

Council Meeting

Thursday November 14th, 2024
Meeting by Zoom
AGENDA

<https://us02web.zoom.us/j/87504138385?pwd=U2Vlemglwsgqxo5mA5AfdVnc2DmliG.1>

Meeting ID: 875 0413 8385

Passcode: 784466

Start time: 3:00 p.m.

Guest: Donna Monteith

Convening the meeting

Adoption of Agenda

Approval of minutes from September 4, 2024 p 3

STARTS CM00679

REGULAR BUSINESS

1) PETITIONS, DELEGATIONS & PRESENTATIONS

- a) Solid Waste Management Plan (SWMP) - Engagement Sessions 3:05 p.m.
Jodi Frank
- i) SWMP Backgrounder p 5
- ii) Press Release p 9

2) REQUEST FOR DECISION AND LEGISLATION

- a) **Request for Decision**
- i) Toquaht Nation 2nd Quarter financial report for 2024/25 p 10
- (1) The standing committee on finance met on November 5th and recommend approval

THAT Council resolve to receive the recommendation from the Standing Committee on Finance and approve the 2nd Quarter financial report for 2024/25.

b) **Request for Decision**

- i) Introduction/1st Reading of the Administration of Justice Act
- (1) BN re. Enforcement Act Amendments Project p 89
- (2) Administration of Justice Act – clean copy p 93
- (3) Administration of Justice Act showing Amendments re: Youth Justice p 137

THAT the Administration of Justice Act be introduced to the Council for first reading.

THAT Council resolve to waive the requirement for 24 hours between first and second reading regarding the Administration of Justice Act.

THAT the Council resolve to adopt in principle the Administration of Justice Act and it be referred to the committee of the whole for detailed consideration.

(4) *The Council committee of the whole is set for Thursday December 5th, 2024*

3) INFORMATION FOR RECEIPT

4) CORRESPONDANCE FOR RECEIPT

- a) QST approved Minutes dated May 15, 2024 p 147

THAT the Council resolve to receive the Qacca Settlement Trust minutes from May 15, 2024.

- b) QST financial statements period ended June 30, 2024 p 149

THAT the Council resolve to receive the Qacca Settlement Trust financial statements dated June 30, 2024.

5) QUARTERLY DEPARTMENT REPORTS

- a) Quarterly Reports
- i) Community Services p 152
 - ii) Law Clerk & Administration p 157
 - iii) Finance p 162
 - iv) Capital Projects p 165
 - v) Economic Development p 169
 - vi) Lands & Resources p 170
 - vii) Assets p 172

THAT the Council resolve to receive the Toquaht Administration department reports for the second quarter of 2024-2025.

6) LATE ADDITIONS

Additions/deletions

-
-

Adjourn meeting

Council

Wednesday September 4th, 2024

Meeting by Zoom

DRAFT Meeting Minutes

Present: Kirsten Johnsen, Kevin Mack, Anne Mack, Noah Plonka

Absent: Lisa Morgan

Guest: Donna Monteith

Chair: Kirsten Johnsen

Recorder: K Johnsen

Quorum was present throughout the meeting

Convened 3:05 p.m.

Agenda adopted by consensus

Minutes from July 29, 2024 approved by consensus

STARTS CM00676

1) PETITIONS, DELEGATIONS & PRESENTATIONS

2) REQUEST FOR DECISION AND LEGISLATION

a) Request for Decision

i) Toquaht Nation 1st Quarter financial report for 2024/25

(1) The standing committee on finance met on August 8th and recommend approval

CM00676 MOVED: Kevin Mack SECONDED: Anne Mack

THAT Council resolve to receive the recommendation from the Standing Committee on Finance and approve the 1st Quarter financial report for 2024/25.

YES: 4

NO: 0

Motion Carried

b) Request for Decision

i) Economic Development Committee members

(1) With the new Asset department up and running do we want to add the director of assets to the committee line up?

Rescinded the motion

3) INFORMATION FOR RECEIPT

4) CORRESPONDANCE FOR RECEIPT

a) QST Minutes and financial statements as at 2024-03-31

CM00677 MOVED: Anne Mack SECONDED: Noah Plonka

THAT the Council resolve to receive the Qacca Settlement Trust minutes from February 14, 2024 and March 27, 2024 as well as the financial statements dated March 31, 2024.

YES: 4

NO: 0

Motion Carried

5) **QUARTERLY DEPARTMENT REPORTS**

- a) Community Services
- b) Law Clerk & Administration
- c) Finance
- d) Capital Projects
- e) Economic Development
- f) Lands & Resources
- g) Assets

<p>CM00678 MOVED: Anne Mack SECONDED: Kevin Mack THAT Council resolve to receive the Toquaht Administration department reports for the first quarter of 2024-2025. YES: 4 NO: 0</p>	<p>Motion Carried</p>
---	-----------------------

6) **LATE ADDITIONS**

Adjourned 3:30 p.m.

<p>Minutes prepared by K Johnsen Law Clerk</p>

<p>Date</p>

ACRD Solid Waste Management Plan BACKGROUND

September 2024

The Alberni Clayoquot Regional District is working to update their Solid Waste Management Plan – a long-term plan that will outline how waste is reduced and materials are properly managed throughout the region. This plan includes in municipalities, electoral areas and First Nations communities.



PROCESS TO DATE

The SWMP Plan Update kicked off in Spring 2023 and has achieved key milestones.



GUIDING PRINCIPLES: The advisory committee created meaningful principles to guide decisions and planning.



GOALS AND TARGETS: The advisory committee set goals and targets to support the guiding principles.



ENGAGEMENT: The public has engaged and provided feedback that has helped guide the process.



STRATEGIES: Eight draft strategies have been developed to guide solid waste management planning ahead.

This backgrounder gives an overview of these key pieces, and the timeline to come.

Learn more at:

letsconnectacrd.ca/swmp

TIMELINE

SPRING/SUMMER 2023

SWMP Initiated Meeting

SEPTEMBER 2023

Project Kick Off and PAC Introduction Meeting

OCTOBER 2023

PAC Meeting #2: System Overview & Guiding Principles
Public Survey #1: Managing Your Waste

NOVEMBER 2023

PAC Meeting #3: Survey Results, Options
Brainstorm, Guiding Principles

FEBRUARY 2024

PAC Meeting #4: Guiding Principles
PAC Meeting #5: Options, Best Practices

SPRING/SUMMER 2024

PAC Meeting #6: Options and Evaluation
PAC Meeting #7: Target and Goal Setting by Strategy

FALL 2024

PAC Meeting #8 - Target and Goal Setting
Finalization and Engagement Planning
Public Engagement on Draft Strategies and Actions

WINTER 2024/2025

Draft Plan Developed

WINTER 2024/2025

Public Engagement - Draft Plan Review

SPRING 2025

Draft Plan submitted to Province



GUIDING PRINCIPLES

The ACRD guiding principles use the Nuu-chah-nulth Sacred Principles as a framework for addressing respect, taking care, and recognizing everything is one for people and the land.

1. ?iiasaak (iisaak) / Utmost Respect

Personal and collective respect for the community and its people, traditional knowledge, the natural world, the metaphysical world, and other peoples and communities.

- a. We are responsible and accountable for how we make, consume, dispose of things in a fiscally responsible way.
- b. We are leaders in how we provide solutions to address waste reduction, diversion and solid waste management strategies.
- c. We protect and regenerate the natural environment lands and natural systems.

2. ?u?aaluk (u-aa-lhuk) / Taking Care of

In this context, this is about taking care of present and future generations, as well as taking care of self and the resources provided by the land and the natural world.

- a. We are creating a community that prioritizes using the waste prevention hierarchy to manage materials and products – through system and behaviour changes that set norms and habits and add convenience.
- b. We support circular economy and low carbon footprint approaches for rethinking and redesigning products for durability, reuse and recycling.
- c. We ensure the costs and benefits of change are distributed equitably among communities and across generations.

3. hišuk ?iš cawaak (Hish-uk ish ts'a-waak) / Everything is One

A notion of the interconnected, interdependent, and reciprocal relationship between the people, the land, and the wider world(s) in a physical, spiritual, and social sense.

- a. We think across systems, places and generations to deliver accessible, equitable and inclusive outcomes.
- b. We recognize the connections between wasting valuable resources disposed of as garbage and other environmental, social and economic issues, including climate change and biodiversity.
- c. We use a collaborative approach for education, advocacy to work across generations and build trust.
- d. We recognize the wide range of social situations, geography and other factors that influence perspective and should inform how education offering and programs may need to be adapted.



GOALS AND TARGETS

The ACRD goals and targets for the plan support the guiding principles and measure plan success.

Goals

1. **Social Equity and Local Economy:** Provide inclusive (equitable and accessible) opportunities across all solid waste systems and programs in ways that provide local economic benefits through social procurement.
2. **Environmental:** Avoid impacts from solid waste collection and disposal facilities that negatively impact local ecosystems.
3. **Education:** Create effective and accessible education to all audience types to promote waste reduction and diversion services and programs.
4. **Economic:** Make financially responsible decisions using waste reduction and diversion initiatives to offset more costly disposal systems over time.

Target

The ACRD aims to take care of people and the land by using resources wisely. The ACRD encourages community members to reduce, reuse and recycle to get the most out of their products and reduce their carbon footprint.

To measure progress towards goals, the ACRD disposal target is 350kg per person per year to landfill by 2035, which aligns with the provincial disposal rate target.



PUBLIC ENGAGEMENT

The public has been invited to participate throughout the process and has been responsive. From active members of the Public Advisory Committee to strong participation in surveys, their feedback has helped to guide the process.

In Fall 2023, we asked people across the region to share details about how they manage their waste, what services they use and how satisfied they are. We also asked them to rank the considerations that should be top priority for planning. These rankings have helped to guide the Advisory Committee throughout the planning process.



Effectiveness at
Waste Reduction



Cost to
Residents



Degree of
Waste Diversion



Public Advisory Committee members touring the West Coast landfill, learning about available diversion options.

The next round of engagement - presenting strategies and collecting feedback - will be held in Fall 2024.



WASTE MANAGEMENT STRATEGIES

With the foundations of guiding principles and public priorities to guide them, the Advisory Committee has identified eight strategies, with suggested actions.

1. Foundational Strategy – Plan and Implement Education and Behaviour Change Programs Across Strategies 2-8

- 1a. Develop Education and Behaviour Change Strategy and Implementation Plan
- 1b. Implement Waste Reduction and Diversion Education and Behaviour Change Program

2. Establish/Expand Resource Recovery Centres and Eco-Depots

- 2a. Establish West Coast Infrastructure and Services
- 2b. Expand Alberni Valley Infrastructure and Services
- 2c. Expand Bamfield and Salmon Beach Infrastructure and Services (Remote)
- 2d. Support Indigenous Eco-Depots

3. Develop Business and Organization Zero Waste Program

- 3a. Develop and Implement Policy Tools for Waste Minimization and Diversion
- 3b. Create Education Materials, Business Recognition and Engagement Events (core)
- 3c. Initiate Training and Mentoring Support for Businesses and Organizations (enhanced)
- 3d. Provide Zero Waste Innovation Grants / Incentives
- 3e. Expand Civic Site Waste Minimization and Diversion Initiatives to Lead by Example

4. Establish Organics Management Infrastructure and Operations in Remote and Indigenous Communities

- 4a. Establish Bamfield and Salmon Beach Transfer Station Organics Management
- 4b. Expand Indigenous Organics Management

5. Establish Multi-Stream Diversion Programs

- 5a. Expand Rural Single Family Diversion Opportunities
- 5b. Develop Multi-Family Recycling and Composting Collection
- 5c. Establish Public Space Multi-Stream Recycling
- 5d. Support Zero Waste Events

6. Reduce, Reuse and Divert Construction and Demolition (C&D) Material (Built Environment)

- 6a. Promote 'Resource Smart' Building Design, Deconstruction and Home Relocation
- 6b. Support Policy for C&D Materials Management – Onsite Construction
- 6c. Expand Infrastructure and Services C&D Materials Management – ACRD Solid Waste Management Facilities

7. Expand Other Material and Product End of Life Management

- 7a. Expand Hazardous Materials Collection (non-Extended Producer Responsibility [EPR])
- 7b. Incentivize Large Item Management
- 7c. Enhance EPR Program Access and Usage
- 7d. Develop Disaster Debris Management Plan
- 7e. Deter illegal dumping and support Oceans Plastic Management

8. Ensure Proper Residual Management

Manage residuals responsibly for each watershed.

- 8a. Develop Long Term Disposal Options AV
- 8b. Complete Landfill Capital Projects
 - 8bi. Complete Landfill Capital Projects AV
 - 8bii. Complete Landfill Capital Projects WC


FOR IMMEDIATE RELEASE

 October 10, 2024

ACRD invites public input on Waste Reduction Plan

Port Alberni - Join Alberni-Clayoquot Regional District (ACRD) this fall as we share eight proposed strategies to help reduce solid waste in the Region.

Over the past year, the ACRD has updated its long-term Solid Waste Management Plan (SWMP) with new draft guiding principles, goals, and strategies. The work is based on community feedback provided last year and the work and input of the district's SWMP Advisory Committee.

The target is to help the ACRD reduce its waste by 35 per cent by 2035.

The strategies will be available for public input, starting Wednesday, October 10, 2024.

"The plan has grown so much since we last heard from the public," said Tom Stere, vice-chair of the Solid Waste Advisory Committee for the ACRD. "This is an opportunity for the public to help refine our work before a draft plan is developed."

Attend a Waste Reduction Open House and provide your feedback

- Alberni Athletic Hall, Thursday, Oct. 17, 5 -7 pm (residents)
- Ucluelet Community Centre, Monday Oct. 28, 9 - 11 am (businesses); 5 -7 pm (residents)
- Tofino Legion, Tuesday, Oct. 29, 9-11 am (businesses);
Tofino Community Hall 5 -7 pm (residents);
- Beaver Creek Community Hall, Wednesday, Nov. 6, from 5 -7 pm;
- Sproat Lake Community Hall, Thursday, Nov. 7, from 5 - 7 pm;
- Cherry Creek Community Hall, Wednesday, Nov. 13, from 5 - 7 pm;

These Open Houses will be supplemented by presentations and meetings with First Nations and interested community organizations throughout the engagement period.

Join Us Online

Share your feedback at www.letsconnectacrd.ca/swmp before Nov. 20, 2024, and enter to win one of three \$50 gift certificates to local retailers or restaurants in the Alberni Valley, West Coast, and Bamfield.

For more updates on the plan and next steps, follow along at letsconnectacrd.ca/swmp.

About The Solid Waste Management Plan + Survey

Regional Districts are required to create plans for managing waste. The ACRD's current Solid Waste Management Plan is now more than 10 years old and the goals it established have been achieved. The ACRD is now focused on developing a new plan that reflects the needs of the region today. This extensive plan development includes an Advisory Committee of representatives from local communities and business sectors across the region, a technical review, and ongoing opportunities for public input. The project is now in Phase 2 of consultation, with the draft plan due to the Province in spring 2025.

