

CERTIFICATION

Pursuant to Section 86, Indian Act RSC 1985 C.I-5 and amendments thereto, I certify that the attached copy of the Cheam Indian Band Assessment By-Law No. 1995-2 being a By-Law to Amend By-Law 1992-1, dated February 27, 1995 is a true copy of the said by-law.

A handwritten signature in black ink, appearing to read 'R. Frizell', written over a horizontal line.

Richard Frizell
Lands and Trust Services,
a Superintendent as defined in
Section 2(1) Indian Act RSC 1985

Minister of Indian Affairs
and Northern Development



Ministre des Affaires
indiennes et du Nord canadien

On behalf of the Minister of Indian Affairs and Northern Development,
I HEREBY APPROVE, pursuant to section 83 of the *Indian Act*, the
following by-law made by the Cheam Indian Band, in the Province of
British Columbia, at a meeting held on the 27th day of February 1995.

**CHEAM INDIAN BAND ASSESSMENT BY-LAW NO. 1995-2
BEING A BY-LAW TO AMEND BY-LAW 1992-1**

Dated at Hull, Quebec

this 30th day of March 1995.

Dan E. Goodleaf
Deputy Minister

CHEAM INDIAN BAND

ASSESSMENT BY-LAW

BY-LAW NO. 1995-2

BEING A BY-LAW TO AMEND BY-LAW 1992-1

WHEREAS the Council of the Cheam Indian Band is amending its Assessment By-Law in accordance with directions from the Supreme Court of Canada decision rendered on January 26, 1995 and in particular the reasons for judgment written by The Right Honourable Antonio Lamer, P.C., Chief Justice, in

Matsqui Indian Band and Matsqui Indian Band Council

- v. -

Canadian Pacific Limited and Unitel Communications Inc.

- and -

Indian Taxation Advisory Board

- and between -

Siska Indian Band and Siska Indian Band Council

Kanaka Bar Indian Band and Kanaka Bar Indian Band Council

Nicomen Indian Band and Nicomen Indian Band Council

Shuswap Indian Band and Shuswap Indian Band Council

Skuppah Indian Band and Skuppah Indian Band Council

Spuzzum Indian Band and Spuzzum Indian Band Council

- v. -

Canadian Pacific Limited

- and -

Indian Taxation Advisory Board

(the "Matsqui Decision")

NOW THEREFORE BE IT RESOLVED that the Council of the Cheam Indian Band, at a meeting duly called and held, makes as a By-law the following:

By-law No. 1992-1 approved and passed at a duly convened meeting of the Council of the Cheam Indian Band held at Cheam Indian Band Office, Rosedale, British Columbia on the 24th day of September, 1992, where the Cheam Indian Band deemed it advisable and in the best interests of the members of the Cheam Indian Band to establish, by by-law, a system for the assessment and taxation of land, or interests in land, including rights to occupy, possess or use land in the reserve, such assessment being ancillary to and necessary for the establishment of an equitable system of levying taxes for local purposes on land, or interests in land, including rights to occupy, possess or use land in the reserve, and the same is hereby amended by:

- (a) in sub-section 40(3) of the said By-Law, striking out "in addition may be paid the remuneration as may be ordered by the chief and council" and substituting:

"in addition shall be paid the remuneration as shall be established by the Lieutenant Governor in Council pursuant to sub-section 48(5) of the *British Columbia Assessment Act*, R.S.B.C. 1979 c. 21 as amended from time to time with respect to the remuneration of the members of an Assessment Appeal Board (as that term is defined in that *British Columbia Assessment Act*) during the term of the office of the member of a Board of Review."

- (b) in section 40 of the said By-law, adding sub-section (5) as follows:

"(5) Unless the member of a Board of Review sooner dies, resigns or is removed from office for just cause by band council resolution or otherwise, a Member of a Board of Review shall hold office during good behaviour for a term of not less than three years, commencing on the date of the appointment under sub-section (1) of this section."

APPROVED AND PASSED at a duly convened meeting of the Cheam Indian Band held at Rosedale, British Columbia this 27 day of February, 1995, as witnessed by our signatures given below being a majority of the Councillors of the Band.

Charles K. Douglas
(Member of the Council)

Amelia Victor
(Member of the Council)

Jane Duggins
(Member of the Council)

(Member of the Council)

(Member of the Council)

(Member of the Council)

(Member of the Council)

(Member of the Council)

A quorum of chief and council consists of three (3).



BAND COUNCIL RESOLUTION RÉSOLUTION DE CONSEIL DE BANDE

NOTE: The words "from our Band Funds" "capital" or "revenue", whichever is the case, must appear in all resolutions requesting expenditures from Band Funds.
NOTA: Les mots "des fonds de notre bande" "capital" ou "revenu" selon le cas doivent paraître dans toutes les résolutions portant sur des dépenses à même les fonds des bandes.

