# **CERTIFICATE**

I, Barrie Robb, do hereby certify as superintendent pursuant to section 86 of the Indian <u>Act</u> R.S.C., that the attached copy marked " CERTIFIED TRUE COPY OF THE ORIGINAL" is a true copy of the Piikani Nation's Settlement Revenue Account By-law duly signed by the council of the Piikani Nation on the 28<sup>th</sup> day of August, 2002.

Signed at Edmonton, Alberta this  $\underline{38}^{\#}$  day of  $\underline{February}$ ,2003.

Regional Director General

Indian and Northern Affairs Canada Edmonton, Alberta



Minister of Indian Affairs and Northern Development

â



Ministre des Affaires indiennes et du Nord canadien

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 by-law made by the Piikani Nation, in the Province of Alberta, at a meeting held on the 28<sup>th</sup> day of August 2002.

Piikani Nation Settlement Revenue Account By-law

and have

Dated at Ottawa, Ontario this 5th day of November

2002.

Canada

I certify that this is a true and correct copy of the original.

# PIIKANI NATION

# PIIKANI SETTLEMENT REVENUE ACCOUNT BYLAW

# This is a bylaw for the expenditure of moneys paid into the Piikani Settlement Revenue Account from the Piikani Trust.

WHEREAS the Piikani Nation has entered into an agreement with Her Majesty the Queen in Right of Canada and Her Majesty the Queen in Right of Alberta, whereby the Piikani Nation will receive Settlement Funds totalling approximately sixty-four million three hundred thousand dollars (\$64,300,000.00) plus ongoing Annual Payments ("Settlement Agreement");

**AND WHEREAS** pursuant to the Piikani Trust Agreement the Piikani Nation has established the Piikani Trust that provides for the management, expenditure, lending, and investment of the funds received under the Settlement Agreement, and directs that Annual Income paid by the Trustee to the Piikani Settlement Revenue Account be managed in accordance with the Financial Code and By-Laws of the Piikani Nation ;

AND WHEREAS the Piikani Nation Financial Code was enacted by the Piikani Nation pursuant to customary powers inherent to the Piikani Nation for the better financial administration of the Piikani Nation;

AND WHEREAS Section 83(1) of the *Indian Act*, R.S.C. 1985, c.1-5, provides that the Council of a band may, subject to the approval of the Minister of Indian and Northern Development, make bylaws for the following purposes;

- 83(1) (b) the appropriation and expenditure of moneys of the band to defray band expenses;
  - (g) with respect to any matter arising out of or ancillary to the exercise of powers under this section.

I certify that this is a true and correct copy of the original

**AND WHEREAS** the Piikani Nation Council wishes to authorize that expenditures from the Piikani Settlement Revenue Account be made in accordance with the Piikani Nation Financial Administration Code and this Bylaw;

**THEREFORE** the Piikani Nation Council enacts this Bylaw to authorize expenditures from the Piikani Settlement Revenue Account be made in accordance with the Piikani Nation Financial Administration Code and this Bylaw.

# **SECTION 1 - CITATION**

1.1 This Bylaw may be cited for all purposes as the Piikani Settlement Revenue Account Bylaw ("Bylaw").

### SECTION 2 - PURPOSE OF THE BYLAW

2.1 The Council, in accordance with its authority, enacts this Bylaw to ensure that Members of the Piikani Nation continue to benefit in future years from Annual Income earned from the Piikani Trust.

# **SECTION 3 - DEFINITIONS**

3.1 In this Bylaw, unless otherwise stated, words shall have the same meaning as words defined in the Piikani Nation Financial Administration Code or Piikani Trust Agreement unless the context is inconsistent therewith.

# SECTION 4 - APPLICATION OF THE BYLAW

4.1 This Bylaw governs the expenditure of funds paid to the Piikani Settlement Revenue Account from the Piikani Trust.

I certify that this is a true and correct copy of the original.

- 4.2 Notwithstanding the generality of Section 4.1, this Bylaw directs the expenditure of Annual Income paid to the Piikani Settlement Revenue Account from the Settlement Account, Investment Account, Heritage Account, Implementation Account and Environmental Remediation Account as follows:
  - twenty percent (20%) shall be paid to the Investment Account in the Piikani Trust;
  - twenty percent (20%) shall be paid to the Heritage Account into the Piikani
     Trust;
  - (iii) twenty percent (20%) shall be paid to the account of a Piikani entity charged with the mandate to acquire new lands for the Piikani Nation, and these moneys shall be expended in accordance with the Piikani Nation Financial Administration Code;
  - (iv) forty percent (40%) shall be paid to the account of a Piikani entity charged with the mandate to invest in housing and other infrastructure on Piikani Nation lands, and those moneys shall be expended in accordance with the Piikani Nation Financial Administration Code.