-30-

For more information

Heather Thomson, Communications Coordinator

250-206-5162



Financial Statements of
Toquaht Nation

Budget vs. Actual
2024-2025

September 30, 2024

As @:
10/29/24 10:12 AM

2024 - 2025**Table of Contents**

Consolidated Statement of Financial Position	4
Consolidated Statement of Operations	TN Annual Budget Act	6
Consolidated Statement of Operations	Additional Grants & Other Funded Projects	8
Administration	TN Annual Budget Act	9
Community Services	TN Annual Budget Act	25
Lands, Public Works & Natural Resources	TN Annual Budget Act	38
Capital Projects & Economic Development	TN Annual Budget Act	53
Additional Grants & Other Funded Projects	Additional Grants & Other Funded Projects	72
- ISC Pandemic Planning and Response		
- FNHA Help our Helpers		
- BC Climate Action Program		
- FNHA Health Action Grant		
- FNEESC		
- FNEESC Student Worker Employment Program		
- Community Projects - Garden		
- Clayquot Biosphere Trust		
- Secret Beach Cookhouse		

Toquaht Nation
Consolidated Statement of Financial Position
September 30, 2024

Current Assets

Cash in Bank	38,937,732.16
Accounts Receivable	1,576,582.79
Due to/from Toquaht Management	98,047.47
Due to/from Toquaht Marina & Campground	183,519.22
Due to/from Toquaht Holdings	409,996.42
Due to/from Toquaht Forestry LP	(32,312.32)
Prepaid Expenses	28,527.24
	41,202,092.98

Capital Assets

Land	6,253,621.93
Building	7,644,358.36
Equipment - Automotive	320,620.00
Equipment - Boats	423,549.00
Water Systems	8,904,407.56
Forestry Rd Gate	37,478.67
Computer Equipment	160,370.18
Equipment - Generator	183,422.00
Equipment - General	560,263.22
Marina	4,017,245.00
Roads	9,273,000.98
Band Housing	3,033,609.00
Lot	39,697.88
Loader	25,000.00
Secret Beach Water System	399,387.00
Macoah Sewer System	3,126,625.00
Accumulated Amortization	(3,237,122.80)
	41,165,532.98

Other Assets

Investment in BC FN Gaming Revenue	110.00
Investment in Hayu Fishing Ltd.	(460.75)
Shares - Ucluelet COOP	1,200.24
Investment in Toquaht Holdings LP	16,036,527.00
Investment In LW - Implementation	5,179,039.30
Adjustment to FMV	294,697.75
Accumulated Remeasurement Gains/Losses	(222,579.79)
Investment In Toquaht Aquaculture	0.01
Investment In Toquaht Holdings Ltd.	(305.84)
	21,288,227.92

Total Assets

103,655,853.88

Toquaht Nation
Consolidated Statement of Financial Position
September 30, 2024

Current Liabilities	
Bank Rec/AP Clearing	959,377.43
Accounts Payable	1,331,566.45
Accounts Payable - YE Accrual	30,000.00
Damage/Security Deposits	15,675.00
Deferred Revenue	8,119,132.45
Hold Backs Payable	302,774.86
Lifecycle Infrastructure Reserve	997,681.00
GST Collected	4,526.26
Wages Payable	155,114.23
Vacation Pay Payable	83,948.07
WCB Payable	7,831.58
EI Payable	2,542.49
CPP Payable	7,538.52
Income Tax Payable	12,235.53
EHT Payables	5,378.53
Rent Payable to Social Housing	2,816.25
TFSA Contributions Payable	(3,924.24)
	12,034,214.41
 Long Term Liabilities	
Loan Payable BMO	458,304.78
Loan Payable BMO-68 Hectars	260,904.87
BMO Loan 3820 699271	543,447.73
Loan Payable BMO IT Lands	4,966,965.36
Funds in Trust	137,154.66
	6,366,777.40
 Equity	
Equity	81,362,616.96
Surplus/(Deficit)	3,892,245.11
	85,254,862.07
 Total Liabilities & Equity	 103,655,853.88

Toquaht Nation
September 30, 2024

Consolidated Statement of Operations
TN Annual Budget Act - Variance Report

		<u>2024/2025</u>	<u>2024/2025</u>	
		<u>Budget</u>	<u>Actual</u>	
		<u>Full Year</u>	<u>30-Sep</u>	<u>Variance</u>
<u>Revenue</u>				
4050	AANDC - Other Funds Received	15,600.00	0.00	15,600.00
4110	BC Funds Received	1,066,293.00	178,850.02	887,442.98
4115	BC Gaming Revenue	1,803,228.00	283,602.84	1,519,625.16
4210	FFA-BC-Funds Received	17,176.00	17,924.61	(748.61)
4250	FFA Funds Received	7,898,523.00	7,898,524.00	(1.00)
4255	FFA - Other	457,581.00	20,581.00	437,000.00
4350	NTC Health Canada	0.00	14,839.00	(14,839.00)
4380	NTC Patient/IRS Travel Reimb	24,000.00	6,167.11	17,832.89
4390	NTC Other	2,424.00	12,639.00	(10,215.00)
4610	CFIA	0.00	2,431.00	(2,431.00)
4615	DFO	1,532,872.00	1,218,675.00	314,197.00
4675	Cost Recoveries	900.00	129,436.54	(128,536.54)
4765	Maa-nulth Treaty Society	280,000.00	60,000.00	220,000.00
5850	Rental Income	96,436.00	43,751.00	52,685.00
5950	Interest Income	1,254,780.00	197,645.65	1,057,134.35
5960	Other Income	812,115.00	58,096.58	754,018.42
		<u>15,261,928.00</u>	<u>10,143,163.35</u>	<u>5,118,764.65</u>
<u>Surpluses</u>				
9704	Tsf to/from General Surplus	11,907,645.00	11,907,645.00	0.00
		<u>11,907,645.00</u>	<u>11,907,645.00</u>	<u>0.00</u>
<u>Total Revenue & Surpluses</u>		<u>27,169,573.00</u>	<u>22,050,808.35</u>	<u>5,118,764.65</u>
<u>Expenses</u>				
7120	Administration	17,719.00	17,719.00	0.00
7125	Advertising	17,000.00	0.00	17,000.00
7140	Allowance - Comfort	1,600.00	0.00	1,600.00
7150	Allowance - Grade 1 to 12	7,600.00	1,216.63	6,383.37
7152	Allowance - Graduation	500.00	0.00	500.00
7154	Allowance, Living - Post Secondary	115,500.00	40,656.25	74,843.75
7180	Audit & Accounting	77,100.00	53,757.21	23,342.79
7212	Bank Charges & Interest	10,560.00	19,226.37	(8,666.37)
7230	Basic Needs & Prevention	10,000.00	510.70	9,489.30
7260	Books & Supplies - Grade 1 to 12	3,800.00	2,376.00	1,424.00
7262	Books & Supplies - Post Secondary	7,000.00	1,735.17	5,264.83
7275	Bursaries	1,950.00	1,950.00	0.00

7355	Committed Funds	99,015.00	0.00	99,015.00
7359	Consulting Contract	686,000.00	228,235.33	457,764.67
7360	Consulting	597,019.00	78,996.00	518,023.00
7362	Courier/Postage	2,000.00	670.44	1,329.56
7390	Cultural	32,000.00	1,441.27	30,558.73
7440	Distribution	252,000.00	86,000.00	166,000.00
7460	Donations	10,900.00	2,236.00	8,664.00
7480	Dues/Memberships	45,584.00	16,779.80	28,804.20
7500	Elders Engagement	10,000.00	2,000.00	8,000.00
7502	Elders Group and Supports	10,000.00	1,040.50	8,959.50
7504	Elders Minor Home Repair	15,000.00	3,322.85	11,677.15
7510	Emergency Fund	25,000.00	7,881.85	17,118.15
7558	Engineering	558,600.00	273,557.18	285,042.82
7568	Equipment Purchases	3,115,154.00	70,516.44	3,044,637.56
7570	Equipment Rental	28,500.00	2,935.92	25,564.08
7680	Fuel/Oil/Grease	6,000.00	3,581.13	2,418.87
7682	Funeral Expenses	10,000.00	0.00	10,000.00
7865	Remuneration - Council	348,103.00	182,216.32	165,886.68
7867	Remuneration - Cmte/Dir	38,550.00	3,150.00	35,400.00
7868	Honorarium - Citizens	16,700.00	600.00	16,100.00
7955	Insurances & Licences	112,697.00	99,757.00	12,940.00
8010	Janitorial	12,000.00	4,590.00	7,410.00
8228	Legal Fees	551,943.00	46,463.76	505,479.24
8250	ICWSS/DFO	2,942,556.00	0.00	2,942,556.00
8251	Loan Payment - Principal	350,000.00	198,247.92	151,752.08
8312	Materials and Supplies	582,470.00	92,542.82	489,927.18
8325	Meeting Expense	95,400.00	20,943.96	74,456.04
8400	Moorage	1,400.00	43.97	1,356.03
8460	Non Insured Benefits	15,000.00	5,221.18	9,778.82
8470	NTC Service Agreement	110,000.00	55,912.00	54,088.00
8530	Office Supplies	13,000.00	4,888.87	8,111.13
8670	Professional Fees	2,421,900.00	563,097.73	1,858,802.27
8672	Property Tax	25,000.00	19,721.49	5,278.51
8825	Rent	108,000.00	54,000.00	54,000.00
8828	Repairs and Maintenance	118,500.00	41,827.18	76,672.82
8960	Social Assistance - Basic	47,000.00	7,782.55	39,217.45
8977	Short Term Citizen Contracts	37,700.00	20,010.00	17,690.00
8978	Sub Contract	10,220,500.00	3,126,310.54	7,094,189.46
8990	Substance Use Supports	100,000.00	0.00	100,000.00
9050	Team Toquaht Events	30,000.00	9,133.05	20,866.95
9070	Training	74,000.00	9,551.98	64,448.02
9072	Travel - Staff	43,300.00	14,334.06	28,965.94
9075	Travel - Exec	35,000.00	9,467.37	25,532.63
9076	Travel - Committee	4,500.00	159.51	4,340.49
9077	Travel - Citizens	33,000.00	17,150.79	15,849.21
9079	Travel - Patient/IRS	24,000.00	9,571.55	14,428.45
9082	Tuition - Post Secondary	110,000.00	67,244.46	42,755.54
9180	Utilities	154,336.00	39,316.25	115,019.75
9460	Youth Activity	10,000.00	2,806.49	7,193.51
6600:6999	Wages & Benefits	2,609,917.00	735,173.93	1,874,743.07
		<u>27,169,573.00</u>	<u>6,379,578.77</u>	<u>20,789,994.23</u>
	Surplus/(Deficit)	<u>0.00</u>	<u>15,671,229.58</u>	<u>(15,671,229.58)</u>

16 of 173

Toquaht Nation
September 30, 2024

Consolidated Statement of Operations
Additional Grants & Other Funded Projects - Budget Variance Report

	<u>2024/2025</u> <u>Budget</u> <u>Full Year</u>	<u>2024/2025</u> <u>Actual</u> <u>30-Sep</u>	<u>Variance</u>
<u>Revenue</u>			
4615 DFO	1,000,000.00	1,000,000.00	0.00
4765 Maa-nulth Treaty Society	100,000.00	0.00	100,000.00
5960 Other Income	486,281.00	260,000.00	226,281.00
	<u>1,586,281.00</u>	<u>1,260,000.00</u>	<u>326,281.00</u>
<u>Surpluses</u>			
<u>Total Revenue & Surpluses</u>	<u>1,586,281.00</u>	<u>1,260,000.00</u>	<u>326,281.00</u>
<u>Expenses</u>			
7120 Administration	26,000.00	26,000.00	0.00
7359 Consulting Contract	92,281.00	5,875.00	86,406.00
7360 Consulting	90,961.00	6,562.50	84,398.50
8228 Legal Fees	100,000.00	0.00	100,000.00
8250 ICWSS/DFO	1,000,000.00	0.00	1,000,000.00
8670 Professional Fees	186,078.00	0.00	186,078.00
6600:6999 Wages & Benefits	90,961.00	0.00	90,961.00
	<u>1,586,281.00</u>	<u>38,437.50</u>	<u>1,547,843.50</u>
Surplus/(Deficit)	<u>0.00</u>	<u>1,221,562.50</u>	<u>(1,221,562.50)</u>

Administration

Budget vs. Actual
2024-2025

September 30, 2024

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

9090-Administration

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	683,061	683,062	(1)
4675	Cost Recoveries	0	69,503	(69,503)
5950	Interest Income	1,134,000	137,256	996,744
5960	Other Income	1,200	2,041	(841)
	Total Revenue	1,818,261	891,862	926,399
Expenses				
7125	Advertising	10,000	0	10,000
7180	Audit & Accounting	75,000	53,757	21,243
7212	Bank Charges & Interest	10,500	19,226	(8,726)
7359	Consulting Contract	188,500	48,513	139,987
7360	Consulting	65,000	3,431	61,569
7362	Courier/Postage	2,000	670	1,330
7440	Distributions - Citizens	252,000	86,000	166,000
7480	Dues/Memberships/Licences	37,278	6,354	30,924
7568	Equipment Purchases	52,810	10,799	42,011
7570	Equipment Rental	10,000	2,936	7,064
7955	Insurances & Licences	90,000	92,907	(2,907)
8010	Janitorial	12,000	4,590	7,410
8228	Legal Fees	10,000	3,408	6,592
8312	Materials and Supplies	1,500	276	1,224
8325	Meeting Expense	7,500	57	7,443
8530	Office Supplies	12,000	4,837	7,163
8670	Professional Fees	27,500	7,582	19,918
8825	Rent	108,000	54,000	54,000
8828	Repairs and Maintenance	9,500	855	8,645
8977	Short Term Citizen Contracts	700	0	700
9050	Team Toquaht Events	10,000	0	10,000
9070	Training	20,000	0	20,000
9072	Travel - Staff	18,000	7,059	10,941
9180	Utilities	25,000	12,250	12,750
6600:6999	Wages & Benefits	763,473	338,970	424,503
	Total Expenses	1,818,261	758,477	1,059,784
Other Expenses				
	Total Expenses	1,818,261	758,477	1,059,784
	Surplus/(Deficit)	0	133,385	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

9020-Records & Registires

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	178,825	178,825	0
	Total Revenue	178,825	178,825	0
Expenses				
7568	Equipment Purchases	25,000	0	25,000
7867	Honorarium - Committee	900	300	600
8228	Legal Fees	33,000	0	33,000
6600:6999	Wages & Benefits	119,925	17,822	102,103
		178,825	18,122	160,703
Other Expenses				
	Total Expenses	178,825	18,122	160,703
	Surplus/(Deficit)	0	160,703	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

9010-Governance

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	693,775	693,775	0
4675	Cost Recoveries	0	498	(498)
	Total Revenue	693,775	694,273	(498)
Expenses				
7125	Advertising/Appreciation/Promo	5,000	0	5,000
7180	Audit & Accounting	2,100	0	2,100
7359	Consulting Contract	108,000	54,183	53,817
7360	Consulting	25,000	0	25,000
7390	Cultural	10,000	0	10,000
7460	Donations	1,400	2,236	(836)
7480	Dues/Memberships/Licences	1,001	9,208	(8,207)
7865	Remuneration - Council	348,103	182,216	165,887
7867	Remuneration - Committee	23,400	1,050	22,350
8228	Legal Fees	50,000	1,954	48,046
8325	Meeting Expense	35,000	6,657	28,343
8670	Professional Fees	20,000	0	20,000
9070	Training	10,000	0	10,000
9075	Travel - Exec	35,000	9,467	25,533
9076	Travel - Committee	1,550	160	1,390
9077	Travel - Citizens	2,500	8,789	(6,289)
9180	Utilities	6,000	2,800	3,200
6600:6999	Wages & Benefits	9,721	5,383	4,338
		693,775	284,104	409,671
Other Expenses				
	Total Expenses	693,775	284,104	409,671
	Surplus/(Deficit)	0	410,169	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

9095-Capacity Action Plan

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4110	BC Funds Received	20,000	0	20,000
4250	FFA-CDA-Funds Received	105,000	105,000	0
5960	Other Income	50,000	0	50,000
	Total Revenue	<u>175,000</u>	<u>105,000</u>	<u>70,000</u>
Expenses				
7359	Consulting Contract	140,000	30,657	109,343
9050	Team Toquaht Events	20,000	9,133	10,867
9070	Training	15,000	6,620	8,380
	Total Expenses	<u>175,000</u>	<u>46,410</u>	<u>128,590</u>
Other Expenses				
	Total Expenses	<u>175,000</u>	<u>46,410</u>	<u>128,590</u>
	Surplus/(Deficit)	<u>0</u>	<u>58,590</u>	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1400-Economic Development

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4210	FFA-BC-Funds Received	17,176	17,925	(749)
4250	FFA-CDA-Funds Received	171,824	171,824	0
	Total Revenue	<u>189,000</u>	<u>189,749</u>	<u>(749)</u>
Expenses				
7360	Consulting	30,000	0	30,000
8228	Legal Fees	150,000	12,508	137,492
8670	Professional Fees	9,000	8,919	81
	Total Expenses	<u>189,000</u>	<u>21,427</u>	<u>167,573</u>
Other Expenses				
	Total Expenses	<u>189,000</u>	<u>21,427</u>	<u>167,573</u>
	Surplus/(Deficit)	<u>0</u>	<u>168,322</u>	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1135-Implementation

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4110	BC Funds Received	5,480	5,480	0
4250	FFA-CDA-Funds Received	728,050	728,050	0
4675	Cost Recoveries	0	3,778	(3,778)
4765	Maa-nulth Treaty Society	80,000	60,000	20,000
5950	Interest Income	120,780	60,390	60,390
	Total Revenue	<u>934,310</u>	<u>857,698</u>	<u>76,612</u>
Expenses				
7212	Bank Charges & Interest	60	0	60
7360	Consulting	80,000	0	80,000
7867	Remuneration - Cmte/Dir	7,800	1,800	6,000
8228	Legal Fees	65,000	8,656	56,344
8670	Professional Fees	780,000	390,000	390,000
9076	Travel - Committee	1,450	0	1,450
		<u>934,310</u>	<u>400,456</u>	<u>533,854</u>
Other Expenses				
	Total Expenses	934,310	400,456	533,854
	Surplus/(Deficit)	<u>0</u>	<u>457,241</u>	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1137-Administration Review Board

