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 Squiala First Nation in the Province of British Columbia,

Squiala First Nation Annual Expenditure Law, 2013

Dated at Kamloops, British Columbia this 30th day of May, 2013.

On behalf of the First Nations Tax Commission

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

SQUIALA FIRST NATION

ANNUAL EXPENDITURE LAW, 2013

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 in 2005 made a property assessment by-law and a property taxation by-law further to Section 83 of the *Indian Act*, which by-laws deemed further to section 145 of the *First Nations Fiscal Management Act* to be property taxation laws; 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; and

D. The Council of the First Nation wishes to establish an annual budget for the expenditure of revenues raised in the current taxation year, and an interim budget for the next taxation year;

NOW THEREFORE the Council of the Squiala First Nation duly enacts as follows:

1. This Law may be cited as the *Squiala First Nation Annual Expenditure Law, 2013*.

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 a budget year;

"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 *Squiala First Nation Assessment By-law, 2005*;

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

"First Nation" means the Squiala First Nation, 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 *Squiala First Nation Taxation By-law, 2005.*

3. The First Nation's annual budget for the budget year beginning April 1st, 2013, and ending March 31st, 2014, is attached as a Schedule and the expenditures provided for in the Schedule are authorized.

4.(1) The First Nation's interim budget for the budget year beginning April 1st, 2014, and ending March 31st, 2015 comprised of

(a) sections 1 and 2 of Part 1 of the Schedule; and

(b) all of Part 2 of the Schedule

(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 the annual budget.

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

7. The grant amounts set out in the annual budget are hereby approved as expenditures in accordance with the Taxation Law.

8. This Law authorizes the expenditure of contingency amounts as necessary within any of the categories of expenditures setout in the Schedule.

9. 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.

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

11. 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.

12.(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.

13. 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 17th day of May, 2013, at Chilliwack, in the Province of British Columbia.

A quorum of Council consists of two (2) members of Council.

Chief David Jimmie	Councillor Allen Jimmie
Councillor Stephen Jimmie	

SCHEDULE

ANNUAL BUDGET AND INTERIM BUDGET

PART 1: REVENUES

1.	Local revenues for current fiscal year:	
a.	Property Tax	$1,476,449.00
b.	Taxation for the Provision of Services	
	i.	$
	ii.	$
c.	Business Activity Taxes	
	i.	$
	ii.	$
2.	Development Cost Charges Revenues	
	i.	$
	ii.	$
3.	Proceeds from borrowing	
	i.	$
	ii	$
4.	Accumulated Surplus - Local revenues carried over from the previous fiscal year	$
5.	Accumulated Deficit - Local revenues carried over from the previous fiscal year	$
6.	Reserve fund	
	i.	$
	ii.	$
7.	Moneys borrowed from reserve funds	
	i.	$
	ii.	$
TOTAL REVENUES		$1,476,449.00

PART 2: EXPENDITURES

1. General Government Expenditures	
a. Executive and Legislative	$100,000.00
b. General Administrative	$150,000.00
c. Other General Government	
2. Protection Services	
a. Policing	
b. Firefighting	
c. Regulatory Measures	
d. Other Protective Services	
3. Transportation	
a. Roads and Streets	$ 20,000.00
b. Snow and Ice Removal	
c. Parking	
d. Public Transit	
e. Other Transportation	$ 30,000.00
4. Recreation and Cultural Services	
a. Recreation	$ 20,000.00
b. Culture	$ 20,000.00
c. Heritage Protection	
d. Other Recreation and Culture	
5. Community Development	
a. Education	$ 90,000.00
b. Planning and Zoning	
c. Community Planning	$ 30,000.00
d. Economic Development Program	$150,000.00
e. Tourism	
f. Trade and Industry	
g. Land Rehabilitation and Beautification	
h. Other Regional Planning and Development	
6. Environment Health Services	
a. Water Purification and Supply	

b. Sewage Collection and Disposal	$ 10,000.00
c. Garbage Waste Collection and Disposal	$ 60,000.00
d. Recycling	
e. Other Environmental Services	
7. Fiscal Services	
a. Long-term Payments to the First Nations Finance Authority	
b. Interim Financing Payments to the First Nations Finance Authority	
c. Other Payments	
d. Accelerated Debt Payments	
e. Other Fiscal Services	
8. Other Services	
a. Health	$50,000.00
b. Social Programs and Assistance	
c. Agriculture	
d. Education	$ 52,455.00
e. Other Service	$668,994.00
9. Taxes Collected for Other Governments	
10. Grants:	
a. Home owner grant equivalents:	
b. Other grants:	
i.	$
ii.	$
iii.	$
11. Contingency Amounts	$ 25,000.00
12. Transfers into reserve funds	
a.	$
b.	$
13. Repayment of moneys borrowed from reserve funds	
a.	$
b.	$
TOTAL EXPENDITURES	$1,476,449.00
BALANCE	**$0.00**

Note: The First Nation has the following service agreements with third-party service providers, and the amounts indicated are the amounts payable by the First Nation under each agreement during the budget period:

a. **City of Chilliwack for Municipal Services** **$668,994.00**