


CERTIFICATION

Pursuant to Section 86, Indian Act RSC 1985 C.I-5 and amendments thereto, I certify that the attached copy of the Westbank First Nation IR #9 STQA? Kw LNIW'T Community Health Building Capital Expenditure By-law No. 05-TX-06, dated October 31, 2005, is a true copy of the said by-law.



Joseph Whiteside,
A/Associate Director,
Lands and Trust Services,
a superintendent as defined in
Section 2(1) Indian Act RSC 1985



Indian and Northern
Affairs Canada

Affaires indiennes
et du Nord Canada

Deputy Minister

Sous-ministre

Ottawa, Canada
K1A 0H4

On behalf of the Minister of Indian Affairs and Northern Development, I
HEREBY APPROVE, pursuant to section 83 of the *Indian Act*, the
following by-law made by the Westbank First Nation, in the Province of
British Columbia, at a meeting held on the 31st day of October 2005.

**Westbank First Nation
IR #9 STQA? Kw LNIW'T Community Health Building
Capital Expenditure By-law No. 05-TX-06**

Dated at Ottawa, Ontario this *19* day of *December* 2005.

**WESTBANK FIRST NATION
IR#9 STQA? Kw LNIW'T COMMUNITY HEALTH BUILDING PROJECT
CAPITAL EXPENDITURE BYLAW NO. 05-TX-06**

To authorize the expenditure of a maximum of Three Hundred Thousand Dollars (\$300,000.00) from money raised pursuant to section 83(1) of the Indian Act, for the purpose of constructing the STQA? Kw LNIW'T Community Health Building Capital Project within the Tsinstikeptum Indian Reserve No.9.

WHEREAS:

- A. Pursuant to Section 83(1) of the *Indian Act* and the Westbank First Nation's inherent right of self-government, the Westbank First Nation has enacted the Westbank First Nation Property Taxation Bylaw 95-TX-08 and subsequent amendments (the "Taxation Bylaw");
- B. In accordance with section 12(3)(1) of the Taxation Bylaw, the Westbank First Nation annually to deposit Ten (10%) per cent of annual gross taxes in a cumulative capital projects fund (the "Cumulative Fund") to be used from time to time for such capital projects as may be authorized by separate bylaw;
- C. Pursuant to the Westbank First Nation Expenditure Bylaw 1995 and subsequent amendments (the "Expenditure Bylaw") Westbank First Nation is authorized to expend moneys raised pursuant to the Taxation Bylaw for local purposes, including the provision of local services on Reserve and capital projects;
- D. The Council of the Westbank First Nation deems it desirable and in the best interests of the members of the Westbank First Nation to design and construct the STQA? Kw LNIW'T Community Health Building Capital project within Tsinstikeptum Indian Reserve No.9.
- E. The Westbank First Nation has estimated the total contribution to construction of the STQA? Kw LNIW'T Community Health Building Capital Project to be \$300,000 as outlined in Schedule "A" to this bylaw.

NOW THEREFORE, the Council of the Westbank First Nation hereby enacts the following bylaw;

SHORT TITLE

1. This Bylaw may be cited for all purposes as the I.R. #9 STQA? Kw LNIW'T Community Health Building Capital Expenditure Bylaw No. 05-TX-06.

EXPENDITURE AUTHORIZATION

2. The Westbank First Nation hereby acknowledges this is in the best interests of the members of the Westbank First Nation to construct the STQA? Kw LNIW'T Community Health Building Capital project as identified in schedule "A" to this bylaw.
3. The Westbank First Nation hereby approves the expenditure of not more than Three Hundred Thousand Dollars (\$300,000.00) from the Cumulative Fund for the purposes of constructing the STQA? Kw LNIW'T Community Health Building Capital Project (the "Project Funds").
4. The Westbank First Nation also authorizes the expenditure of all or a portion of the Project Funds to acquire all such lands, easements, rights-of-way, licences, permits, rights and authorities as may be required or desirable for or in connection with the construction of the STQA? Kw LNIW'T Community Health Building Project within Tsinstikeptum Reserve No.9.
5. Any of the Project Funds not expended on the STQA? Kw LNIW'T Community Health Building Project or incidental costs related thereto as identified incidental thereto, will be reimbursed to and deposited in the "Cumulative Fund".
6. This Bylaw comes into full force and effect upon approval by the Minister of Indian Affairs and Northern Development.

BE IT HEREBY RESOLVED AND AGREED:

That this Bylaw, entitled the STQA? Kw LNIW'T Community Health Building Project Westbank First Nation Bylaw No 05-TX-06 being read for the first, third and final time by the Council of the Westbank First Nation held at duly convened meetings.

1st Reading

Kelowna, British Columbia, this 31st day of October, 2005.

2nd Reading

Exempt from second reading as per section 60.9 of the Westbank First Nation Constitution pertaining to enactment of a Local Revenue Law.

3rd Reading

Kelowna, British Columbia, this 31st day of October, 2005.


Chief Robert Louie


Councillor Mickey Werstuik

Councillor Brian Eli


Councillor Michael De Guevara


Councillor Loretta Swite

SCHEDULE "A"

BUDGET FOR PROPOSED COMMUNITY HEALTH BUILDING

ITEM	COST	FUNDING SOURCE
Engineering services for design and construction	\$ 300,000	WFN LGS
TOTAL	\$ 300,000	