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	6,800	6,800	0
Total Revenue		6,800	6,800	0
Expenses				
7867	Honorarium - Committee	1,800	0	1,800
8228	Legal Fees	5,000	0	5,000
		6,800	0	6,800
Other Expenses				
Total Expenses		6,800	0	6,800
Surplus/(Deficit)		0	6,800	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8150-NRT Declaration Act

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
5960	Other Income - In-Kind	486,281	260,000	226,281
	Total Revenue	486,281	260,000	226,281
Expenses				
7120	Administration	26,000	26,000	0
7359	Consulting Contract	92,281	5,875	86,406
7360	Consulting	90,961	6,562	84,398
8228	Legal Fees	100,000	0	100,000
8670	Professional Fees	86,078	0	86,078
6600:6999	Wages & Benefits	90,961	0	90,961
		486,281	38,438	447,844
Other Expenses				
	Total Expenses	486,281	38,438	447,844
	Surplus/(Deficit)	0	221,562	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

9015-Gaps Closing Assessments

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4255	FFA - Other	437,000	0	437,000
	Total Revenue	<u>437,000</u>	<u>0</u>	<u>437,000</u>
Expenses				
8670	Professional Fees	437,000	0	437,000
		<u>437,000</u>	<u>0</u>	<u>437,000</u>
Other Expenses				
	Total Expenses	<u>437,000</u>	<u>0</u>	<u>437,000</u>
	Surplus/(Deficit)	<u>0</u>	<u>0</u>	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

9005-Ma Mook Natural Resources

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	46,500	46,500	0
	Total Revenue	46,500	46,500	0
Expenses				
8228	Legal Fees	25,000	15,590	9,410
8670	Professional Fees	21,500	0	21,500
		46,500	15,590	30,910
Other Expenses				
	Total Expenses	46,500	15,590	30,910
	Surplus/(Deficit)	0	30,910	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

9030-BCFN Gaming

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4115	BC Gaming Revenue	1,803,228	283,603	1,519,625
	Total Revenue	1,803,228	283,603	1,519,625
Expenses				
7568	Equipment Purchases	1,803,228	0	1,803,228
		1,803,228	0	1,803,228
Other Expenses				
	Total Expenses	1,803,228	0	1,803,228
	Surplus/(Deficit)	0	283,603	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

9040-Proponent Benefits Agreements

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4765	Maa-nulth Treaty Society	100,000	0	100,000
	Total Revenue	100,000	0	100,000
Expenses				
8670	Professional Fees	100,000	0	100,000
	Other Expenses	100,000	0	100,000
	Total Expenses	100,000	0	100,000
	Surplus/(Deficit)	0	0	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1122-Specific Claims - Maggie Lake/River

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
Expenses				
8228	Legal Fees	0	1,704	(1,704)
		<u>0</u>	<u>1,704</u>	<u>(1,704)</u>
Other Expenses				
	Total Expenses	0	1,704	(1,704)
	Surplus/(Deficit)	<u>0</u>	<u>(1,704)</u>	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1130-WIPG (TMX) Due Diligence

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4615	DFO	1,000,000	1,000,000	0
4765	Maa-nulth Treaty Society	100,000	0	100,000
Total Revenue		1,100,000	1,000,000	100,000
Expenses				
8250	ICWSS/DFO	1,000,000	0	1,000,000
8670	Professional Fees	100,000	0	100,000
		1,100,000	0	1,100,000
Other Expenses				
Total Expenses		1,100,000	0	1,100,000
Surplus/(Deficit)		0	1,000,000	

Community Services

Budget vs. Actual
2024-2025

September 30, 2024

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1620-Community Services Admin

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	212,998	212,998	0
	Total Revenue	212,998	212,998	0
Expenses				
7360	Consulting	5,000	0	5,000
8312	Materials and Supplies	1,500	821	679
8530	Office Supplies	1,000	52	948
9070	Training	5,000	0	5,000
9072	Travel - Staff	2,000	0	2,000
9076	Travel - Committee	600	0	600
9180	Utilities	2,400	600	1,800
6600:6999	Wages & Benefits	195,498	69,204	126,294
	Total Expenses	212,998	70,677	142,321
Other Expenses				
	Total Expenses	212,998	70,677	142,321
	Surplus/(Deficit)	0	142,321	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1600-Health

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	265,953	265,953	0
4380	NTC Patient/IRS Travel Reimb	24,000	6,167	17,833
4390	NTC Other	2,424	12,639	(10,215)
4675	Cost Recoveries	0	1,908	(1,908)
	Total Revenue	292,377	286,667	5,710
Expenses				
8312	Materials and Supplies	3,000	2,724	276
8325	Meeting Expense	11,000	2,733	8,267
8460	Non Insured Benefits	15,000	5,221	9,779
8470	NTC Service Agreement	107,650	55,002	52,648
8670	Professional Fees	10,000	8,574	1,426
8977	Short Term Citizen Contracts	15,000	0	15,000
8978	Sub Contract	8,000	3,521	4,479
9072	Travel - Staff	2,500	2,262	238
9077	Travel - Citizens	15,000	5,639	9,361
9079	Travel - Patient/IRS	24,000	9,572	14,428
9180	Utilities	1,200	600	600
6600:6999	Wages & Benefits	80,027	34,456	45,571
		292,377	130,304	162,073
Other Expenses				
	Total Expenses	292,377	130,304	162,073
	Surplus/(Deficit)	0	156,363	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8100-Child & Family Wellness

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	131,165	131,165	0
4255	FFA - Other	20,581	20,581	0
	Total Revenue	<u>151,746</u>	<u>151,746</u>	<u>0</u>
Expenses				
7230	Basic Needs & Prevention	10,000	511	9,489
7260	Books & Supplies - Grade 1 to 12	0	300	(300)
7359	Consulting Contract	5,000	0	5,000
7390	Cultural	10,000	211	9,789
8228	Legal Fees	5,000	0	5,000
8325	Meeting Expense	3,000	0	3,000
8470	NTC Service Agreement	850	710	140
9072	Travel - Staff	6,000	0	6,000
9077	Travel - Citizens	1,000	0	1,000
9180	Utilities	1,200	0	1,200
6600:6999	Wages & Benefits	109,696	0	109,696
		<u>151,746</u>	<u>1,732</u>	<u>150,014</u>
Other Expenses				
	Total Expenses	<u>151,746</u>	<u>1,732</u>	<u>150,014</u>
	Surplus/(Deficit)	<u>0</u>	<u>150,014</u>	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8200-Early Learning & Child Care

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4110	BC Funds Received	126,441	85,800	40,641
	Total Revenue	126,441	85,800	40,641
Expenses				
7120	Administration	8,580	8,580	0
7360	Consulting	25,000	0	25,000
7568	Equipment Purchases	20,440	0	20,440
8312	Materials and Supplies	15,000	485	14,515
8325	Meeting Expense	3,000	0	3,000
8670	Professional Fees	48,421	0	48,421
8671	Project Management	5,500	0	5,500
9072	Travel - Staff	500	0	500
	Total Expenses	126,441	9,065	117,376
Other Expenses				
	Total Expenses	126,441	9,065	117,376
	Surplus/(Deficit)	0	76,735	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8220-Education & Training

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	356,538	356,538	0
	Total Revenue	356,538	356,538	0
Expenses				
7150	Allowance - Grade 1 to 12	7,600	1,217	6,383
7152	Allowance - Gr 12 Graduation	500	0	500
7154	Allowance, Living - Post Secondar	115,500	40,656	74,844
7260	Books & Supplies - Grade 1 to 12	3,800	2,076	1,724
7262	Books & Supplies - Post Secondar	7,000	1,735	5,265
8312	Materials and Supplies	5,000	0	5,000
8470	NTC Service Agreement	1,500	200	1,300
8978	Sub Contract	5,000	300	4,700
9070	Training	3,000	0	3,000
9077	Travel - Citizens	5,000	2,096	2,904
9082	Tuition - Post Secondary	110,000	67,244	42,756
9180	Utilities	600	0	600
9460	Youth Recreation - Gr 1-12	10,000	2,806	7,194
6600:6999	Wages & Benefits	82,038	0	82,038
		356,538	118,331	238,207
Other Expenses				
	Total Expenses	356,538	118,331	238,207
	Surplus/(Deficit)	0	238,207	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8510-Language

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	170,022	170,022	0
	Total Revenue	170,022	170,022	0
Expenses				
7360	Consulting	39,000	19,500	19,500
7480	Dues/Memberships	600	0	600
7868	Remuneration - Citizens	6,000	0	6,000
8312	Materials and Supplies	1,000	96	904
8325	Meeting Expense	3,000	143	2,857
9072	Travel - Staff	1,000	0	1,000
9077	Travel - Citizens	2,000	0	2,000
6600:6999	Wages & Benefits	117,422	0	117,422
	Total Expenses	170,022	19,738	150,284
Other Expenses				
	Total Expenses	170,022	19,738	150,284
	Surplus/(Deficit)	0	150,284	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8520-Culture

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	30,500	30,500	0
Total Revenue		30,500	30,500	0
Expenses				
7390	Cultural	10,000	1,230	8,770
7868	Honorarium - Citizens	3,500	0	3,500
8312	Materials & Supplies	2,500	0	2,500
8325	Meeting Expense	10,000	8,487	1,513
8978	Sub Contract	0	840	(840)
9072	Travel - Staff	2,000	222	1,778
9077	Travel - Citizens	2,500	0	2,500
Total Expenses		30,500	10,779	19,721
Other Expenses				
Total Expenses		30,500	10,779	19,721
Surplus/(Deficit)		0	19,721	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8710-Citizen Services

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	221,550	221,550	0
	Total Revenue	221,550	221,550	0
Expenses				
7140	Allowance - Comfort	1,600	0	1,600
7275	Bursaries	1,950	1,950	0
7460	Donations	1,000	0	1,000
7500	Elders Engagement	10,000	2,000	8,000
7502	Elders Group and Supports	10,000	1,040	8,960
7504	Elders Minor Home Repair	15,000	3,323	11,677
7510	Emergency Hardship/Support	25,000	7,882	17,118
7682	Funeral Expenses	10,000	0	10,000
8960	Social Assistance - Basic	47,000	7,783	39,217
8990	Substance Use Supports	100,000	0	100,000
	Total Expenses	221,550	23,978	197,572
Other Expenses				
	Total Expenses	221,550	23,978	197,572
	Surplus/(Deficit)	0	197,572	

Lands, Public Works & Natural Resources

Budget vs. Actual
2024-2025

September 30, 2024

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8540-Lands

		2024/2025	2024/2025	
		Budget	Quarter 2	
		Full Year	30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	425,624	425,624	0
4350	NTC Health Canada	0	14,839	(14,839)
5850	Rental Income	0	501	(501)
5960	Other Income	25,800	16,056	9,744
	Total Revenue	451,424	457,020	(5,596)
Expenses				
7360	Consulting	25,000	350	24,650
7480	Dues/Memberships	5,000	869	4,131
7568	Equipment Purchases	10,000	0	10,000
8228	Legal Fees	15,000	3,032	11,968
8312	Materials and Supplies	1,500	0	1,500
8325	Meeting Expense	20,000	132	19,868
8670	Professional Fees	5,000	0	5,000
8672	Property Tax	25,000	19,721	5,279
8978	Sub Contract	5,000	0	5,000
9070	Training	10,000	749	9,251
9072	Travel - Staff	3,000	2,019	981
9180	Utilities	3,600	1,200	2,400
6600:6999	Wages & Benefits	323,324	106,958	216,366
		451,424	135,031	316,393
Other Expenses				
	Total Expenses	451,424	135,031	316,393
	Surplus/(Deficit)	0	321,989	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8560-Marine Stewardship

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4615	DFO - SSI	137,689	137,689	0
	Total Revenue	137,689	137,689	0
Expenses				
7120	Administration	10,000	10,000	0
7955	Insurances & Licences	5,297	0	5,297
8400	Moorage	1,400	44	1,356
8670	Professional Fees	0	2,838	(2,838)
8828	Repairs and Maintenance	25,000	18,243	6,757
6600:6999	Wages & Benefits	95,992	35,347	60,645
		137,689	66,472	71,217
Other Expenses				
	Total Expenses	137,689	66,472	71,217
	Surplus/(Deficit)	0	71,217	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8561-TN Marine Stewardship

		2024/2025	2024/2025	
		Budget	Quarter 2	
		Full Year	30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	155,434	155,434	0
4610	CFIA	11,440	0	11,440
4675	Cost Recoveries	0	220	(220)
	Total Revenue	166,874	155,654	11,220
Expenses				
7568	Equipment Purchases	10,000	0	10,000
7680	Fuel/Oil/Grease	10,000	0	10,000
7955	Insurances & Licences	5,500	0	5,500
8312	Materials and Supplies	5,000	521	4,479
8325	Meeting Expense	500	356	144
8400	Moorage	20,000	0	20,000
8828	Repairs and Maintenance	5,000	0	5,000
8977	Short Term Citizen Contracts	2,500	1,508	992
9070	Training	3,000	0	3,000
9072	Travel - Staff	0	1,293	(1,293)
9180	Utilities	2,400	1,200	1,200
6600:6999	Wages & Benefits	102,974	39,572	63,402
		166,874	44,450	122,424
Other Expenses				
	Total Expenses	166,874	44,450	122,424
	Surplus/(Deficit)	0	111,204	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

7310-Natural Resources

		2024/2025	2024/2025	
		Budget	Quarter 2	
		Full Year	30-Sep	Variance
Revenue				
4110	Province of BC	173,370	173,370	0
4250	FFA-CDA-Funds Received	130,200	130,200	0
4610	CFIA	0	2,431	(2,431)
4675	Cost Recoveries	0	52,346	(52,346)
5850	Rental Income	10,000	0	10,000
5960	Other Income	74,015	0	74,015
	Total Revenue	387,585	358,347	29,238
Expenses				
7355	Committed Funds	74,015	0	74,015
7360	Consulting	188,370	2,814	185,556
7460	Donations	8,500	0	8,500
7568	Equipment Purchases	10,000	0	10,000
7570	Equipment Rental	3,500	0	3,500
7867	Honorarium - Committee	2,400	0	2,400
7955	Insurances & Licences	400	0	400
8228	Legal Fees	15,000	0	15,000
8312	Materials and Supplies	5,000	0	5,000
8325	Meeting Expense	1,500	0	1,500
8670	Professional Fees	30,000	18,984	11,016
8977	Short Term Citizen Contracts	7,000	9,935	(2,935)
8978	Sub Contract	35,000	31,799	3,201
9072	Travel - Staff	6,000	1,600	4,400
9076	Travel - Committee	900	0	900
		387,585	65,132	322,453
Other Expenses				
	Total Expenses	387,585	65,132	322,453
	Surplus/(Deficit)	0	293,215	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

7315-Aquatic Habitat Restoration

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4615	DFO - AHRF	395,183	80,986	314,197
Total Revenue		395,183	80,986	314,197
Expenses				
7120	Administration	7,719	7,719	0
7360	Consulting	18,149	52,901	(34,752)
7390	Culture/Ceremonial	2,000	0	2,000
7568	Equipment Purchases	13,616	0	13,616
8670	Professional Fees	343,699	58,812	284,887
8828	Repairs and Maintenance	10,000	0	10,000
		395,183	119,432	275,751
Other Expenses				
Total Expenses		395,183	119,432	275,751
Surplus/(Deficit)		0	(38,446)	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1440-TSL Logging

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	5,000	5,000	0
	Total Revenue	5,000	5,000	0
Expenses				
7360	Consulting	5,000	0	5,000
	Total Expenses	5,000	0	5,000
Other Expenses				
	Total Expenses	5,000	0	5,000
	Surplus/(Deficit)	0	5,000	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

3010-68 Hectare Land Purchase

	2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue			
Expenses			
Other Expenses			
Surplus/(Deficit)	<u>0</u>	<u>0</u>	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

3222-Island Timberlands Section 38

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
5960	Other Income	350,000	0	350,000
	Total Revenue	350,000	0	350,000
Expenses				
8251	Loan Payment - Principal	350,000	198,248	151,752
	Total Expenses	350,000	198,248	151,752
Other Expenses				
	Total Expenses	350,000	198,248	151,752
	Surplus/(Deficit)	0	(198,248)	

