



ORDER OF THE EXECUTIVE

Re: Construction Access to Secret Beach

Enacted under the Emergency Preparedness Act section 3.4

TNO 15/2020

BACKGROUND:


- A. Effective June 4, 2020, pursuant to section 2.4(a) of the Emergency Preparedness Act, the ɥaʔwɪł extended the state of emergency declared on March 30, 2020 on all Toquaht lands because of the novel coronavirus (COVID-19) pandemic; and
- B. Section 3.4 of the Emergency Preparedness Act provides that while a Toquaht emergency declaration is in effect, the Executive may do all acts and implement all procedures that it considers necessary or advisable to prevent, respond to or alleviate the effects of an emergency, health hazard or disaster.

NOW THEREFORE THE EXECUTIVE ORDERS AS FOLLOWS:

- 1) Effective as of the date of this Order and in accordance with section 3.4(a) of the Emergency Preparedness Act, the following response measures are ordered:
 - a. **CONSTRUCTION WORKERS AND EQUIPMENT AND DELIVERIES OF CONSTRUCTION MATERIALS** (screened and approved by the Executive or the director of operations) will, as of June 4, 2020, be allowed to enter Toquaht lands to travel directly to and from that parcel of land legally described as the Block D, District Lot 2219 and 2220, Section 15 and 16 Clayoquot District PID 400-060-004 and locally described as the Secret Beach Marina and Campground near Macoah, BC in accordance with the “COVID-19 – Standardized Protocols for All Canadian Construction Sites” published by the Canadian Construction Association dated April 16, 2020, as amended from time to time, considered by the Executive on May 21, 2020, and as directed by the Province of British Columbia’s COVID-19 safety guidelines, including WorkSafeBC, and The Vancouver Island Construction Association and with minimal contact with other individuals on Toquaht lands; and
 - b. **ALL PERSONS** allowed on Toquaht lands under this Order must adhere to and abide by the most current orders, directives, protocols and guidelines issued by the Province of British Columbia or British Columbia’s Centre for Disease Control with respect to COVID-19 response measures.
- 2) Failure to comply with this Order is an offence under section 4.2 of the Emergency Preparedness Act and any person committing an offence is liable, on summary conviction, to a fine not exceeding \$10,000 or imprisonment for a term not exceeding six months.
- 3) This Order continues until either of the following dates:


- a. the date on which the emergency declaration made March 30, 2020 under section 2.4(a) of the Emergency Preparedness Act expires or is cancelled, or
- b. if there is an extension of the emergency declaration under section 2.4(a) of the Emergency Preparedness Act, the date on which the last extension of that declaration expires or is cancelled.

This Order enacted on June 4, 2020

Signed 
Anne Mack, ḥaʔwił of the Toquaht Nation

DEPOSITED IN THE
REGISTRY OF LAWS AND
OFFICIAL RECORDS

ON 2020/06/04



Signature of Law Clerk