

## CERTIFICATION

Pursuant to Section 86, Indian Act RSC 1985 C.1-5 and amendments thereto, I certify that the attached copies of the **Shxwhá:y Village Property Assessment and Taxation By-law Amendment By-law No. 2004-02** dated September 30, 2004 are true copies of the said by-laws.

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Thomas Howe  
Director, Lands and Trust Services,  
a superintendent as defined in  
Section 2(1) Indian Act RSC 1985

Ministre des Affaires indiennes et  
du Nord canadien et interlocuteur fédéral  
auprès des Métis et des Indiens non inscrits



Minister of Indian Affairs and  
Northern Development and Federal Interlocutor  
for Métis and Non-Status Indians

Ottawa Canada K1A 0H4

I, the Minister of Indian Affairs and Northern Development, HEREBY  
APPROVE, pursuant to section 83 of the *Indian Act*, the following  
bylaw made by the Shxwhá:y Village, in the Province of British  
Columbia, at a meeting held on the 30th day of September 2004.

- **Shxwhá:y Village**  
**Property Assessment and Taxation Bylaw**  
**Amendment By-law No. 2004-02**

A handwritten signature in black ink that reads "Andy Scott".

Dated at Ottawa, Ontario this *15* day of *November* 2004.

Canada

**SHXWHÁ:Y VILLAGE (FORMERLY SKWAY INDIAN BAND)**  
**PROPERTY ASSESSMENT AND TAXATION BYLAW**  
**AMENDMENT BY-LAW NO. 2004 - 02**

WHEREAS:

A. Pursuant to subsection 83(1)(a) of the *Indian Act*, R.S.C. 1985, c.I-5, the Council of a band may make bylaws for the purpose of taxation for local purposes of land, or interests in land, including rights to occupy, possess or use land in a reserve and with respect to any matters arising out of or ancillary to such purpose;

B. The Council of Shxwhá:y Village enacted the *Shxwhá:y Village Property Assessment and Taxation By-law* on June 24 , 2004;

C. The Council of Shxwhá:y Village wishes to amend the *Shxwhá:y Village Property Assessment and Taxation By-law* to exempt from assessment and taxation all farm land on Skway Indian Reserve No. 5

NOW BE IT HEREBY RESOLVED that the following bylaw be and is hereby enacted for the purpose of amending certain provisions of the *Shxwhá:y Village Property Assessment and Taxation By-law* as hereinafter provided.

SHORT TITLE

1. This bylaw may be cited for all purposes as the *Shxwhá:y Village Property Assessment and Taxation By-law, Amendment By-law No. 2004 - 02*.

AMENDMENT

2. The *Shxwhá:y Village Property Assessment and Taxation By-law* enacted June 24, 2004 is amended as follows:

(a) in subsection 6(h), by deleting "and" at the end of the subsection,

(b) in subsection 6(i), by deleting the "." and replacing it with "; and",

(c) in section 6, by adding the following exemption from taxation as subsection 6(j):

"6(j) any interest in land used for agricultural or farm purposes.", and

in SCHEDULE II, by deleting the heading, "*Class 9 - Agricultural/Farm*", and by deleting the entire

section 9.

TENSE

3. Where a provision in this by-law is expressed in the present tense, future tense or in the past tense, the provision applies to the circumstances as they may from time to time arise without reference to the present tense, future tense or past tense.

HEADNOTE

4. Head notes, marginal notes and provision headings form no part of this by-law but shall be construed as being inserted for convenience of reference only.

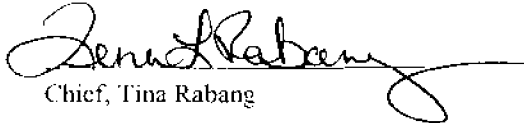
SEVERANCE OF SECTIONS

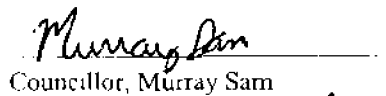
5. A finding by a court of competent jurisdiction that a section or provision of this by-law is void or invalid shall not affect or bear upon the validity or invalidity of any other section or part of this by-law or this by-law as a whole.

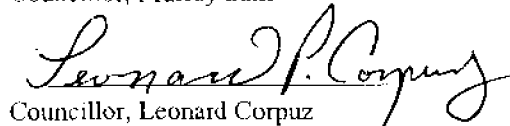
COMING INTO FORCE

6. This *Shxwhà:y Village Property Assessment and Taxation By-law, Amendment By-law No. 2004/02* shall come into force and effect immediately upon approval by the Minister of Indian Affairs.

This bylaw is hereby enacted by Council of Shxwhà:y Village at a duly convened meeting held on the 30th day of September, 2004.

  
Chief, Tina Rabang

  
Councillor, Murray Sam

  
Councillor, Leonard Corpuz

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Councillor, Daniel Rapada

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Councillor, William Rabang