HUU-AY-AHT FIRST NATIONS



MISCELLANEOUS STATUTES AMENDMENT ACT, 2013

The Huu-ay-aht Legislature enacts this law to amend specified Huu-ay-aht laws.

REGISTRY OF LAWS CERTIFICATION

I certify that the *Miscellaneous Statutes Amendment Act, 2013* passed Third Reading in the Legislature on:

_____

_____
Chief Councillor Jeff Cook

I certify that the *Miscellaneous Statutes Amendment Act, 2013* is enacted as law on:

_____

_____
Ta'yii Hawilth Derek Peters

I certify that the *Miscellaneous Statutes Amendment Act, 2013* came into force on:

_____

_____
Law Clerk Connie Waddell

The Legislature enacts as follows:

PART 1 – DISCRIMINATION AND HARASSMENT AMENDMENTS

Financial Administration Act

1 ***Section 92 of the Financial Administration Act, HFNA 2011, is amended by repealing paragraph (b) and substituting the following:***

(b) set-off by government against any funding or monetary benefit to which a person owing the debt may be eligible or entitled to receive from the Huu-ay-aht or a Huu-ay-aht body.

Offence and Law Enforcement Act

2 ***Section 31 of the Offence and Law Enforcement Act, HFNA 2011 is repealed and replaced by:***

Ticket provisions

31 (1) If a ticket may be issued for a contravention of Huu-ay-aht law, Executive Council may, by regulation, establish the amount of

(a) a penalty for the contravention up to a maximum fine of $5 000,

(b) a discounted penalty payable if payment is received on or before a prescribed time after the ticket is served, and

(c) a surcharge penalty if the penalty is not paid within the period set out in section 29 (1) (b).

(2) A regulation under subsection (1) may provide for a range of penalty amounts taking into consideration one or more of the following:

(a) prior contraventions of the same or similar provisions of Huu-ay-aht law by the named person;

(b) the seriousness of the contravention;

(c) other prescribed considerations.

PART 2 – FINANCIAL ADMINISTRATION AMENDMENT

Financial Administration Act

3 ***Section 25 (1) (a) of the Financial Administration Act, HFNA 2011, is amended by striking out*** "within 90 days of the fiscal year end" ***and substituting*** "within 150 days of the fiscal year end"**.**

PART 3 – GOVERNANCE AMENDMENT

Government Act

4 Section 77 of the Government Act, HFNA 2011, is amended

(a) by repealing subsection (b), and

(b) by striking out "25%" ***and substituting*** "20%" ***in subsection (c).***

PART 4 – GENERAL

5 This Act comes into force on the date of its enactment by the Legislature.

****