Assets & Public Works

Budget vs. Actual
2024-2025

September 30, 2024

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1625-Emergency Management

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4110	BC Funds Received	117,443	0	117,443
4250	FFA-CDA-Funds Received	249,936	249,936	0
4675	Cost Recoveries	0	545	(545)
5960	Other Income	45,000	0	45,000
	Total Revenue	412,379	250,481	161,898
Expenses				
7360	Consulting	45,000	0	45,000
7480	Dues/Memberships	1,215	349	866
7568	Equipment Purchases	20,000	1,891	18,109
7680	Fuel/Oil/Grease	500	159	341
7868	Honorarium - Citizens	7,200	600	6,600
7955	Insurances & Licences	1,000	0	1,000
8228	Legal Fees	117,443	0	117,443
8312	Materials and Supplies	31,070	22	31,048
8325	Meeting Expense	4,400	2,708	1,692
8670	Professional Fees	157,701	49,018	108,683
8828	Repairs and Maintenance	0	520	(520)
8978	Sub Contract	10,000	0	10,000
9070	Training	6,000	0	6,000
9077	Travel - Citizens	5,000	627	4,373
9180	Utilities	5,850	0	5,850
		412,379	55,892	356,487
Other Expenses				
	Total Expenses	412,379	55,892	356,487
	Surplus/(Deficit)	0	194,589	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8530-Public Works - General

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	557,366	557,366	0
4675	Cost Recoveries	900	627	273
	Total Revenue	558,266	557,993	273
Expenses				
7360	Consulting	22,500	0	22,500
7480	Dues/Memberships	490	0	490
7568	Equipment Purchases	52,500	57,826	(5,326)
7570	Equipment Rental	2,500	0	2,500
7680	Fuel/Oil/Grease	4,000	3,422	578
7955	Insurances & Licences	6,000	0	6,000
8312	Materials and Supplies	3,000	1,126	1,874
8828	Repairs and Maintenance	10,000	7,354	2,646
8977	Short Term Citizen Contracts	15,000	10,075	4,925
8978	Sub Contract	30,000	8,071	21,929
9070	Training	5,000	2,183	2,817
9072	Travel - Staff	1,300	1,172	128
9180	Utilities	25,000	4,980	20,020
6600:6999	Wages & Benefits	380,976	127,033	253,943
		558,266	223,243	335,023
Other Expenses				
	Total Expenses	558,266	223,243	335,023
	Surplus/(Deficit)	0	334,749	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8550-Public Works - Water Treatment Facility

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4050	AANDC - Other Funds Received	7,800	0	7,800
4250	FFA-CDA-Funds Received	16,600	16,600	0
	Total Revenue	24,400	16,600	7,800
Expenses				
8312	Materials and Supplies	900	599	301
8670	Professional Fees	3,500	0	3,500
8828	Repairs and Maintenance	5,000	85	4,915
8978	Sub Contract	11,000	0	11,000
9180	Utilities	4,000	1,955	2,045
		24,400	2,639	21,761
Other Expenses				
	Total Expenses	24,400	2,639	21,761
	Surplus/(Deficit)	0	13,961	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8555-Public Works - Sewage Plant

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4050	AANDC - Other Funds Received	7,800	0	7,800
4250	FFA-CDA-Funds Received	86,200	86,200	0
4675	Cost Recoveries	0	232	(232)
	Total Revenue	94,000	86,432	7,568
Expenses				
7568	Equipment Purchases	3,000	0	3,000
7570	Equipment Rental	5,000	0	5,000
7680	Fuel/Oil/Grease	1,500	0	1,500
8312	Materials and Supplies	5,000	98	4,902
8670	Professional Fees	44,000	0	44,000
8828	Repairs and Maintenance	19,000	6,206	12,794
8978	Sub Contract	7,500	0	7,500
9072	Travel - Staff	1,000	0	1,000
9180	Utilities	8,000	2,009	5,991
	Total Expenses	94,000	8,313	85,687
Other Expenses				
	Total Expenses	94,000	8,313	85,687
	Surplus/(Deficit)	0	78,120	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8565-Asset Management

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4110	BC Funds Received	750,000	0	750,000
4250	FFA-CDA-Funds Received	2,051,224	2,051,224	0
9704	Transfer in from General Surplus	340,357	340,357	0
	Total Revenue	<u>3,141,581</u>	<u>2,391,581</u>	<u>750,000</u>
Expenses				
7355	Committed Funds	25,000	0	25,000
7568	Equipment Purchases	755,000	0	755,000
8250	Lifecycle Infra/B22 Housing	1,942,556	0	1,942,556
8312	Materials and Supplies	5,000	4,610	390
8325	Meeting Expense	0	27	(27)
8670	Professional Fees	20,000	0	20,000
8828	Repairs and Maintenance	15,000	3,750	11,250
8978	Sub Contract	18,000	1,455	16,545
9180	Utilities	29,200	5,723	23,477
6600:6999	Wages & Benefits	331,825	0	331,825
		<u>3,141,581</u>	<u>15,564</u>	<u>3,126,017</u>
Other Expenses				
	Total Expenses	<u>3,141,581</u>	<u>15,564</u>	<u>3,126,017</u>
	Surplus/(Deficit)	<u>0</u>	<u>2,376,017</u>	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

3400-Housing

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
5850	Rental Income	86,436	43,250	43,186
	Total Revenue	86,436	43,250	43,186
Expenses				
7360	Consulting	20,000	0	20,000
7867	Honorarium - Committee	2,250	0	2,250
8312	Materials and Supplies	15,000	856	14,144
8828	Repairs and Maintenance	25,000	4,814	20,186
8978	Sub Contract	0	2,650	(2,650)
9072	Travel - Staff	500	0	500
9180	Utilities	23,686	0	23,686
	Total Expenses	86,436	8,320	78,116
Other Expenses				
	Total Expenses	86,436	8,320	78,116
	Surplus/(Deficit)	0	34,930	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8570-Macoah Internet

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	48,600	48,600	0
Total Revenue		48,600	48,600	0
Expenses				
7568	Equipment Purchases	5,000	0	5,000
8228	Legal Fees	15,000	9,547	5,453
8670	Professional Fees	10,000	4,339	5,661
9180	Utilities	18,600	7,200	11,400
		48,600	21,086	27,514
Other Expenses				
Total Expenses		48,600	21,086	27,514
Surplus/(Deficit)		0	27,514	

Capital Projects & Economic Development

Budget vs. Actual
2024-2025

September 30, 2024

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1415-Lucky Creek Hydro Project

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
5960	Other Income	266,100	0	266,100
9704	Transfer in from General Surplus	42,000	42,000	0
	Total Revenue	<u>308,100</u>	<u>42,000</u>	<u>266,100</u>
Expenses				
7359	Consulting Contract	1,500	2,812	(1,312)
7558	Engineering	299,600	0	299,600
7955	Insurances & Licences	2,500	1,350	1,150
8670	Professional Fees	4,500	0	4,500
8978	Sub Contract	0	2,699	(2,699)
	Total Expenses	<u>308,100</u>	<u>6,861</u>	<u>301,239</u>
Other Expenses				
	Total Expenses	308,100	6,861	301,239
	Surplus/(Deficit)	<u>0</u>	<u>35,139</u>	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1425-Secret Beach Marina

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
9704	Transfer in from General Surplus	272,500	272,500	0
	Total Revenue	272,500	272,500	0
Expenses				
7359	Consulting Contract	4,000	3,675	325
7558	Engineering	1,500	5,238	(3,738)
7955	Insurances & Licences	2,000	0	2,000
8312	Materials and Supplies	6,500	0	6,500
8978	Sub Contract	258,500	218,722	39,778
		272,500	227,634	44,866
Other Expenses				
	Total Expenses	272,500	227,634	44,866
	Surplus/(Deficit)	0	44,866	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

3210-Capital Projects Development

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
9704	Transfer in from General Surplus	65,000	65,000	0
Total Revenue		65,000	65,000	0
Expenses				
7359	Consulting Contract	65,000	32,854	32,146
8312	Materials and Supplies	0	15	(15)
		65,000	32,869	32,131
Other Expenses				
Total Expenses		65,000	32,869	32,131
Surplus/(Deficit)		0	32,131	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

3223-Sec 38 Sub - Expansion of Homelands

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
9704	Transfer in from General Surplus	30,000	30,000	0
Total Revenue		30,000	30,000	0
Expenses				
7359	Consulting Contract	10,000	2,259	7,741
7558	Engineering & Sub Consultants	20,000	8,489	11,511
		30,000	10,748	19,252
Other Expenses				
Total Expenses		30,000	10,748	19,252
Surplus/(Deficit)		0	19,252	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

3225-Macoah Water Reservoir

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
9704	Transfer in from General Surplus	34,000	34,000	0
Total Revenue		34,000	34,000	0
Expenses				
7359	Consulting Contract	4,000	2,530	1,470
7558	Engineering & Sub Consultants	25,000	13,594	11,406
8312	Materials and Supplies	5,000	2,541	2,459
8978	Sub Contract - Construction	0	6,534	(6,534)
		34,000	25,200	8,800
Other Expenses				
Total Expenses		34,000	25,200	8,800
Surplus/(Deficit)		0	8,800	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

3226-Toquaht Government Building

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
9704	Transfer in from General Surplus	2,000,000	2,000,000	0
Total Revenue		2,000,000	2,000,000	0
Expenses				
7359	Consulting Contract	0	3,656	(3,656)
7558	Engineering	0	3,392	(3,392)
8978	Sub Contract	2,000,000	0	2,000,000
		2,000,000	7,049	1,992,951
Other Expenses				
Total Expenses		2,000,000	7,049	1,992,951
Surplus/(Deficit)		0	1,992,951	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

3275-Macoah Lodge - Qiyuus

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
9704	Transfer in from General Surplus	856,500	856,500	0
	Total Revenue	856,500	856,500	0
Expenses				
7125	Advertising/Appreciation/Promo	2,000	0	2,000
7359	Consulting Contract	12,000	9,092	2,908
7360	Consulting	5,000	0	5,000
7558	Engineering & Sub Consultants	40,000	3,829	36,171
7570	Equipment Rental	2,500	0	2,500
7955	Insurance & Licences	5,000	5,500	(500)
8228	Legal Fees	5,000	0	5,000
8312	Materials and Supplies	100,000	44,561	55,439
8670	Professional Fees	35,000	2,990	32,010
8978	Sub Contract - Construction	650,000	623,377	26,623
		856,500	689,349	167,151
Other Expenses				
	Total Expenses	856,500	689,349	167,151
	Surplus/(Deficit)	0	167,151	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

3510-Public Works Yard/Firehall

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
9704	Transfer in from General Surplus	1,641,500	1,641,500	0
	Total Revenue	1,641,500	1,641,500	0
Expenses				
7359	Consulting Contract	26,500	6,328	20,172
7558	Engineering	60,000	19,636	40,364
7568	Equipment Purchases	80,000	0	80,000
8312	Materials & Supplies	200,000	12,354	187,646
8670	Professional Fees	25,000	1,584	23,416
8978	Sub Contract	1,250,000	712,341	537,659
		1,641,500	752,243	889,257
Other Expenses				
	Total Expenses	1,641,500	752,243	889,257
	Surplus/(Deficit)	0	889,257	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

3520-Macoah Public Washroom

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
9704	Transfer in from General Surplus	369,000	369,000	0
	Total Revenue	369,000	369,000	0
Expenses				
7359	Consulting Contract	4,000	531	3,469
7558	Engineering	7,500	3,150	4,350
8312	Materials & Supplies	55,000	0	55,000
8670	Professional Fees	7,500	0	7,500
8978	Sub Contract	295,000	0	295,000
		369,000	3,681	365,319
Other Expenses				
	Total Expenses	369,000	3,681	365,319
	Surplus/(Deficit)	0	365,319	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

3530-Macoah Playground

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
5960	Other Income	0	40,000	(40,000)
9704	Transfer in from General Surplus	542,500	542,500	0
	Total Revenue	<u>542,500</u>	<u>582,500</u>	<u>(40,000)</u>
Expenses				
7359	Consulting Contract	2,500	2,562	(62)
7558	Engineering	0	13,257	(13,257)
7568	Equipment Purchases	285,000	0	285,000
8312	Materials & Supplies	60,000	16,846	43,154
8978	Sub Contract	195,000	469,368	(274,368)
		<u>542,500</u>	<u>502,032</u>	<u>40,468</u>
Other Expenses				
	Total Expenses	542,500	502,032	40,468
	Surplus/(Deficit)	<u>0</u>	<u>80,468</u>	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8535-ISC Housing

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	371,712	371,712	0
9704	Transfer in from General Surplus	274,288	274,288	0
	Total Revenue	<u>646,000</u>	<u>646,000</u>	<u>0</u>
Expenses				
7359	Consulting Contract	5,000	219	4,781
7360	Consulting	4,000	0	4,000
7558	Engineering	5,000	0	5,000
7955	Insurances & Licences	500	0	500
8228	Legal Fees	1,500	662	838
8312	Materials and Supplies	50,000	0	50,000
8670	Professional Fees	5,000	0	5,000
8978	Sub Contract	575,000	4,882	570,118
		<u>646,000</u>	<u>5,763</u>	<u>640,237</u>
Other Expenses				
	Total Expenses	646,000	5,763	640,237
	Surplus/(Deficit)	<u>0</u>	<u>640,237</u>	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

4541-Contaminated Site (Old Marina)

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
9704	Transfer in from General Surplus	120,000	120,000	0
	Total Revenue	120,000	120,000	0
Expenses				
7359	Consulting Contract	25,000	500	24,500
7360	Consulting	20,000	0	20,000
7558	Engineering	10,000	0	10,000
8228	Legal Fees	25,000	4,993	20,007
8670	Professional Fees	40,000	4,068	35,932
8978	Sub Contract	0	5,662	(5,662)
		120,000	15,223	104,777
Other Expenses				
	Total Expenses	120,000	15,223	104,777
	Surplus/(Deficit)	0	104,777	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8541-Secret Beach Development

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
9704	Transfer in from General Surplus	4,300,000	4,300,000	0
	Total Revenue	4,300,000	4,300,000	0
Expenses				
7359	Consulting Contract	70,000	26,809	43,191
7558	Engineering	35,000	195,616	(160,616)
7570	Equipment Rental	5,000	0	5,000
8228	Legal Fees	40,000	0	40,000
8312	Materials and Supplies	25,000	5,000	20,000
8670	Professional Fees	200,000	2,002	197,998
8978	Sub Contract	3,925,000	640,877	3,284,123
		4,300,000	870,304	3,429,696
Other Expenses				
	Total Expenses	4,300,000	870,304	3,429,696
	Surplus/(Deficit)	0	3,429,696	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8544-Secret Beach Offsite Utilities

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
9704	Transfer in from General Surplus	1,050,000	1,050,000	0
Total Revenue		1,050,000	1,050,000	0
Expenses				
7359	Consulting Contract	25,000	3,312	21,688
7558	Engineering	75,000	15,845	59,155
8670	Professional Fees	7,500	3,388	4,112
8978	Sub Contract	942,500	393,214	549,286
		1,050,000	415,760	634,240
Other Expenses				
Total Expenses		1,050,000	415,760	634,240
Surplus/(Deficit)		0	634,240	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8547-SB Playground

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
9704	Transfer in from General Surplus	690,000	690,000	0
	Total Revenue	690,000	690,000	0
Expenses				
7125	Advertising	700	0	700
7359	Consulting Contract	6,000	8,392	(2,392)
7558	Engineering	8,000	3,767	4,233
7568	Equipment Purchases	100,000	0	100,000
7570	Equipment Rental	0	2,070	(2,070)
8312	Materials and Supplies	100,000	19,121	80,879
8978	Sub Contract	475,300	628,720	(153,420)
		690,000	662,070	27,930
Other Expenses				
	Total Expenses	690,000	662,070	27,930
	Surplus/(Deficit)	0	27,930	

Additional Grants & Other Funded Projects

Budget vs. Actual
2024-2025

September 30, 2024

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1131-TMX Canada

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4205	Government of Canada	100,000	100,000	0
	Total Revenue	100,000	100,000	0
Expenses				
7120	Administration	5,000	5,000	0
7568	Equipment Purchases	15,000	0	15,000
8670	Professional Fees	45,000	0	45,000
9072	Travel - Staff	14,000	0	14,000
9180	Utilities	1,000	0	1,000
6600:6999	Wages & Benefits	20,000	0	20,000
		100,000	5,000	95,000
Other Expenses				
	Total Expenses	100,000	5,000	95,000
	Surplus/(Deficit)	0	95,000	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1605-FNHA Harm Reduction

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
9704	Transfer in from General Surplus	7,154	0	7,154
Total Revenue		7,154	0	7,154
Expenses				
7390	Cultural	0	120	(120)
8312	Materials and Supplies (UAFH)	7,154	354	6,800
8325	Meeting Expense (UAFH)	0	820	(820)
9077	Travel - Citizens (UAFH)	0	1,239	(1,239)
		7,154	2,533	4,621
Other Expenses				
Total Expenses		7,154	2,533	4,621
Surplus/(Deficit)		0	(2,533)	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1615-Harm Reduction