The council of the Le conseil de		Cash free balance - Solde disponible
CHEAM INDIAN BAND		Capital account Compte capital \$
Date of duly convened meeting Date de l'assemblée dument convoquée	12/7/97/95	Revenue account Compte revenu \$

DO HEREBY RESOLVE:
DÉCIDE, PAR LES PRÉSENTES:

DO HEREBY RESOLVE THAT:

WHEREAS; the Band Council of the Cheam First Nation deems it advisable and in the best interest of the band to continue, by bylaw, taxation for the local purposes of land, or interest in land, in the reserve and

WHEREAS; the Property Assessment Bylaw has been enacted for the purpose of continuing assessment and taxation for local purposes of land, or interest in land, in the reserve, including rights to occupy, possess or use land in the reserve, pursuant to the Indian Act and in particular pursuant to the provisions of subsection 83 (1) of the Indian Act;

THAT ; pursuant to Section 40(1) of the Cheam Indian Band Property Assessment Bylaw, that Chief and Council do hereby re-appoint Donald L. Brothers, L.L.B.Q.C. to the Cheam First Nation Board of Review to hear appeals on assessments of lands and improvements located on Cheam reserve lands and to conduct such other relevant matters pursuant to Cheam Indian Property Assessment and Taxation Bylaws and

THAT; the term of appointment is for three years (1995, 1996 and 1997), and

THAT; the per diem payment, as chairman is set at \$300. (three hundred dollars), to be calculated as follows for each 24 hour day;

- for less than four hours of work, one-half of the established per diem rate, and
- for more than four-hours of work, a full per diem rate,
- plus reasonable travel costs,

APPROVED AND PASSED; at a duly convened meeting of the Band Council for the Cheam First Nation held at the Cheam Taxation Office, Rosedale, British Columbia this 28 day of July, 1995

Quorum 3
Sandra Victor
(Councilor - Conseiller)
Charles Douglas
(Councilor - Conseiller)
(Councilor - Conseiller)

(Chief - Chef)
(Councilor - Conseiller)
(Councilor - Conseiller)
(Councilor - Conseiller)

(Councilor - Conseiller)
(Councilor - Conseiller)
(Councilor - Conseiller)

FOR DEPARTMENTAL USE ONLY - RÉSERVÉ AU MINISTÈRE

Expenditure - Dépenses	Authority (Indian Act Section 80) Autorité (Article de la Loi sur les Indiens)	Source of funds Source des fonds <input type="checkbox"/> Capital <input type="checkbox"/> Revenue	Expenditure - Dépenses	Authority (Indian Act Section 80) Autorité (Article de la Loi sur les Indiens)	Source of funds Source des fonds <input type="checkbox"/> Capital <input type="checkbox"/> Revenue
Recommending officer - Recommandé par			Recommending officer - Recommandé par		
Signature _____ Date _____			Signature _____ Date _____		
Approving officer - Approuvé par			Approving officer - Approuvé par		
Signature _____ Date _____			Signature _____ Date _____		



BAND COUNCIL RESOLUTION
RÉSOLUTION DE CONSEIL DE BANDE

NOTE: The words "from our Band Funds" "capital" or "revenue", whichever is the case, must appear in all resolutions requesting expenditures from Band Funds.
NOTA: Les mots "des fonds de notre bande" "capital" ou "revenu" selon le cas doivent paraître dans toutes les résolutions portant sur des dépenses à même les fonds des bandes.

The council of the Le conseil de CHEAM INDIAN BAND		Cash free balance - Solde disponible	
Date of duly convened meeting Date de l'assemblée dûment convoquée 27/07/95		Capital account Compte capital	\$ _____
Province BC		Revenue account Compte revenu	\$ _____

DO HEREBY RESOLVE:
DÉCIDE, PAR LES PRÉSENTES:

DO BY HERE RESOLVE THAT:

WHEREAS; the Band council of the Cheam First Nation deems it advisable and in the best interest of the band to continue, by bylaw, taxation for local purposes of land, or interest of in land, in the reserve and

WHEREAS; the Property Assessment Bylaw has been enacted for the purpose of continuing assessment and taxation for the local purposes of land, or interest in land, in the reserve, including rights to occupy, possess or use land in the reserve, pursuant to the Indian Act and in particular pursuant to the provisions of subsection 83 (1) of the Indian Act;

THAT; pursuant to Section 40 (1) of the Cheam Indian Band Property Assessment Bylaw, that Chief and Council hereby appoint David G. Sparks, M.B.A. J.B., S.R./W.A. Lawrence Rivard and Paul Newson to the Cheam First Nation Board of Review to hear appeals on assessments of lands and improvements, located on Cheam reserve lands and to conduct such other relevant matters pursuant to Cheam Indian Band Property Assessment and Taxation Bylaws and

THAT; the term of appointment is for three years (1995, 1996, and 1997), and

THAT; the per diem payment, as a member of the board, be set at \$250. (two hundred and fifty dollars), to be calculated as follows for each 24 hour day;

- for less than four hours of work, one-half of the established per diem rate, and
 - for more than four hours of work, full per diem rate,
 - plus reasonable travel costs,
- Costs are to be submitted for review to the Chairman of the Board of Review before submission.

APPROVED AND PASSED; at a duly convened meeting of the Band Council for First Nation held at the Taxation Office, British Columbia this 28 day of July, 1995

Quorum 3

Sandra Victor
(Councilor - Conseiller)
Charles Douglas
(Councilor - Conseiller)
(Councilor - Conseiller)

Charles Douglas
(Chief - Chef)
(Councilor - Conseiller)
(Councilor - Conseiller)
(Councilor - Conseiller)

(Councilor - Conseiller)
(Councilor - Conseiller)
(Councilor - Conseiller)

FOR DEPARTMENTAL USE ONLY - RÉSERVÉ AU MINISTÈRE					
Expenditure - Dépenses		Authority (Indian Act Section Autorité (Article de la Loi sur les Indiens)		Source of funds Source des fonds	
				<input type="checkbox"/> Capital <input type="checkbox"/> Revenue Revenu	
Recommending officer - Recommandé par			Recommending officer - Recommandé par		
Signature _____ Date _____			Signature _____ Date _____		
Approving officer - Approuvé par			Approving officer - Approuvé par		
Signature _____ Date _____			Signature _____ Date _____		