



**First Nations Tax Commission**  
**Commission de la fiscalité des premières nations**

The First Nations Tax Commission, pursuant to the *First Nations Fiscal and Statistical Management Act*, hereby approves the following law made by the Shxwhá:y Village Indian Band in the Province of British Columbia,

***Shxwhá:y Village Annual Expenditure Law, 2010***

Dated at Cranbrook, British Columbia this 15th day of June, 2010.

On behalf of the First Nations Tax Commission

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



**SHXWHÁ:Y VILLAGE**  
**ANNUAL EXPENDITURE LAW, 2010-02**

WHEREAS:

A. Pursuant to section 5 of the *First Nations Fiscal and Statistical 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 Shxwhá:y Village has enacted Shxwhá:y Village Property Assessment and Taxation Bylaw on June 24, 2004, which laws have been deemed to be property taxation laws made under the *First Nations Fiscal and Statistical Management Act*, pursuant to section 145 of that Act; and

C. Section 10 of the *First Nations Fiscal and Statistical 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 Shxwhá:y Village duly enacts as follows:

1. This Law may be cited as the *Shxwhá:y Village Annual Expenditure Law, 2010*.
2. In this Law:

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

“annual budget” means the budget, attached as a Schedule to this Law, setting out the projected local revenues and projected expenditures of those local revenues during the budget period;

“Assessment Law” means the *Shxwhá:y Village Property Assessment and Taxation Bylaw on June 24, 2004*;

“Council” has the meaning given to that term in the Act;

“First Nation” means the Shxwhá:y Village, being a band named in the schedule to the Act;

“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 *Shxwhá:y Village Property Assessment and Taxation Bylaw on June 24, 2004*.

3. The First Nation’s annual budget for the fiscal year beginning April 1, 2010, and ending March 31, 2011, is attached as a Schedule to this Law.

4. This Law authorizes the expenditures provided for in the annual budget.

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

6. Expenditures of local revenues must be made only in accordance with the annual budget.

7. Notwithstanding section 6 of this Law, Council may at any time amend the annual budget by amending this Law in accordance with Council procedure and the requirements of the Act.

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.

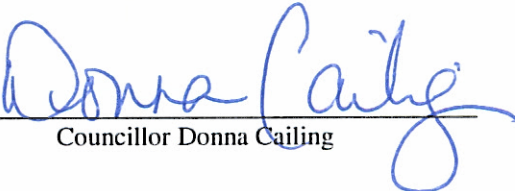
11. The Schedule attached to this Law forms part of and is an integral part of this Law.

12. This Law comes into force and effect on the later of June 08, 2010 and the day after it is approved by the First Nations Tax Commission.

THIS LAW IS HEREBY DULY ENACTED by Council on the 08 day of June, 2010, at Shxwhá:y Village Band Hall, in the Province of British Columbia.

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

  
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Chief William Rabang

  
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Councillor Donna Cailing

  
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Councillor Tina Rabang

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Councillor Anthony Aure

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Councillor Daniel Rapada

**SCHEDULE  
ANNUAL BUDGET**

**REVENUES**

1. Local revenues for current fiscal year:	
a. Property Tax	\$19,520
2. Accumulated Surplus - Local revenues carried over from the previous fiscal year	\$
3. Accumulated Deficit - Local revenues carried over from the previous fiscal year	\$
<b>TOTAL REVENUES</b>	<b>\$19,520</b>

**EXPENDITURES**

1. General Government Expenditures	
a. Executive and Legislative	
b. General Administrative	
c. Other General Government	2,000
2. Community Development	
a. Education	
b. Housing	
c. Planning and Zoning	
d. Community Planning	
e. Economic Development Program	10,000
f. Heritage Protection	
g. Agricultural Development	
h. Urban Renewal	
i. Beautification	2,000
j. Land Rehabilitation	
k. Tourism	
l. Other Regional Planning and Development	
3. Environment Health Services	
a. Water Purification and Supply	
b. Sewage Collection and Disposal	
c. Garbage Waste Collection and Disposal	5,020
d. Other Environmental Services	
11. Contingency Amounts	500

<b>TOTAL EXPENDITURES</b>	<b>\$19,520</b>
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<b>BALANCE</b>	<b>\$0</b>
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