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	78,107	0	78,107
	Total Revenue	78,107	0	78,107
Expenses				
7120	Administration	7,800	7,800	0
7390	Cultural	15,307	1,378	13,929
8670	Professional Fees	50,000	0	50,000
9072	Travel - Staff	5,000	1,129	3,871
		78,107	10,307	67,800
Other Expenses				
	Total Expenses	78,107	10,307	67,800
	Surplus/(Deficit)	0	(10,307)	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8105-ISC Child & Family Prevention

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4310	NTC Child Welfare	127,916	127,916	0
	Total Revenue	127,916	127,916	0
Expenses				
7230	Basic Needs & Prevention	22,916	5,095	17,821
8228	Legal Fees	5,000	1,950	3,050
9072	Travel - Staff	6,800	1,127	5,673
9180	Utilities	1,200	600	600
6600:6999	Wages & Benefits	92,000	45,957	46,043
		127,916	54,730	73,186
Other Expenses				
	Total Expenses	127,916	54,730	73,186
	Surplus/(Deficit)	0	73,186	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8205-CFS Housing O&M ICMS

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4255	FFA - Other	56,438	0	56,438
	Total Revenue	<u>56,438</u>	<u>0</u>	<u>56,438</u>
Expenses				
7568	Equipment Purchases	56,438	0	56,438
		<u>56,438</u>	<u>0</u>	<u>56,438</u>
Other Expenses				
	Total Expenses	<u>56,438</u>	<u>0</u>	<u>56,438</u>
	Surplus/(Deficit)	<u>0</u>	<u>0</u>	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8352-FNESC IOSL

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4715	FNESC	45,414	45,414	0
9704	Transfer in from General Surplus	7,285	0	7,285
	Total Revenue	<u>52,699</u>	<u>45,414</u>	<u>7,285</u>
Expenses				
7120	Administration	2,270	2,270	0
7390	Cultural	1,800	0	1,800
7568	Equipment Purchases	7,285	0	7,285
8312	Materials and Supplies	3,900	54	3,846
8325	Meeting Expense	5,200	0	5,200
8670	Professional Fees	4,500	0	4,500
8978	Sub Contract	13,644	2,470	11,174
9070	Training	8,000	0	8,000
9077	Travel - Citizens	6,100	0	6,100
		<u>52,699</u>	<u>4,794</u>	<u>47,905</u>
Other Expenses				
	Total Expenses	52,699	4,794	47,905
	Surplus/(Deficit)	<u>0</u>	<u>40,620</u>	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

1630-Emergency & Disaster Mngmt Act

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4110	BC Funds Received	45,500	45,500	0
	Total Revenue	45,500	45,500	0
Expenses				
8978	Sub Contract	45,500	0	45,500
	Total Expenses	45,500	0	45,500
Other Expenses				
	Total Expenses	45,500	0	45,500
	Surplus/(Deficit)	0	45,500	

Toquaht Nation
Schedule of Individual Program Revenue, Expenditure
YTD Variance Report
September 30, 2024

8566-Infrastructure

		2024/2025 Budget Full Year	2024/2025 Quarter 2 30-Sep	Variance
Revenue				
4250	FFA-CDA-Funds Received	20,850	0	20,850
Total Revenue		20,850	0	20,850
Expenses				
8670	Professional Fees	20,850	0	20,850
Total Expenses		20,850	0	20,850
Other Expenses				
Total Expenses		20,850	0	20,850
Surplus/(Deficit)		0	0	

TO: MAA-NULTH ADMINISTRATORS AND ENFORCEMENT REPRESENTATIVES

FROM: R. BRENT LEHMANN & TEGAN HEYWOOD

DATE: JUNE 24, 2024

FILE: 11-0713-204

Briefing Note: Maa-nulth Enforcement Act Amendments

SUMMARY AND PURPOSE

Project #5, as outlined in the Maa-nulth First Nations (“**Maa-nulth**”) Enforcement Advisory Committee's (“**EAC**”) Terms of Reference, mandates a regular assessment of each Nation's enforcement legislation. The objective is to recommend necessary amendments to leadership, ensuring that Maa-nulth’s laws align with the dynamic legal environment and the specific enforcement requirements of each Nation.

Since the last series of amendments in 2019, the EAC's engagement in projects involving violation tickets, debt certificates, enforcement agreements, and enforcement Treaty tables has led to the identification of several areas where Maa-nulth enforcement legislation should be enhanced.

OVERVIEW OF RECOMMENDED AMENDMENTS

1. Part 1 – Introductory Provisions

We propose that current legislation be renamed the Administration of Justice Act as it captures a broader range of enforcement related matters. The amendments also contemplate the addition of several new definitions. New definitions such as “debt certificate” (which will be incorporated into the Financial Administration Act) and “designated person” relate to the *Offence Act (BC)* (“**OA**”) amendments that will, once in force, allow for the enforcement of debt certificates, relating to Modern Treaty violation tickets, through BC’s court system. Definitions such as “notice of dispute”, “statement and written reasons”, and “violation ticket” relate to the OA amendments that will allow disputants to challenge Modern Treaty violation tickets in BC courts as contemplated in the Maa-nulth Treaty.

2. Part 2 – Offences

Large parts of Part 2 have been moved to other parts of the Enforcement Act for drafting clarity. Additional language has been added to Part 2 around the impact of continuing offences, the authority of Maa-nulth to prevent or restrain the occurrence of offences and the impact of non-compliance with a violation ticket, compliance notice or directive.

3. Part 3 – Enforcement Officers

Language in this section has been substantially reworked to clarify the duties of enforcement officers, the status of enforcement officers as peace officers and the protections and immunities available to them. There has been language added to this Part as well, in line with existing Maa-nulth Treaty language, that the exercise of enforcement powers must be *Charter* compliant. Further, this Part has been expanded to provide a pathway for complaints against enforcement officers and to set out prohibited behaviour for individuals who may try to obstruct an enforcement officer in the exercise of their duties.

4. Part 4 – Regulatory Inspections

This is a new part that sets out the authority of an enforcement officer to enter and conduct a regulatory inspection of a place or thing to ensure compliance with a Maa-nulth law. The language provides for certain factors to be considered when determining whether an inspection is reasonable in the circumstances as well as the inspection powers of an enforcement officer. If at any point during an inspection the enforcement officer develops reasonable grounds to believe that an offence has been committed, the enforcement officer must immediately cease their inspection and only continue in accordance with the search provisions set out in Part 5.

5. Part 5 – Searches

This is a new part that sets out the authority of an enforcement officer to conduct a search of a place or thing. A search may occur when an enforcement officer has reasonable grounds to believe that an individual has committed an offence. The language provides that a search can be conducted with consent of the individual, in accordance with a warrant, or without a search warrant in limited circumstances. Similar to Part 4, the language also provides for what an enforcement officer may do during the conduct of their search.

6. Part 6 – Seizures

This part has been amended to provide authority to an enforcement officer to seize any thing in accordance with either a warrant or obtained during a search or inspection where the enforcement officer believes, on reasonable grounds, that the item was used in the commission of an offence. Language has also been updated to provide that a seized item must be returned as soon as practicable. Otherwise, the item must be brought before a justice if the detention of the thing is required or if there is a dispute regarding possession of the thing.

7. Part 7 – Arrest

This is a new part that sets out the authority of enforcement officers to arrest an individual in accordance with a warrant, or without a warrant under limited circumstances. In support of this, this part further provides that an enforcement officer may, without a warrant, enter a dwelling when they are in pursuit of an individual.

8. Part 8 – Other Enforcement Powers

This is a new part that sets out other powers of enforcement officers, including the ability to request identification, and the right of passage on Maa-nulth lands for the purpose of carrying out their duties.

9. Part 9 – Compliance Notices

Language in this section has been amended to remove the ability of enforcement officers to serve compliance notices verbally, given a concern they will be more easily challengeable. Language has also been added to allow enforcement officers to vary or cancel compliance notices after they've been issued and before the named person takes the actions required by the compliance notice.

10. Part 10 – Violation Tickets

This part has been renamed from “tickets” to align with BC’s naming convention of “violation tickets” under the OA. It has been substantially amended to support the violation ticket project. Most significantly, the amendments introduce a process for individuals to file a notice of dispute, or a dispute of the fine portion only, once an individual has been issued a violation ticket. Once a notice of dispute is received by a Maa-nulth government, they must refer the matter to the Provincial Court for a hearing. The amendments also introduce a stronger enforcement process for when an individual fails to pay their violation ticket within the prescribed timelines. Under the proposed amendments, an individual will be deemed guilty and the amount owed will become enforceable through either the Supreme Court or Provincial Court by way of a debt certificate.

The amendments also introduce certificates of service, which allow an enforcement officer to prove that a violation ticket was issued. This addition is helpful especially if the violation ticket is ultimately disputed by the named individual. The language in this part has also been broadened to allow enforcement officers to issue tickets for offences generally rather than offences that have been designated as a ticketable offence under existing Maa-nulth legislation, thereby providing greater flexibility. The amendments further remove the third category for penalties (i.e. surcharges) and instead only allow for standard penalties and discounted penalties in order to align with the OA structure. This Part further sets out the default amount for both standard and discounted penalties when not set out in respect an offence.

11. Part 11 - Prosecution

The current Enforcement Acts have limited language on prosecution. This part has been created to expand on existing language for the prosecution of a Maa-nulth offence in Provincial Court – including the introduction of alternative measures and the restriction against laying an information against an individual under 12 years of age. Language has also been introduced to set out the qualifications for a Maa-nulth prosecutor.

12. Part 12 – Review of Compliance Notices

This part has been amended to remove the ability of a named person to apply for a review of a violation ticket. A dispute of a violation ticket may now be carried out through the Provincial

Court process. This section has been further amended to remove seizure records as they present an unnecessary administrative burden for Maa-nulth administrators.

13. Part 13 – General Provisions

This part has been amended slightly to remove the list of regulations that the Executive may introduce and instead broadly provides that the Executive may make regulations that they consider necessary or desirable for the purposes of the Enforcement Act. This part further repeals the existing Enforcement Acts and makes consequential amendments to existing legislation for the purpose of ensuring consistency in the defined terms.

Among the amendments is an elimination of the option to hear complaints against external compliance officers under the Administrative Decisions Review Act. This change is consistent with existing agreements with external enforcement agencies, which require complaints to be resolved through their internal procedures and collective agreements. This amendment streamlines the review process and reduces the administrative burden for Maa-nulth administrators.

TOQUAHT NATION GOVERNMENT

ADMINISTRATION OF JUSTICE ACT

TNS ♦/2024



This law enacted on _____, 2024

Signed _____
Anne Mack, taayii ḥawil of the Toquaht Nation

DEPOSITED IN THE REGISTRY OF LAWS
ON ____ / ____ / ____
_____ Signature of Law Clerk

**TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ◆/2024**

TABLE OF CONTENTS

PART 1 - INTRODUCTORY PROVISIONS.....	7
Short title.....	7
Executive oversight.....	7
Application.....	7
Definitions.....	7
PART 2 - OFFENCES	9
Offences generally.....	9
Offences by a corporation	9
Penalties generally.....	9
Continuing offences	9
Prevention or restraint.....	9
Non-compliance	10
PART 3 - ENFORCEMENT OFFICERS	11
Appointment of enforcement officers	11
Peace officer status.....	11
Powers of enforcement officers.....	11
Protections.....	12
Immunities.....	12
Charter.....	12
Enforcement officer must show identification	12
Complaints against enforcement officers	12
Prohibitions	12
PART 4 - REGULATORY INSPECTIONS	15
Inspections.....	15
Predominant purpose.....	15
Inspection powers.....	15
Reasonableness	15
Assistance.....	16
PART 5 - SEARCHES	17
Searches.....	17
Searches during arrest	17
Warrantless search powers	17
PART 6 - SEIZURES	19
Seizure.....	19
Return of thing	19
PART 7 - ARREST	21
Arrest without warrant	21
Arrest with warrant.....	21
Right of entry	21
PART 8 - OTHER ENFORCEMENT POWERS.....	23
Identification	23
Right of passage	23
PART 9 - COMPLIANCE NOTICES	25

**TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ♦/2024**

Issuing compliance notice	25
Content of compliance notice.....	25
Serving compliance notice	26
Compliance notice form	26
Complying with or disputing compliance notice.....	26
When failure to serve compliance notice does not invalidate proceeding.....	27
Variation or cancellation of compliance notice.....	27
Executive may authorize measures	27
Joint and several liability.....	28
Limitation period for compliance notices.....	28
PART 10 - VIOLATION TICKETS.....	29
Violation ticket.....	29
Issuing violation ticket	29
Issuing violation ticket to young person.....	29
Penalty and discounted penalty	30
Content of violation ticket.....	30
Serving violation ticket	31
Proof of service	31
Limitation period.....	31
Violation ticket record.....	31
Paying or disputing a violation ticket.....	31
Varying or cancelling violation ticket	32
Paying violation ticket.....	32
Failing to pay or dispute violation ticket.....	32
Disputing allegation	32
Disputing fine portion only	33
Referral to Provincial Court	33
Joint and several liability.....	34
PART 11 - PROSECUTION	35
Prosecution.....	35
Penalty.....	35
Toquaht prosecutor.....	35
Referral to Toquaht prosecutor.....	35
Prosecution of offences	36
Young persons.....	36
Pre-charge alternative measures	36
Post-charge alternative measures	37
Limitation period for prosecutions	38
Penalties	38
PART 12 - REVIEW OF COMPLIANCE NOTICES	39
Review by director of operations	39
Review by Administrative Decisions Review Board	40
PART 13 - GENERAL PROVISIONS	41
Regulations.....	41
Application of Offence Act (British Columbia)	41
Toquaht representatives.....	41
Repeal.....	41
Consequential amendments.....	42
Commencement.....	44

PREAMBLE

The Toquaht Nation asserts that we have, since time immemorial, governed ourselves according to our traditions and protocols. With our inherent right to self-government recognized in the Maa-nulth Treaty and our Constitution, we have blended our traditional ways with modern-day governing systems which recognize the rule of law. In doing so, we honour our past and embrace the future, ensuring the continued existence of the Toquaht Nation as a strong political, social and cultural community.

Governing effectively requires not only enacting necessary Toquaht law, but properly enforcing Toquaht law. An effective administration of our justice framework honours our traditions while securing our future. The Toquaht Nation desires a just, fair and robust administration of justice framework for the common good of all Toquaht citizens that embraces our traditions and protocols and adheres to the rule of law.

The Toquaht Nation adopts this Act based on these values.

**TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ♦/2024**

PART 1 - INTRODUCTORY PROVISIONS

Short title

1.1 This Act may be cited as the Administration of Justice Act.

Executive oversight

1.2 The chairperson of Council is responsible for the executive oversight of this Act.

Application

1.3 This Act applies to the enforcement of all Toquaht enactments, except to the extent that a Toquaht enactment specifically provides otherwise.

Definitions

1.4 In this Act,

“applicable government” means the government of Canada, the government of British Columbia, another provincial government or an extraterritorial government;

“application” means an application made under section 12.1 for a review of a compliance notice;

“certificate of service” means a certificate under section 10.7;

“compliance notice” means a notice issued in accordance with Part 9;

“designated person” means an individual designated by the Executive by regulation for the purpose of this Act;

“discounted penalty” means the prescribed amount set out in a violation ticket payable in relation to an offence if payment is received on or before the 14th day after the date a violation ticket was served in accordance with section 10.6;

“justice” has the meaning given to that term in the Offence Act (British Columbia);

“named person” means a person to whom a compliance notice or violation ticket is issued;

“notice of dispute” means a notice referred to in section 10.14(a);

“penalty” means the prescribed amount set out in a violation ticket payable in relation to an offence if payment is received after the 14th day after a violation ticket is served in accordance with section 10.6;

“regulated activity” means an activity regulated by a Toquaht enactment;

“statement and written reasons” means the statement and written reasons referred to in section 10.15(a);

“ticketed amount” means the penalty payable at the time of payment;

“Toquaht prosecutor” means an individual appointed as a prosecutor of the Toquaht Nation under section 11.3(a);

“vehicle” includes a vessel; and

“violation ticket” means a violation ticket issued under section 10.2(a) and, for certainty, is a “violation ticket” within the meaning of the Offence Act (British Columbia).

PART 2 - OFFENCES

Offences generally

- 2.1 A person commits an offence against a Toquaht enactment by
- (a) doing an act forbidden under that Toquaht enactment, or
 - (b) omitting to do any thing required under that Toquaht enactment.

Offences by a corporation

- 2.2 (a) Where a corporation commits an offence against a Toquaht enactment, a director or officer of the corporation who authorized, permitted or acquiesced in the offence also commits the offence.
- (b) An officer, director or agent of a corporation is liable to conviction under a Toquaht enactment whether or not the corporation has been prosecuted for, or convicted of, the offence.
- 2.3 In a prosecution for an offence against a Toquaht enactment, it is sufficient proof of the offence to establish that it was committed by an employee or agent of the accused whether or not the employee or agent is identified, or has been prosecuted, for the offence.

