First Nations Tax Commission
Commission de la fiscalité des premières nations

The First Nations Tax Commission, pursuant to the *First Nations Fiscal Management Act*, hereby approves the following law made by the St. Mary's Indian Band in the Province of British Columbia,

St. Mary's Indian Band Annual Expenditure Law No. 113, 2014

Dated at Kamloops, British Columbia this 29th day of May, 2014.

On behalf of the First Nations Tax Commission

Clarence T Jules

C.T. (Manny) Jules – Chief Commissioner
First Nations Tax Commission

ST. MARY'S INDIAN BAND
ANNUAL EXPENDITURE LAW NO. 113, 2014

WHEREAS:

A. Pursuant to section 5 of the *First Nations Fiscal Management Act*, the council of a first nation may make laws respecting taxation for local purposes of reserve lands, interests in reserve lands or rights to occupy, possess or use reserve lands, including laws authorizing the expenditure of local revenues;

B. The Council of the First Nation has enacted the *St. Mary's Indian Band Property Assessment Law, 2008,* as amended, and the *St. Mary's Indian Band Property Taxation Law, 2008,* as amended; and

C. Section 10 of the *First Nations Fiscal Management Act* requires a first nation that has made a property taxation law to, at least once each year, make a law establishing a budget for the expenditure of revenues raised under its property taxation laws;

NOW THEREFORE the Council of the St. Mary's Indian Band duly enacts as follows:

1. This Law may be cited as the *St. Mary's Indian Band Annual Expenditure Law No. 113, 2014.*

2. In this Law:

"Act" means the *First Nations Fiscal Management Act*, S.C. 2005, c.9, and the regulations made under that Act;

"annual budget" means a budget setting out the projected local revenues and projected expenditures of those local revenues during the budget period;

"annual expenditure law" means a law enacted under paragraph 5(1)(b) of the Act as required by paragraph 10(b) of the Act;

"Assessment Law" means the *St. Mary's Indian Band Property Assessment Law, 2008,* as amended;

"Council" has the meaning given to that term in the Act;

"First Nation" means the St. Mary's Indian Band, being a band named in the schedule to the Act;

"interim budget" means a budget setting out the projected local revenues and projected expenditures of those local revenues during a budget year, that is intended to have effect only until replaced with an annual budget for that budget year;

"Law" means this annual expenditure law enacted under paragraph 5(1)(b) of the Act;

"local revenues" means money raised by the First Nation under a property taxation law;

"property taxation law" means a law enacted by the First Nation under paragraph 5(1)(a) of the Act;

"taxable property" means property in a reserve that is subject to taxation under a property taxation law; and

"Taxation Law" means the *St. Mary's Indian Band Property Taxation Law, 2008* as amended.

3. The First Nation's annual budget for the fiscal year beginning April 1, 2014, and ending March 31, 2015, is comprised of those portions of the Schedule shown as "2014 Annual Budget".

4.(1)The First Nation's interim budget for the budget year beginning April 1, 2015 and ending March 31, 2016 is comprised of those portions of the Schedule shown as "2015 Interim Budget."

(2)The expenditures provided for in subsection (1) are authorized until the First Nation's annual expenditure law for the budget year referenced in subsection (1) comes into force and effect, at which time the interim budget ceases to have force and effect.

5. Expenditures of local revenues must be made only in accordance with this Law.

6. Where the First Nation wishes to authorize an expenditure not authorized in this Law, or change the amount of an expenditure authorized in this Law, Council must amend this Law in accordance with Council procedure and the requirements of the Act.

7. This Law authorizes the expenditure of contingency amounts as necessary within any of the categories of expenditures set out in the Schedule.

8. Except where otherwise defined, words and expressions used in this Law have the meanings given to them in the Assessment Law and the Taxation Law.

9. Where a provision in this Law is expressed in the present tense, the provision applies to the circumstances as they arise.

10. This Law must be construed as being remedial and must be given such fair, large and liberal construction and interpretation as best ensures the attainment of its objectives.

11. (1)The Schedule attached to this Law forms part of and is an integral part of this Law.

(2)A reference to the Schedule is a reference to the Schedule to this Law.

12. This Law comes into force and effect on the day after it is approved by the First Nations Tax Commission.

THIS LAW IS HEREBY DULY ENACTED by Council on the 26th day of May, 2014, at Cranbrook, in the Province of British Columbia.

A quorum of Council consists of three (3) members of Council.

Chief Jim Whitehead

Councillor Richard Williams

Councillor Codie Andrew

Councillor Joe Pierre

Councillor Corrie Walkley

SCHEDULE

	2014 Annual Budget	2015 Interim Budget
REVENUES		
1. Local revenues for current fiscal year:		
a. Property Tax	$ 29,593.37	$ 30,182.36
TOTAL REVENUES	**$ 29,593.37**	**$ 30,182.36**
EXPENDITURES		
1. General Government Expenditures		
a. Executive and Legislative	$ 2,500.00	$ 2,550.00
b. General Administrative	9,000.00	9,180.00
c. Other General Government	500.00	510.00
2. Protection Services		
a. Policing		
b. Fire prevention	3,000.00	3,060.00
c. Regulatory Measures		
d. Other Protective Services	1,200.00	1,224.00
3. Recreation and Cultural Services		
a. Recreation		
b. Culture	502.82	510.00
c. Other Recreation and Culture		
4. Environment Health Services		
a. Water Purification and Supply	1,000.00	1,020.00
b. Sewage Collection and Disposal		
c. Garbage Waste Collection and Disposal	3,300.00	3,366.00
d. Other environmental services		
5. Community Development		
a. Education		
b. Housing		
c. Planning and Zoning		
d. Community Planning		
e. Economic Development Plan		
f. Heritage Protection	1,000.00	1,020.00

g. Agricultural Development		
6. Transportation and Communication		
a. Roads and Streets	5,000.00	5,100.00
b. Snow and Ice Removal	2,000.00	2,040.00
c. Parking		
d. Public Transit		
e. Other Transportation and Communication		
5. Contingency Amounts	590.55	602.36
TOTAL EXPENDITURES	**$ 29,593.37**	**$ 30,182.36**
BALANCE	**$ 00.00**	**$ 0.00**