



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 Adams Lake Indian Band in the Province of British Columbia,

Adams Lake Indian Band Annual Expenditure Law, 2008

Dated at Fredericton, New Brunswick the 9th day of July, 2008.

On behalf of the First Nations Tax Commission

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



**ADAMS LAKE INDIAN BAND
ANNUAL EXPENDITURE LAW, 2008**

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 Adams Lake Indian Band has enacted the Adams Lake Indian Band Property Assessment Bylaw, PR-95-01 and the Adams Lake Indian Band Property Taxation Bylaw, PR-95-02 with the approval date of December 21, 1995, 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;

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 Adams Lake Indian Band, at a duly convened meeting, enacts as follows:

1. This Law may be cited as the *Adams Lake Indian Band Annual Expenditure Law, 2008*.
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 Schedule I to this Law, setting out the projected local revenues and projected expenditures of those local revenues during the budget period;

“Assessment Law” means the Adams Lake Indian Band Property Assessment Bylaw, PR-95-01;

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

“First Nation” means the Adams Lake Indian Band, 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 a 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 Adams Lake Indian Band Property Taxation Bylaw, PR-95-02.

3. The First Nation’s annual budget for the fiscal year beginning April 1, 2008 and ending March 31, 2009 is attached as Schedule I to this Law.
4. This Law authorizes the expenditures provided for in the annual budget.
5. Pursuant to section __ of the Taxation Law, the grant amounts set out in Schedule II are approved as expenditures as set out in the annual budget.
6. This Law authorizes the expenditure of contingency amounts as necessary within any of the categories of expenditures set out in Schedule I.
7. Expenditures of local revenues must be made only in accordance with the annual budget.
8. Notwithstanding section 10 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.

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

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

11. Notwithstanding section 10 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.

12. 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.

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

14. 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.

15. The schedules attached to this Law form part of and are an integral part of this Law.

16. This Law comes into force and effect on the later of June 27, 2008 and the day after it is approved by the First Nations Tax Commission.

THIS LAW IS HEREBY DULY ENACTED by Council on the 27th day of June, 2008, at the Adams Lake Indian Band Administrative Office, Chase, in the Province of British Columbia.

A quorum of Council consists of four (4) members of Council.

Chief Nelson Leon



Councillor Diane Jules



Councillor Charlie Andrew



Councillor Gina Johnny

Councillor Lynn Kenoras



Councillor Cliff Armouse

SCHEDULE I
ANNUAL BUDGET

REVENUES

Property Tax Levies, Interest & Penalties for Current Fiscal Year	\$962,655
Surplus or Deficit Property Tax Revenue carried over from previous Fiscal Years	\$
TOTAL REVENUES	\$962,655

EXPENDITURES

1. General Government Expenditures	
a. Executive and Legislative	\$102,000
b. General Administrative	\$42,000
c. Other General Government	\$10,500
2. Protection Services	
a. Policing	\$58,000
b. Firefighting	\$39,000
c. Regulatory Measures	
d. Other Protective Services	
3. Transportation	
a. Roads and Streets	\$73,000
b. Snow and Ice Removal	\$33,000
c. Parking	
d. Public Transit	\$9,000
e. Other Transportation	
4. Recreation and Cultural Services	
a. Recreation	\$23,500
b. Culture	\$16,000
c. Other Recreation and Culture	
5. Community Development	
a. Education	\$24,700
b. Housing	
c. Planning and Zoning	\$24,700
d. Community Planning	\$27,700
e. Economic Development Program	\$73,000
f. Heritage Protection	
g. Agricultural Development	\$27,000
h. Urban Renewal	

Sample First Nation Annual Expenditure Law
(modified for s.83 bylaws deemed to be FSMA laws)

i.	Beautification	\$16,500
j.	Land Rehabilitation	\$8,500
k.	Tourism Development	
l.	Tourism Information	
m.	Other Regional Planning and Development	\$42,500
6.	Environment Health Services	
a.	Water Purification and Supply	\$157,500
b.	Sewage Collection and Disposal	\$2,500
c.	Garbage Waste Collection and Disposal	
d.	Other Environmental Services	\$4,300
7.	Fiscal Services	
a.	Interest Payments to the First Nations Finance Authority	
b.	Debt Payments to the First Nations Finance Authority	
c.	Other Payments to the First Nations Finance Authority	
d.	Other Interest Payments	
e.	Other Debt Charges	
f.	Other Fiscal Services	
g.	Debenture Payments	
8.	Other Services	
a.	Health	
b.	Social Programs and Assistance	\$37,500
c.	Agriculture	
d.	Tourism	\$14,500
e.	Trade and Industry	\$12,000
f.	Other Service	
9.	Taxes Collected for Other Governments	
	Grants:	
	Home owner grant equivalents:	\$38,755
	Not-for-profit corporations:	
	Other Expenditures:	
	Municipal Service Agreements [list each]	
	Amounts payable to the First Nations Finance Authority:	
	Contingency Amounts:	\$45,000
	Reserve Funds:	
	Payments into Reserve Funds:	
	Capital Infrastructure Replacement:	

Capital Infrastructure Improvement:

[other type]:

Expenditures from Reserve Funds:

TOTAL EXPENDITURES	\$962,655
BALANCE	\$0

SCHEDULE II
ANNUAL GRANTS

1. The following home owner grants are approved: \$570.00
2. The following [surrounding land/not-for-profit] grants are approved:
3. The following [need-based/senior citizen/disability] grants are approved: \$845.00