Penalties generally

- 2.4 An offence is punishable by
- (a) compliance notice issued in accordance with Part 9,
 - (b) violation ticket issued in accordance with Part 10, or
 - (c) prosecution conducted in accordance with Part 11.

Continuing offences

- 2.5 If an offence continues for more than one day, a separate penalty may be imposed for each day the offence continues.

Prevention or restraint

- 2.6 Toquaht Nation Government may prevent or restrain the commission of an offence by a proceeding brought in the Supreme Court of British Columbia.

Non-compliance

- 2.7** Every person who fails to comply with a compliance notice, violation ticket or directive under this Act commits an offence and is liable, on summary conviction, to a fine not exceeding \$10,000 or imprisonment for a term not exceeding six months.

PART 3 - ENFORCEMENT OFFICERS

Appointment of enforcement officers

3.1 The Executive may, by Order, appoint enforcement officers to enforce Toquaht enactments or preserve and maintain public peace.

Peace officer status

- 3.2**
- (a) Unless otherwise specified in the terms of an appointment under section 3.1, an enforcement officer is a peace officer for the purposes of performing the duties or exercising the powers of that officer under Toquaht law.
 - (b) Without limiting subsection (a),
 - (i) an enforcement officer is a peace officer within the meaning of section 2 of the Criminal Code (Canada) for the purposes of performing the duties or exercising the powers of that officer under Toquaht law and, for certainty, the protections and immunities that apply to peace officers under that Act apply to an enforcement officer in the enforcement of Toquaht law, and
 - (ii) the powers and protections that an external enforcement officer would have if acting under a Federal Law or Provincial Law in the enforcement of that law apply to that external enforcement officer in the enforcement of Toquaht law.

Powers of enforcement officers

- 3.3** Subject to the terms of an appointment under section 3.1 and except to the extent a Toquaht enactment provides otherwise, an enforcement officer has the power to do the following for the purpose of performing their duties:
- (a) conduct investigations where there is suspected non-compliance with Toquaht law;
 - (b) carry out inspections in accordance with Part 4;
 - (c) carry out searches in accordance with Part 5;
 - (d) carry out seizures in accordance with Part 6;
 - (e) arrest individuals in accordance with Part 7;
 - (f) exercise other powers in accordance with Part 8;
 - (g) issue compliance notices in accordance with Part 9;
 - (h) issue violation tickets in accordance with Part 10;

- (i) refer matters to the Toquaht prosecutor for prosecution in accordance with Part 11; and
- (j) any other thing necessary for, or incidental to, the exercise of powers listed in subsections (a) to (i).

Protections

- 3.4** Enforcement officers are justified in doing what they are required or authorized to do under Toquaht law and in using as much force as is necessary for that purpose, subject to the limitations set out in section 25 of the Criminal Code (Canada).

Immunities

- 3.5** Enforcement officers are not personally liable and Toquaht Nation Government is not vicariously liable for anything enforcement officers do or omit to do in good faith under Toquaht law.

Charter

- 3.6** For certainty, and in accordance with 1.3.2 of the Maa-nulth Treaty, the exercise of enforcement powers under Toquaht law must at all times be consistent with the Charter of Rights and Freedoms (Canada).

Enforcement officer must show identification

- 3.7** An enforcement officer must, upon request, show appropriate identification confirming the credentials of that officer.

Complaints against enforcement officers

- 3.8**
- (a) Subject to subsection (b), complaints against enforcement officers will be addressed in the manner set out in the Administrative Decisions Review Act.
 - (b) Complaints against external enforcement officers will be addressed in the manner that complaints may be made against those officers under federal or provincial law, as applicable.

Prohibitions

- 3.9** A person must not
- (a) wilfully destroy or alter with intent to mislead a document, a record or data that is required to be kept under Toquaht law,
 - (b) knowingly make any false or misleading statement either orally or in writing to an enforcement officer,

TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ♦/2024

- (c) refuse to admit an enforcement officer into a premises or place, if that enforcement officer states they are acting under Toquaht law, or
- (d) otherwise wilfully obstruct or hinder an enforcement officer in the performance of that officer's duties and exercise of their powers under Toquaht law.

**TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ♦/2024**

PART 4 - REGULATORY INSPECTIONS

Inspections

4.1 Subject to the provisions of this Part, where a person is engaged in an activity that is regulated by Toquaht law, an enforcement officer may conduct an inspection of any place or thing relating to that activity, for the purpose of ensuring that the activity complies with Toquaht law.

Predominant purpose

- 4.2**
- (a) An enforcement officer may not conduct an inspection under section 4.1 where that enforcement officer has reasonable grounds to believe an offence has been committed.
 - (b) If during an inspection the enforcement officer develops reasonable grounds to believe an offence has been committed, that enforcement officer
 - (i) must immediately cease the inspection, and
 - (ii) may only proceed in accordance with Part 5.

Inspection powers

- 4.3** Subject to section 4.4, during an inspection under section 4.1, an enforcement officer may
- (a) enter onto private property,
 - (b) enter a building or structure,
 - (c) require the production of licences, records, data or other information,
 - (d) record or make copies of licences, records, data or other information,
 - (e) open and examine the contents of receptacles, containers or packages,
 - (f) take a sample of a substance,
 - (g) conduct tests or take measurements, or
 - (h) take other actions that are reasonable in the circumstances and are necessary for ensuring that the applicable activity complies with Toquaht law.

Reasonableness

- 4.4**
- (a) An inspection conducted by an enforcement officer under this Part must be reasonable in the circumstances.

- (b) In determining whether an inspection is reasonable in the circumstances, factors to consider include, the following:
 - (i) the nature of the regulated activity, including the risk that the activity may pose to the public or environment;
 - (ii) the purpose of the Toquaht law that regulates the activity;
 - (iii) the manner in which the search is conducted; and
 - (iv) the degree of privacy that the person engaged in the regulated activity may reasonably expect in the circumstances.

Assistance

- 4.5** An individual in charge or control of a place entered by an enforcement officer in accordance with this Part, and every individual found in that place, must
- (a) give that officer all reasonable assistance to enable that officer to perform their duties and exercise their powers; and
 - (b) provide that officer with any information relating to the administration of the applicable Toquaht law that the officer may reasonably require.

PART 5 - SEARCHES

Searches

- 5.1** Subject to section 5.2, where an enforcement officer has reasonable grounds to believe that an offence has been committed, that enforcement officer may only search an individual that enforcement officer believes may have committed the offence, or any place or thing that officer believes is relevant to the offence,
- (a) with the consent of that individual,
 - (b) in accordance with a search warrant issued by a justice in accordance with the process set out in the Offence Act (British Columbia), or
 - (c) without a search warrant if
 - (i) the delay necessary to obtain a search warrant under subsection (b) would likely result in danger to the environment or human life or in the loss or destruction of evidence, or
 - (ii) the conditions for obtaining a warrant exist but because of exigent circumstances it would not be feasible to obtain the warrant.

Searches during arrest

- 5.2** An enforcement officer may search an individual, or a place or thing that officer believes is relevant to the offence, upon arrest of that individual in accordance with Part 7 if the search is incidental to the arrest and the purpose of the search is to ensure
- (a) the safety of the enforcement officer or the public,
 - (b) the protection of evidence from destruction at the hands of the arrestee or others, or
 - (c) the discovery of evidence which may be used at the arrestee's trial.

Warrantless search powers

- 5.3** During a warrantless search conducted in accordance with this Part, an enforcement officer may
- (a) enter onto private property,
 - (b) enter a building or structure,
 - (c) require the production of licences, records, data or other information,
 - (d) record or make copies of licences, records, data or other information,

TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ♦/2024

- (e) open and examine the contents of receptacles, containers or packages,
- (f) take a sample of a substance,
- (g) conduct tests or take measurements, or
- (h) take other actions that are reasonable in the circumstances.

PART 6 - SEIZURES

Seizure

- 6.1** An enforcement officer may seize any thing
- (a) in accordance with a warrant issued by a justice, or
 - (b) obtained during an inspection in accordance with Part 4 or a search in accordance with Part 5 which the enforcement officer believes on reasonable grounds has been obtained by, has been used in or will provide evidence of the commission of an offence.

Return of thing

- 6.2** If an enforcement officer seizes a thing under section 6.1, the enforcement officer must, as soon as practicable,
- (a) return the thing seized to the person lawfully entitled to its possession, if the enforcement officer is satisfied that
 - (i) there is no dispute as to who is lawfully entitled to the possession of the thing seized, and
 - (ii) the continued detention of the thing seized is not required for the purposes of any investigation or a preliminary inquiry, trial or other proceeding; or
 - (b) if the enforcement officer is not satisfied that the conditions set out in subsection (a) apply, bring the thing before a justice, or report to a justice that the thing has been seized and is being detained, to be dealt with in accordance with sections 24 to 24.2 of the Offence Act (British Columbia), with the necessary changes in the details and insofar as applicable.

**TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ♦/2024**

PART 7 - ARREST

Arrest without warrant

- 7.1** An enforcement officer may arrest an individual without a warrant
- (a) if the officer finds the individual committing an offence under a Toquaht enactment and the officer
 - (i) believes the individual will fail to attend court when required, or
 - (ii) the public interest, including the need to establish the identity of the individual, secure or preserve evidence of the offence, or prevent the continuation or repetition of the offence or the commission of another offence, may only be satisfied by arresting the individual, or
 - (b) in order to prevent an apprehended breach of the peace.

Arrest with warrant

- 7.2** An enforcement officer may arrest an individual in accordance with a warrant issued by a justice under the applicable provisions of the Offence Act (British Columbia).

Right of entry

- 7.3** Despite any other provision in this Act, an enforcement officer who has grounds under section 7.1 to arrest an individual without a warrant may enter a dwelling place, or a place that is locked or otherwise inaccessible without use of force, where the officer is in hot pursuit of the individual.

**TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ♦/2024**

PART 8 - OTHER ENFORCEMENT POWERS

Identification

8.1 An enforcement officer may require an individual to produce identification.

Right of passage

8.2 Subject to the limitations set out in this Act respecting dwelling places and places that are locked or otherwise inaccessible without use of force, an enforcement officer may, for the purposes of performing that officer's duties and exercising their powers, enter on and pass through or over Toquaht lands without being liable for doing so and without any individual having the right to object to that use of the land.

**TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ♦/2024**

PART 9 - COMPLIANCE NOTICES

Issuing compliance notice

- 9.1**
- (a) If an enforcement officer has reasonable grounds to believe that a person is committing an offence or has committed an offence, the enforcement officer may issue a compliance notice in the prescribed form to that person.
 - (b) A compliance notice must be issued to a named person unless it is issued for an offence involving a vehicle, in which case it must also be issued to
 - (i) the vehicle's licence plate,
 - (ii) the vehicle's identification number, temporary operation permit or interim permit under the Motor Vehicle Act (British Columbia) or other applicable law, or
 - (iii) the vehicle's licence number or official number under the Canada Shipping Act, 2001 (Canada) or other applicable law.
 - (c) If a compliance notice is issued under subsection (b), the compliance notice is deemed to have been issued to each registered owner of the vehicle as contained in the records of the applicable government.
 - (d) Each registered owner of a vehicle referred to in subsection (c) is deemed to be a named person.

Content of compliance notice

- 9.2**
- (a) A compliance notice must require the named person to do whatever is necessary to stop, rectify or prevent the re-occurrence of the offence.
 - (b) A compliance notice must contain the following information:
 - (i) the particulars of the offence in sufficient detail to permit the named person to identify it;
 - (ii) the date or time period within which the named person must comply with the requirements set out in the compliance notice under subsection (a);
 - (iii) the date and time the compliance notice is issued;
 - (iv) the name and signature of the enforcement officer who issued the compliance notice;
 - (v) how to apply for a review of the compliance notice; and

- (vi) any other prescribed information.
- (c) A compliance notice may state that if the named person does not comply with the requirements set out in the compliance notice and rectify the offence, another individual authorized by the Executive may take action to rectify the offence at the expense of the named person.

Serving compliance notice

- 9.3**
- (a) Subject to subsection (b), a compliance notice must be delivered in accordance with Toquaht law to each named person.
 - (b) If a compliance notice is issued in respect of a parking-related offence, the compliance notice may be served on each registered owner of the vehicle by affixing the compliance notice to the vehicle in a conspicuous place or serving a physical copy of the compliance notice to the individual having care and control of the vehicle.

Compliance notice form

- 9.4** A compliance notice may be completed, recorded, issued and stored
- (a) in electronic format by electronic means, or
 - (b) by another means that allows the compliance notice to be reproduced in an understandable form.

Complying with or disputing compliance notice

- 9.5**
- (a) Subject to subsection (b) and the period of time specified in the compliance notice under section 9.2(b)(ii), a named person must, within 14 days after the compliance notice was served on that named person in accordance with section 9.3,
 - (i) comply with the requirements in the compliance notice, or
 - (ii) apply for a review of the compliance notice in accordance with section 12.1.
 - (b) The director of operations may extend the time limit established under subsection (a), upon request by the named person or his or her authorized representative, for
 - (i) a period up to 30 days, or
 - (ii) upon the approval of the Executive, a period longer than 30 days,

if the named person, acting in good faith and through absence, accident, illness or other cause beyond the person's reasonable control, is or was unable to respond to the compliance notice in accordance with subsection (a).

When failure to serve compliance notice does not invalidate proceeding

- 9.6** If a compliance notice is not served in accordance with section 9.3, a proceeding or an action in relation to the compliance notice is not invalidated if
- (a) the content of the compliance notice was known by the named person within the time allowed for service,
 - (b) the named person consents, or
 - (c) the failure to serve in accordance with section 9.3 does not result in any substantial injustice.

Variation or cancellation of compliance notice

- 9.7**
- (a) At any time before a named person takes the actions required by section 9.5, the enforcement officer issuing the compliance notice may make changes to the terms of or cancel the compliance notice.
 - (b) Notice of any changes or cancellation under subsection (a) must be delivered to the named person in accordance with Toquaht law.

Executive may authorize measures

- 9.8**
- (a) Subject to Part 12, the Executive may direct or authorize whatever action or measures are necessary to stop or rectify an offence or to prevent a re-occurrence of that offence if
 - (i) the named person has been served with the compliance notice in accordance with section 9.3,
 - (ii) the compliance notice included a description of the action or measures an individual authorized by the Executive would take if the compliance notice was not followed,
 - (iii) the named person has not complied with the requirements of the compliance notice, and
 - (iv) the named person has not applied for a review of the compliance notice in accordance with section 12.1 within the time period under section 9.5, or
 - (v) the compliance notice has been reviewed under section 12.1 or 12.2 and after completing the review, the director of operations or the

Administrative Decisions Review Board has not reversed the compliance notice.

- (b) If a named person has not put or maintained premises in a clean or safe condition as required in a compliance notice, the Executive may, by Order, require the closure of the premises.
- (c) The expenses of an action or the measures authorized by the Executive under this section are a debt owing by the named person to the Toquaht Nation payable on demand within 14 days, if that demand is delivered in accordance with Toquaht law, and may be collected by the Toquaht Nation in accordance with sections 5.6 to 5.11 of the Financial Administration Act.
- (d) If the Executive is authorized by a Toquaht enactment to sell all or a part of any property that has been removed to stop or rectify an offence, the proceeds of the sale must be used to pay the expenses and costs of the removal and any excess proceeds must be paid to the person entitled to them.

Joint and several liability

- 9.9** The obligations arising from a compliance notice are joint and several as between the named persons.

Limitation period for compliance notices

- 9.10** A compliance notice for an offence must not be issued more than six months after the offence in relation to which the compliance notice is issued is alleged to have been committed.

PART 10 - VIOLATION TICKETS

Violation ticket

10.1 Unless otherwise specified in a Toquaht enactment, an offence may be enforced by violation ticket issued in accordance with this Part.

Issuing violation ticket

- 10.2** (a) Subject to section 10.3, if an enforcement officer has reasonable grounds to believe that a person is committing an offence or has committed an offence, the enforcement officer may issue a violation ticket in accordance with this Part.
- (b) A violation ticket must be issued to a named person unless it is issued for an offence involving a vehicle, in which case it may be issued to
- (i) the vehicle's licence plate, or
 - (ii) the vehicle's identification number, temporary operation permit or interim permit under the Motor Vehicle Act (British Columbia) or other applicable law.
- (c) If a violation ticket is issued under subsection (b), the violation ticket is deemed to have been issued to each registered owner of the vehicle as contained in the records of the applicable government.
- (d) Each registered owner of a vehicle referred to in subsection (c) is deemed to be a named person.