#### SECTION 5 - ADMINISTRATION AND ENFORCEMENT

5.1 The Council shall ensure that any Piikani entity responsible for the receipt and expenditure of Piikani Nation Funds under the Piikani Nation Financial Administration Code adheres to the provisions of this Bylaw.

# **SECTION 6 - GENERAL**

6.1 Headings form no part of this Bylaw, but shall be construed as being inserted for convenience of reference only.

I certify that this is a true and correct copy of the original.

Page 3 of 4

- 6.2 A finding by a court of competent jurisdiction that a section or provision of this Bylaw is void or invalid shall not affect or bear upon the validity or invalidity of any other section or part of this Bylaw or this Bylaw as a whole.
- 6.3 In this Bylaw, words in the singular include the plural, and words in the plural include the singular.

### SECTION 7 - AMENDMENTS AND REPEAL

- 7.1 No amendment or repeal of this Bylaw is valid unless consented to by a majority of eligible voters of the Piikani Nation by referendum. Eligible voters shall mean those persons deemed to be eligible voters in accordance with the *Piikani Nation Custom Election Bylaw*.
- 7.2 Subject to 7.1, the referendum procedures shall be consistent with the Piikani Nation Referendum Regulations as provided for in the Piikani Trust Agreement.

# **SECTION 8 - COMING INTO FORCE**

8.1 This Bylaw shall come into force immediately upon being approved by the Minister.

 READ A FIRST TIME the \_\_\_\_\_ day of \_\_\_\_\_\_, 2002

 READ A SECOND TIME the \_\_\_\_\_ day of \_\_\_\_\_\_, 2002

 READ A THIRD TIME the \_\_\_\_\_ day of \_\_\_\_\_\_, 2002.

THIS BYLAW is hereby passed by Band Council Resolution No. \_\_\_\_\_ by Council at a duly convened meeting held on the \_\_\_\_\_ day of \_\_\_\_\_, 2002, a quorum existing.

certify that this is a true and correct copy of the original.

ern Allaires indiennes , el du Nord Canada	Laure: $Gladu$ 4208-436	Chronological no. – Nº conséculif
CC	Tamara Kane	7403/2002-03(a)
	8265-438-AS	File reference no Nº de référence du dossier
	CONSEIL DE BANDE	4215-4-436

NOTE: The words "from our Band Funds" "capital" or "revenue", whichever is the case, must appear invall additions requesting expenditures from Band Funds. NOTA: Les mois "des fonds de notre bande" "capital" ou "revenu" selon le cas delivent paratire dans louise les fésolutions pertant sur des depenses à même les fonds des bandes.

		Documen	# 43145		
The council of the Le conseil de	Employee Initials		Capital account Compte capital		
Date of duly convened meeting Date de l'assemblée dument con	υνοquée 2 β 0	M Y:A	Province Alberta	Revenue account Compte revenu	\$

DO HEREBY RESOLVE: DECIDE, PAR LES PRÉSENTES:

Indian and North Alfairs Canada

> WHEREAS the Piikani Nation has entered into an agreement with Her Majesty the Queen in Right of Canada and Her Majesty the Queen in Right of Alberta, whereby the Piikani Nation will receive Settlement Funds totalling approximately sixty-four million three hundred thousand dollars (\$64,300,000.00) plus ongoing Annual Payments ("Settlement Agreement");

> AND WHEREAS pursuant to the Piikani Trust Agreement, included as Schedule L of the Settlement Agreement, the Piikani Nation has established the Piikani Trust that provides for the management, expenditure, lending, and investment of the funds received under the Settlement Agreement, and directs that Annual Income paid by the Trustee to the Piikani Settlement Revenue Account be managed in accordance with the Financial Code and By-Laws of the Piikani Nation ;

**AND WHEREAS** the Piikani Nation Financial Code was enacted by the Piikani Nation pursuant to customary powers inherent to the Piikani Nation for the better financial administration of the Piikani Nation;

**AND WHEREAS** Section 83(1) of the Indian Act, R.S.C. 1985, c.1-5, provides that the Council of a band may, subject to the approval of the Minister of Indian and Northern Development, make bylaws for the following purposes;

83(1) (b)

) the appropriation and expenditure of moneys of the band to defray band expenses;

