], comes into effect on the date of its enactment after following the requirements for readings, review and consultation.

Date of 1st Reading: January 20, 2021;

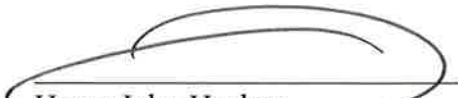
Date of 2nd Reading: March 3, 2021;


Date of Community Meeting: March 18, 2021

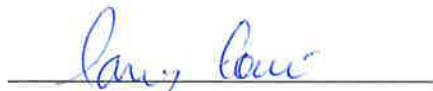
Date of 3rd Reading: April 21, 2021

Signatures

Signed by a quorum of Legislators:


Hegus John Hackett



Legislator Dillon Johnson


Legislator Larry Louie


Legislator Lori Wilson


Legislator Erik Blaney


Legislator Losa Luaifoa


Legislator Gloria Francis

Legislator Brandon Peters