Issuing violation ticket to young person

- 10.3** (a) A violation ticket cannot be issued to an individual alleged to have committed an offence when the individual was less than 12 years of age.
- (b) If a violation ticket is issued to an individual alleged to have committed an offence when the individual was 12 to 17 years of age, the Youth Justice Act (British Columbia) applies to any dispute of that violation ticket, with the necessary changes in the details and insofar as applicable.
- (c) For purposes of interpreting the application of the Youth Justice Act (British Columbia) under section 10.3(b), the term "enactment" in the Youth Justice Act (British Columbia) is deemed to include a Toquaht Nation enactment.
- (d) Information recorded anywhere on a violation ticket respecting the age of the person alleged to have committed an offence is proof of the age of the person.

Penalty and discounted penalty

- 10.4** (a) The Executive may, by regulation, establish a penalty and discounted penalty in respect of an offence.
- (b) If a penalty and discounted penalty has not been established under subsection (a) in respect of an offence, an enforcement officer may issue a violation ticket in respect of that offence with a penalty and discounted penalty that is comparable to the penalty and discounted penalty for a similar offence, provided that the penalty does not exceed \$1,000 and the discounted penalty is in any amount less than the penalty.
- (c) Despite subsections (a) and (b), a violation ticket issued to an individual when the individual was 12 to 17 years of age must impose a penalty of not more than \$1,000.

Content of violation ticket

- 10.5** (a) A violation ticket must be in writing in the prescribed form and contain the following information:
- (i) the alleged offence or a general description of the alleged offence;
 - (ii) the penalty and discounted penalty;
 - (iii) the methods of paying the ticketed amount;
 - (iv) instructions for disputing the ticket;
 - (v) a statement that if the violation ticket is not disputed within the time provided for in this Act,
 - (A) the violation ticket will be treated as not disputed,
 - (B) the individual on whom the violation ticket is served will be deemed to have pleaded guilty to the alleged offence, and
 - (C) the penalty indicated on the violation ticket will be immediately due and payable to Toquaht Nation Government;
 - (vi) a statement that all matters contained in the information are true to the enforcement officer's knowledge and belief;
 - (vii) the name and signature of the enforcement officer who issued the violation ticket; and
 - (viii) any other prescribed information.

- (b) A violation ticket may charge more than one offence, but each offence must be set out in a separate count.

Serving violation ticket

- 10.6** (a) Subject to subsection (b), a violation ticket must be served to each named person by delivering the violation ticket in accordance with Toquaht law to that named person.
- (b) If a violation ticket is issued in respect of a parking-related offence, the violation ticket may be served on each registered owner of the vehicle by affixing the violation ticket to the vehicle in a conspicuous place or serving a physical copy of the violation ticket to the individual having care and control of the vehicle.

Proof of service

- 10.7** (a) Service of the violation ticket may be proved by a certificate of service, in the prescribed form, signed by the individual who served the violation ticket with a copy of that violation ticket attached to the certificate of service.
- (b) The certificate of service referred to in subsection (a) is proof of the authority of the individual who signed it.

Limitation period

- 10.8** A violation ticket must not be served more than six months after the offence to which the violation ticket relates is alleged to have been committed.

Violation ticket record

- 10.9** (a) A copy of each violation ticket issued in accordance with this Part must be immediately delivered to the director of operations.
- (b) The director of operations must retain a copy of each violation ticket received under subsection (a).

Paying or disputing a violation ticket

- 10.10** (a) A named person who is served with a violation ticket in accordance with section 10.6 must do one of the following:
 - (i) pay the entire discounted penalty amount within 14 days in accordance with the instructions set out in the violation ticket;
 - (ii) pay the entire penalty amount within 30 days in accordance with the instructions set out in the violation ticket; or

- (iii) dispute the violation ticket within 30 days in accordance with section 10.14.
- (b) The court may, on an application made without notice to anyone, extend the time for payment of a fine for a violation ticket issued to an individual when the individual was 12 to 17 years of age.

Varying or cancelling violation ticket

- 10.11** (a) At any time before a named person takes an action under section 10.10, the issuing enforcement officer may make changes to the terms of or cancel the violation ticket.
- (b) Notice of any change or cancellation under subsection (a) must be provided to each named person in accordance with section 10.6.

Paying violation ticket

- 10.12** A named person who pays the entire discounted penalty amount or penalty amount in accordance with section 10.10 pleads guilty to the alleged offence.

Failing to pay or dispute violation ticket

- 10.13** (a) If an individual fails to take one of the steps required under section 10.10,
- (i) the named person is deemed to have pleaded guilty to the alleged offence, and
 - (ii) the unpaid portion of the ticketed amount becomes due and is immediately payable to Toquaht Nation Government in accordance with the instructions set out in the violation ticket.
- (b) Any portion of a penalty due and payable under paragraph (a)(ii) may be enforced by a designated person filing with the Supreme Court or Provincial Court a debt certificate in accordance with section 82(6) of the Offence Act (British Columbia).
- (c) A debt certificate filed under subsection (b) has the same effect, and proceedings may be taken by a designated person, as if it were a judgment of the Supreme Court for the recovery of a debt in the amounts referred to and against the individual named in the debt certificate.

Disputing allegation

- 10.14** (a) A person who has been served a violation ticket in accordance with section 10.6 may dispute the violation ticket by delivering a notice of dispute in the prescribed form to the director of operations in accordance with subsection (b).

- (b) A notice of dispute must be delivered by hand or mail to the Toquaht administrative office or by e-mail to the address set out in the form prescribed under subsection (a) within 30 days of being served the violation ticket under section 10.6.
- (c) A notice of dispute
 - (i) delivered by hand to the Toquaht administrative office is deemed to have been received by the director of operations on the date it was delivered,
 - (ii) mailed to the Toquaht administrative office is deemed to have been received by the director of operations seven days after the date it was mailed, and
 - (iii) e-mailed to the address set out on the form prescribed under subsection (a) is deemed to have been received by the director of operations on the date it was sent.

Disputing fine portion only

- 10.15** (a) A named person may dispute only the fine portion of the ticketed amount by including with the notice of dispute delivered, mailed or e-mailed under section 10.14(c) a statement and written reasons in the prescribed form that includes
- (i) confirmation that the individual does not want to appear for a hearing of the dispute, and
 - (ii) reasons for requesting a reduction in the fine amount or increase in the required time to pay.
- (b) For certainty, a dispute under subsection (a) will be determined in accordance with section 10.16.
- (c) A copy of an order of a justice made under section 15.4(4)(c) of the Offence Act (British Columbia) in respect of a dispute made under this section must be sent by mail or e-mail to the disputant and Toquaht Nation Government at the applicable addresses set out in the notice of dispute.

Referral to Provincial Court

- 10.16** The director of operations must ensure that a copy of each notice of dispute, and statement and written reasons if applicable, received by the director of operations is
- (a) delivered in accordance with Toquaht law to every other named person, and
 - (b) referred to the Provincial Court for a hearing, along with

- (i) a copy of the applicable violation ticket, and
 - (ii) a statement, in the prescribed form and signed by a Toquaht public employee certifying the copy of the violation ticket as being a true reproduction of all the information on the violation ticket.
- (c) The Provincial Court will hear violation ticket disputes in accordance with the applicable procedures set out in the Offence Act (British Columbia).

Joint and several liability

10.17 The obligations arising from a violation ticket are joint and several as between the named persons.

PART 11 - PROSECUTION

Prosecution

11.1 Unless otherwise specified in a Toquaht enactment, an offence may be enforced by prosecution in accordance with this Part.

Penalty

11.2 If a Toquaht enactment does not specify a penalty for an offence, an individual who pleads or is found guilty of an offence enforced by prosecution is liable to a fine not exceeding \$10,000 or a term of imprisonment not exceeding two years less a day.

Toquaht prosecutor

- 11.3**
- (a) The Executive must appoint a Toquaht prosecutor to conduct, on behalf of Toquaht Nation, a prosecution of an offence and any appeals arising from that prosecution.
 - (b) In order to be qualified to be appointed as a Toquaht prosecutor in respect of a prosecution, an individual must
 - (i) be a member in good standing with the Law Society of British Columbia,
 - (ii) not be a Toquaht government representative or Toquaht public employee,
 - (iii) not have a criminal record,
 - (iv) not have a private interest in the outcome of the prosecution, and
 - (v) have a demonstrable understanding of Toquaht laws, culture and values.
 - (c) The Toquaht prosecutor must perform the duties and exercise the powers of a prosecutor in a manner consistent with the principle of prosecutorial independence.
 - (d) For certainty, the Integrity Act does not apply in respect of a Toquaht prosecutor.

Referral to Toquaht prosecutor

- 11.4** If an enforcement officer has reasonable grounds to believe that a person is committing an offence or has committed an offence against a Toquaht enactment, the enforcement officer may
- (a) refer the matter to the Toquaht prosecutor, and
 - (b) provide the Toquaht prosecutor with any evidence, records or information relevant to the offence.

Prosecution of offences

- 11.5** (a) Prosecutions of offences shall be heard in the Provincial Court in accordance with the Offence Act (British Columbia).
- (b) For greater certainty, the Toquaht prosecutor may commence a prosecution of an offence by laying an information before a justice of the Provincial Court in the manner and form set out in the Offence Act (British Columbia).
- (c) In determining whether to lay an information, the Toquaht prosecutor must consider
- (i) all relevant information and documents relating to the prosecution,
 - (ii) whether there is a substantial likelihood of conviction of the offence,
 - (iii) the number of offences and seriousness of each offence,
 - (iv) the values of the Toquaht Nation,
 - (v) the integrity and independence of the Toquaht Nation administration of justice system,
 - (vi) any recommendation of the director of operations relating to the prosecution, and
 - (vii) the public interest.

Young persons

- 11.6** (a) An information may not be laid in respect of an individual alleged to have committed an offence when the individual was less than 12 years of age.
- (b) If an information is laid in respect of an individual alleged to have committed an offence when the individual was 12 to 17 years of age, the Youth Justice Act (British Columbia) applies to that prosecution, with the necessary changes in the details and insofar as applicable.

Pre-charge alternative measures

- 11.7** (a) The Toquaht prosecutor may use pre-charge alternative measures, instead of judicial proceedings in accordance with this Part, to deal with an individual suspected to have committed an offence if
- (i) an information has not yet been laid in respect of the offence,

- (ii) the Toquaht prosecutor considers there would be a substantial likelihood of conviction of the offence, if prosecuted,
 - (iii) the Toquaht prosecutor is satisfied that the measures would be adequate to hold the suspected offender accountable for the individual's offending behaviour,
 - (iv) the suspected offender consents to the alternative measures, and
 - (v) the Toquaht prosecutor and the alleged offender have entered into a pre-charge alternative measures agreement identifying the alternative measures and any other conditions that must be met in order for the Toquaht prosecutor to agree to not lay an information in respect of the offence.
- (b) If pre-charge alternative measures have been used, the Toquaht prosecutor must not lay an information in respect of the offence if the Toquaht prosecutor is satisfied on a balance of probabilities that the suspected offender has met the conditions of the pre-charge alternative measures agreement.

Post-charge alternative measures

- 11.8** (a) The Toquaht prosecutor may use post-charge alternative measures, instead of judicial proceedings under this Part, to deal with an individual alleged to have committed an offence if
- (i) an information has been laid in respect of the offence,
 - (ii) the Toquaht prosecutor is satisfied that the measures would be adequate to hold the individual accountable for the individual's offending behaviour,
 - (iii) the alleged offender accepts responsibility for the commission of the offence,
 - (iv) the alleged offender consents to the alternative measures, and
 - (v) the Toquaht prosecutor and the alleged offender have entered into a post-charge alternative measures agreement identifying the alternative measures and any other conditions that must be met in order for the charge laid against the alleged offender to be dismissed.
- (b) If post-charge alternative measures have been used, the court must dismiss the charge laid against the alleged offender in respect of that offence if the court is satisfied on a balance of probabilities that the alleged offender has met the conditions of the post-charge alternative measures agreement.

Limitation period for prosecutions

11.9 An information must not be laid under section 11.5 more than three years after the day on which the alleged offence in relation to which the information is laid has been discovered by the Toquaht Nation Government.

Penalties

11.10 Where an individual pleads guilty or is found guilty of an offence, the justice may impose any of the following on the individual:

- (a) all or part of the penalties applicable to the offence,
- (b) restorative justice measures, community service or restitution, or
- (c) the costs of the prosecution.

PART 12 - REVIEW OF COMPLIANCE NOTICES

Review by director of operations

- 12.1** (a) A named person may apply to the director of operations for a review of a compliance notice by delivering an application in the prescribed form and with the prescribed fee to the director of operations.
- (b) An application must
- (i) identify the compliance notice that is the subject of the application, and
 - (ii) give the full legal name of the applicant, an address or email address to which documents may be delivered to the applicant and a telephone number or email address where the applicant may be contacted.
- (c) The director of operations must, within seven days after receiving an application, deliver a copy of the application to any other named person.
- (d) The director of operations may gather the information that they reasonably require for the review of the compliance notice.
- (e) After delivering a copy of the application to any other named person under subsection (c), the director of operations must expeditiously review the compliance notice and must, by directive,
- (i) reverse or modify the compliance notice with or without conditions, or
 - (ii) confirm the compliance notice.
- (f) As soon as practicable after completing the review, the director of operations must deliver in accordance with Toquaht law to the applicant and any other named person written notice of
- (i) the directive that the director of operations made under subsection (e), and
 - (ii) the right to request a review of that directive in accordance with section 12.2.

Review by Administrative Decisions Review Board

- 12.2** (a) No later than 10 days after receipt of the written notice under section 12.1(f), the applicant or any other named person may request a review of the directive made under section 12.1(e) in accordance with the Administrative Decisions Review Act.
- (b) The grounds for review under this section are that the directive is inconsistent with this Act or the Toquaht enactment to which the compliance notice relates.
- (c) The director of operations, the applicant and any other named person are deemed to be parties to the review under the Administrative Decisions Review Act.
- (d) After conducting a review, the Administrative Decisions Review Board may
- (i) dismiss the review request, or
 - (ii) if it determines that the directive is inconsistent with this Act or the Toquaht enactment to which the compliance notice relates, cancel the compliance notice.

PART 13 - GENERAL PROVISIONS

Regulations

13.1 The Executive may make regulations which it considers necessary or advisable for the purposes of this Act.

Application of Offence Act (British Columbia)

13.2 If, in any proceeding, matter or thing to which this Act applies, partial provision or no express provision has been made in this Act, the provisions of the Offence Act (British Columbia) relating to offences punishable on summary conviction, including the applicable provisions of the Criminal Code (Canada) incorporated through section 133 of the Offence Act (British Columbia), apply to matters under this Act, with the necessary changes in the details and insofar as applicable.

Toquaht representatives

- 13.3** (a) Subject to subsection (b), if the Toquaht Nation enter into an agreement with an external enforcement agency for the enforcement of Toquaht law, the Executive must appoint at least one but not more than three individuals to represent the Toquaht Nation under that agreement.
- (b) If the Toquaht Nation and one or more other Maa-nulth First Nations enter into an agreement with an external enforcement agency for the enforcement of Maa-nulth First Nation laws, and those Maa-nulth First Nations establish a joint enforcement advisory committee to represent them under that agreement, the Executive must appoint at least one but not more than two individuals to represent the Toquaht Nation on that committee.
- (c) An individual appointed under subsection (a) or (b)
- (i) has the power to make any decision on behalf of the Toquaht Nation in relation to the agreement with the applicable external enforcement agency, except a decision to amend or terminate that agreement, and
 - (ii) must report to the Executive at least quarterly, and at any time upon request of the Executive, regarding any compliance activities of the applicable external enforcement agency within Toquaht lands and any concerns regarding the applicable external enforcement agency's enforcement of Toquaht law.