	<del>(g)</del> wit	h respect to any r	natter arising out	of or ancillary to	the
I certify that the	nis is a trúe   exe	ercise of powers ur	nder this section.	DEGE	
and correct c	opy of the			MECE	
original.	$\sum$	Pag	ge 1 of 2	SEP 06	2002
	(7)	$\mathcal{O}$	1 0	RECORDS O	EGION D
Quorum Seve	en (7)	Fitz	and -	a negative field of one of a constrained of a size of a state of the state of the second state of the seco	Malas Arit Burnelsee Characteria Characteria
	A-	Edun	- Chell	Emi Be	astin
Contraction of the second seco	Conseller)	6 Leolio 1	D. Dany HA	(Councillo	r - Conseiller)
Councillor	Consoller Collog	(Councillor	- Copfellier)	(Councilio	r - Consgitter)
(Coupeillor	- Conseiller)	(Councillor	- Consellier	In I (Douncillo	( 6 Conseiller)
		Handp	entiting	from Super	and .
·	FOP DEPA	RTMENTAL USE ON	ILY – RÉSERVÉ AU	MINISTERE	
Expenditure – Dépenses	Authority (Indian Act Section Autorité (Article de la Loi sur les Indians)	Source of lunds Source des londs	Expenditure - Dépenses	Authority (Indian Act Section Autorité (Article de la Loi sur les Indiens)	Source of lunds Source des londs
		Capital Revenue			Capital Rev.
Recommending officer - Reco	mmandé par		Recommending officer - Recom	mandé par	
Signature		Data . Signal			
Approving officer – Approuvé	Dat .		Approving officer – Approuvé pa	1	
Sign	alure	Daie	Signatu	:1 B	Oale
80-5 (12-89) 7630-21-038-8582				•	$\overline{\mathbf{O}}$

Canada

Chronological no. - Nº conséculif

7403/2002-03(b)

File reference no. - Nº de référence du dossier

#### BAND COUNCIL RESOLUTION RÉSOLUTION DE CONSEIL DE BANDE

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

	. Cash free ba	alance – Solde disponible
The council of the .Le conseil de	PIIKANI NATION Capital account Comple capital	\$
Date of duly convened m Date de l'assemblée dum	eeling tent convoquée 2 8 0 8 0 2 ALBERTA Revenue account Compte revenu	\$

DO HEREBY RESOLVE: DECIDE, PAR LES PRÉSENTES:

Alfairs Canada

Indian and Northern Alfalres indiennes

el du Nord Canada

**AND WHEREAS** the Piikani Nation Council wishes to pass the Piikani Nation Piikani Settlement Revenue Account Bylaw ("Settlement Revenue Account Bylaw"), which is attached as Appendix A, to authorize that expenditures from the Piikani Settlement Revenue Account be made in accordance with the Piikani Nation Financial Administration Code and Settlement Revenue Account Bylaw;

**AND WHEREAS** the Piikani Nation Council affirms that the Settlement Revenue Account Bylaw will only become effective upon the ratification of the Settlement Agreement by the Members of the Piikani Nation and upon the approval of the Minister of Indian and Northern Development of the Settlement Revenue Account Bylaw.

**THEREFORE** the Piikani Nation Council passes the Settlement Revenue Account Bylaw, a bylaw that authorizes that expenditures from the Piikani Settlement Revenue Account be made in accordance with the Piikani Nation Financial Administration Code and the Settlement Revenue Account Bylaw.

I certify that thi and correct co original	s is a true opy of the	Pag	e 2 of 2	DECEO SEP 0 6 ALBERTA RE RECORDS O	2002
Quorum SEVEN Councilior (Councilior (Councilior (Councilior (Councilior	Conseiller)	Chief Educing Galacies	- Conseller) - Conseller) - Conseller) - Conseller) - Conseller) - Conseller) - Conseller) - Conseller) - Conseller)	Lawing Councilia (Councilia (Councilia (Councilia (Councilia (Councilia (Councilia)	- Conseiller)
	FOP-DEPAP	THENTAL-USE-ON	LY RÉSERVÉ A	J-MINISTERE	
Expenditure – Dépenses	Authority (Indian Act Section Autorité (Article de la Loi sur les Indiens)	Source of lunde Source des londs	Expenditure – Dépenses	Authority (Indian Act Section Autorité (Article de la Loi sur les Indiens)	Source of lunds Source des lands Capital Rev.
Recommending officer - Recom	l mandé par	<u></u>	Recommending officer - Aecor	nmandé par	1
Signatu		Daie	Signal		Osie
Approving officer — Approuvé pr	17 17		Approving oliicer – Approuvé p	81	
Signature		Date	Signature		Date
60-5 (12-89) 7530-21-036-8582			•		Canac