Repeal

13.4 The Enforcement Act, TNS 16/2011 is repealed.

Consequential amendments

- 13.5** (a) The Interpretation Act is amended as follows:
- (i) section 3.3 is amended by:
 - (A) inserting the following definition in alphabetical order:

““debt certificate” means a certificate filed under section 10.13(b) of the Administration of Justice Act or section 5.9(a) of the Financial Administration Act;”;
 - (B) striking out the definition of “enforcement officer” and substituting the following:

““enforcement officer” means an individual designated under a Toquaht enactment, or appointed by Executive Order, to enforce Toquaht law and, for certainty, includes an external enforcement officer;”;
 - (C) inserting the following definition:

““external enforcement officer” means an enforcement officer who is also appointed or employed by Canada, British Columbia or a local government to enforce federal or provincial laws or local government by-laws or to preserve and maintain public peace;”;
 - (ii) by striking out every occurrence of the words “Her Majesty the Queen” and substituting the words “His Majesty the King”;
- (b) The Administrative Decisions Review Act is amended as follows:
- (i) by striking out section 1.3(b) and substituting the following:

“a complaint against an enforcement officer, other than an external enforcement officer, performing their duties or exercising their powers as an enforcement officer in the enforcement of Toquaht law, and”;
 - (ii) section 1.4 is amended by striking out the definition of “parties to review” and substituting the following:

““parties to review” means

 - (a) the applicant, and
 - (b) the Toquaht institution responsible for the determination that is the subject of a review under this Act;”;

TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ◆/2024

- (iii) section 2.1(c)(iii) is amended by striking out the words “whose duties include the enforcement of Toquaht laws”;
- (iv) by repealing section 3.1(b.1);
- (v) section 3.1(g)(ii) is amended by striking out the words “or external enforcement agency responsible for the determination”;
- (vi) section 4.5(a) is amended by striking out the words “applicant, a Toquaht public employee or a representative of an external enforcement agency” and substituting the words “applicant or a Toquaht public employee”;
- (vii) by repealing section 4.5(f);
- (viii) by repealing section 4.7(e.1);
- (c) The Application of Laws to Foreshore Act is amended by striking out “Enforcement Act” and substituting the words “Administration of Justice Act” in section 2.1(a)(iv).
- (d) The Financial Administration Act is amended as follows:
 - (i) section 5.9 is amended by adding the word “debt” before every occurrence of the word “certificate”;
 - (ii) section 5.10 is amended by adding the word “debt” before every occurrence of the word “certificate”;
 - (iii) section 5.11 is amended by adding the word “debt” before every occurrence of the word “certificate”; and
- (e) The Macoah Zoning and Structures Act is amended as follows:
 - (i) section 13.1(b) is amended by:
 - (A) striking out the words “Enforcement Act” and substituting the words “Administration of Justice Act”;
 - (B) striking out the words “section 3.2(b)” and substituting the words “section 3.3”;
- (f) The Public Order, Peace and Safety Act is amended by striking out the words “Enforcement Act” and substituting the words “Administration of Justice Act” in section 6.17(a).

Commencement

13.6 This Act comes into force on the date it is enacted.

TOQUAHT NATION GOVERNMENT

ADMINISTRATION OF JUSTICE ACT

TNS ♦/2024



This law enacted on _____, 2024

Signed _____
Anne Mack, taayii ḥawil of the Toquaht Nation

DEPOSITED IN THE
REGISTRY OF LAWS
ON ____/____/____

Signature of Law Clerk

**TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ◆/2024**

TABLE OF CONTENTS

PART 1—INTRODUCTORY PROVISIONS	7
Short title.....	7
Executive oversight.....	7
Application.....	7
Definitions.....	7
PART 2—OFFENCES	9
Offences generally.....	9
Offences by a corporation.....	9
Penalties generally.....	9
Continuing offences.....	9
Prevention or restraint.....	9
Non-compliance.....	10
PART 3—ENFORCEMENT OFFICERS	11
Appointment of enforcement officers.....	11
Peace officer status.....	11
Powers of enforcement officers.....	11
Protections.....	12
Immunities.....	12
Charter.....	12
Enforcement officer must show identification.....	12
Complaints against enforcement officers.....	12
Prohibitions.....	12
PART 4—REGULATORY INSPECTIONS	15
Inspections.....	15
Predominant purpose.....	15
Inspection powers.....	15
Reasonableness.....	15
Assistance.....	16
PART 5—SEARCHES	17
Searches.....	17
Searches during arrest.....	17
Warrantless search powers.....	17
PART 6—SEIZURES	19
Seizure.....	19
Return of thing.....	19
PART 7—ARREST	21
Arrest without warrant.....	21
Arrest with warrant.....	21
Right of entry.....	21
PART 8—OTHER ENFORCEMENT POWERS	23
Identification.....	23
Right of passage.....	23
PART 9—COMPLIANCE NOTICES	25

**TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ♦/2024**

Issuing compliance notice	25
Content of compliance notice	25
Serving compliance notice	26
Compliance notice form	26
Complying with or disputing compliance notice	26
When failure to serve compliance notice does not invalidate proceeding	27
Variation or cancellation of compliance notice	27
Executive may authorize measures	27
Joint and several liability	28
Limitation period for compliance notices	28
PART 10 – VIOLATION TICKETS	29
Violation ticket	29
Issuing violation ticket	29
Issuing violation ticket to young person	29
Penalty and discounted penalty	29
Content of violation ticket	30
Serving violation ticket	30
Proof of service	31
Limitation period	31
Violation ticket record	31
Paying or disputing a violation ticket	31
Varying or cancelling violation ticket	31
Paying violation ticket	32
Failing to pay or dispute violation ticket	32
Disputing allegation	32
Disputing fine portion only	33
Referral to Provincial Court	33
Joint and several liability	33
PART 11 – PROSECUTION	35
Prosecution	35
Penalty	35
Toquaht prosecutor	35
Referral to Toquaht prosecutor	35
Prosecution of offences	36
Young persons	36
Pre charge alternative measures	36
Post charge alternative measures	37
Limitation period for prosecutions	38
Penalties	38
PART 12 – REVIEW OF COMPLIANCE NOTICES	39
Review by director of operations	39
Review by Administrative Decisions Review Board	40
PART 13 – GENERAL PROVISIONS	41
Regulations	41
Application of Offence Act (British Columbia)	41
Toquaht representatives	41
Repeal	41
Consequential amendments	42
Commencement	44
PART 1 - INTRODUCTORY PROVISIONS	9

TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ♦/2024

Short title.....	9
Executive oversight.....	9
Application.....	9
Definitions.....	9
PART 2 - OFFENCES	11
Offences generally.....	11
Offences by a corporation	11
Penalties generally.....	11
Continuing offences	11
Prevention or restraint	11
Non-compliance	12
PART 3 - ENFORCEMENT OFFICERS	13
Appointment of enforcement officers	13
Peace officer status.....	13
Powers of enforcement officers.....	13
Protections.....	14
Immunities.....	14
Charter.....	14
Enforcement officer must show identification	14
Complaints against enforcement officers	14
Prohibitions	14
PART 4 - REGULATORY INSPECTIONS	17
Inspections.....	17
Predominant purpose.....	17
Inspection powers.....	17
Reasonableness	17
Assistance.....	18
PART 5 - SEARCHES	19
Searches.....	19
Searches during arrest	19
Warrantless search powers	19
PART 6 - SEIZURES	21
Seizure.....	21
Return of thing	21
PART 7 - ARREST	23
Arrest without warrant	23
Arrest with warrant.....	23
Right of entry	23
PART 8 - OTHER ENFORCEMENT POWERS.....	25
Identification	25
Right of passage	25
PART 9 - COMPLIANCE NOTICES	27
Issuing compliance notice	27
Content of compliance notice.....	27
Serving compliance notice	28
Compliance notice form.....	28

**TOQUAHT NATION GOVERNMENT
ADMINISTRATION OF JUSTICE ACT TNS ♦/2024**

<u>Complying with or disputing compliance notice</u>	28
<u>When failure to serve compliance notice does not invalidate proceeding</u>	29
<u>Variation or cancellation of compliance notice</u>	29
<u>Executive may authorize measures</u>	29
<u>Joint and several liability</u>	30
<u>Limitation period for compliance notices</u>	30
<u>PART 10 - VIOLATION TICKETS</u>	31
<u>Violation ticket</u>	31
<u>Issuing violation ticket</u>	31
<u>Issuing violation ticket to young person</u>	31
<u>Penalty and discounted penalty</u>	32
<u>Content of violation ticket</u>	32
<u>Serving violation ticket</u>	33
<u>Proof of service</u>	33
<u>Limitation period</u>	33
<u>Violation ticket record</u>	33
<u>Paying or disputing a violation ticket</u>	33
<u>Varying or cancelling violation ticket</u>	34
<u>Paying violation ticket</u>	34
<u>Failing to pay or dispute violation ticket</u>	34
<u>Disputing allegation</u>	34
<u>Disputing fine portion only</u>	35
<u>Referral to Provincial Court</u>	35
<u>Joint and several liability</u>	36
<u>PART 11 - PROSECUTION</u>	37
<u>Prosecution</u>	37
<u>Penalty</u>	37
<u>Toquaht prosecutor</u>	37
<u>Referral to Toquaht prosecutor</u>	37
<u>Prosecution of offences</u>	38
<u>Young persons</u>	38
<u>Pre-charge alternative measures</u>	38
<u>Post-charge alternative measures</u>	39
<u>Limitation period for prosecutions</u>	40
<u>Penalties</u>	40
<u>PART 12 - REVIEW OF COMPLIANCE NOTICES</u>	41
<u>Review by director of operations</u>	41
<u>Review by Administrative Decisions Review Board</u>	42
<u>PART 13 - GENERAL PROVISIONS</u>	43
<u>Regulations</u>	43
<u>Application of Offence Act (British Columbia)</u>	43
<u>Toquaht representatives</u>	43
<u>Repeal</u>	43
<u>Consequential amendments</u>	44
<u>Commencement</u>	46

PART 10 - VIOLATION TICKETS

Violation ticket

10.1 Unless otherwise specified in a Toquaht enactment, an offence may be enforced by violation ticket issued in accordance with this Part.

Issuing violation ticket

- 10.2**
- (a) Subject to section 10.3, if an enforcement officer has reasonable grounds to believe that a person is committing an offence or has committed an offence, the enforcement officer may issue a violation ticket in accordance with this Part.
 - (b) A violation ticket must be issued to a named person unless it is issued for an offence involving a vehicle, in which case it may be issued to
 - (i) the vehicle's licence plate, or
 - (ii) the vehicle's identification number, temporary operation permit or interim permit under the Motor Vehicle Act (British Columbia) or other applicable law.
 - (c) If a violation ticket is issued under subsection (b), the violation ticket is deemed to have been issued to each registered owner of the vehicle as contained in the records of the applicable government.
 - (d) Each registered owner of a vehicle referred to in subsection (c) is deemed to be a named person.

Issuing violation ticket to young person

- 10.3**
- (a) A violation ticket cannot be issued to an individual alleged to have committed an offence when the individual was less than 12 years of age.
 - (b) If a violation ticket is issued to an individual alleged to have committed an offence when the individual was 12 to 17 years of age, the Youth Justice Act (British Columbia) applies to any dispute of that violation ticket, with the necessary changes in the details and insofar as applicable.
 - (c) For purposes of interpreting the application of the Youth Justice Act (British Columbia) under section 10.3(b), the term "enactment" in the Youth Justice Act (British Columbia) is deemed to include a Toquaht Nation enactment.
 - ~~(e)~~(d) Information recorded anywhere on a violation ticket respecting the age of the person alleged to have committed an offence is proof of the age of the person.

Penalty and discounted penalty

- 10.4** (a) The Executive may, by regulation, establish a penalty and discounted penalty in respect of an offence.
- (b) If a penalty and discounted penalty has not been established under subsection (a) in respect of an offence, an enforcement officer may issue a violation ticket in respect of that offence with a penalty and discounted penalty that is comparable to the penalty and discounted penalty for a similar offence, provided that the penalty does not exceed \$5001,000 and the discounted penalty is in any amount less than the penalty.
- (c) Despite subsections (a) and (b), a violation ticket issued to an individual when the individual was 12 to 17 years of age must impose a penalty of not more than \$1,000.

Content of violation ticket

- 10.5** (a) A violation ticket must be in writing in the prescribed form and contain the following information:
- (i) the alleged offence or a general description of the alleged offence;
 - (ii) the penalty and discounted penalty;
 - (iii) the methods of paying the ticketed amount;
 - (iv) instructions for disputing the ticket;
 - (v) a statement that if the violation ticket is not disputed within the time provided for in this Act,
 - (A) the violation ticket will be treated as not disputed,
 - (B) the individual on whom the violation ticket is served will be deemed to have pleaded guilty to the alleged offence, and
 - (C) the penalty indicated on the violation ticket will be immediately due and payable to Toquaht Nation Government;
 - (vi) a statement that all matters contained in the information are true to the enforcement officer's knowledge and belief;
 - (vii) the name and signature of the enforcement officer who issued the violation ticket; and
 - (viii) any other prescribed information.

- (b) A violation ticket may charge more than one offence, but each offence must be set out in a separate count.

Serving violation ticket

- 10.6** (a) Subject to subsection (b), a violation ticket must be served to each named person by delivering the violation ticket in accordance with Toquaht law to that named person.
- (b) If a violation ticket is issued in respect of a parking-related offence, the violation ticket may be served on each registered owner of the vehicle by affixing the violation ticket to the vehicle in a conspicuous place or serving a physical copy of the violation ticket to the individual having care and control of the vehicle.

Proof of service

- 10.7** (a) Service of the violation ticket may be proved by a certificate of service, in the prescribed form, signed by the individual who served the violation ticket with a copy of that violation ticket attached to the certificate of service.
- (b) The certificate of service referred to in subsection (a) is proof of the authority of the individual who signed it.

Limitation period

- 10.8** A violation ticket must not be served more than six months after the offence to which the violation ticket relates is alleged to have been committed.

Violation ticket record

- 10.9** (a) A copy of each violation ticket issued in accordance with this Part must be immediately delivered to the director of operations.
- (b) The director of operations must retain a copy of each violation ticket received under subsection (a).

Paying or disputing a violation ticket

- 10.10** (a) A named person who is served with a violation ticket in accordance with section 10.6 must do one of the following:

(a)(i) pay the entire discounted penalty amount within 14 days in accordance with the instructions set out in the violation ticket;

(b)(ii) pay the entire penalty amount within 30 days in accordance with the instructions set out in the violation ticket; or

~~(e)~~(iii) dispute the violation ticket within 30 days in accordance with section 10.14.

(b) The court may, on an application made without notice to anyone, extend the time for payment of a fine for a violation ticket issued to an individual when the individual was 12 to 17 years of age.

Varying or cancelling violation ticket

- 10.11** (a) At any time before a named person takes an action under section 10.10, the issuing enforcement officer may make changes to the terms of or cancel the violation ticket.
- (b) Notice of any change or cancellation under subsection (a) must be provided to each named person in accordance with section 10.6.

Paying violation ticket

- 10.12** A named person who pays the entire discounted penalty amount or penalty amount in accordance with section 10.10 pleads guilty to the alleged offence.

Failing to pay or dispute violation ticket

- 10.13** (a) If an individual fails to take one of the steps required under section 10.10,
- (i) the named person is deemed to have pleaded guilty to the alleged offence, and
 - (ii) the unpaid portion of the ticketed amount becomes due and is immediately payable to Toquaht Nation Government in accordance with the instructions set out in the violation ticket.
- (b) Any portion of a penalty due and payable under paragraph (a)(ii) may be enforced by a designated person filing with the Supreme Court or Provincial Court a debt certificate in accordance with section 82(6) of the Offence Act (British Columbia).
- (c) A debt certificate filed under subsection (b) has the same effect, and proceedings may be taken by a designated person, as if it were a judgment of the Supreme Court for the recovery of a debt in the amounts referred to and against the individual named in the debt certificate.

Disputing allegation

- 10.14** (a) A person who has been served a violation ticket in accordance with section 10.6 may dispute the violation ticket by delivering a notice of dispute in the prescribed form to the director of operations in accordance with subsection (b).

**Qacca Settlement Trust
Minutes of Trustee Meeting**

Meeting Date: **May 15, 2024**

Start Time: 9:30 a.m.

Location: Canet & Co. Office or (via Zoom)

Attendees: Carla Halverson, trustee Gary Johnsen, trustee
 Kelly Johnsen, trustee Nicole Nicolaye, trustee
 Eli Horton, advisor Daren Atkinson, LW advisor

Absent: Scott Coulson, trustee
 Cynthia Blackstone, trustee

Chair: Eli Horton

Meeting called to order at 9:41 am

1. Adoption of agenda

Motion to adopt the agenda.

Moved by Nicole, seconded by Kelly

Motion carried

2. Approval of minutes of trustee meetings

Motion to approve the minutes of the March 27, 2024 trustee meeting, as previously distributed and approved via email.

Moved by Gary, seconded by Carla

Motion carried

3. Review of March 31, 2024 Leith Wheeler quarterly investment report

Daren Atkinson distributed and reviewed a presentation of the investment portfolio results for the first quarter of 2024.

Motion to receive and file the March 31, 2024 quarterly investment report.

Moved by Nicole, seconded by Carla

Motion carried

4. Review of March 31, 2024 internal quarterly financial statements

Motion to approve the March 31, 2024 quarterly internal financial statements reviewed by the trustees and to direct that the approved statements be forwarded to the legislative clerks of each Nation in accordance with the trustees' reporting requirements.

Moved by Kelly, seconded by Nicole

Motion carried

**Qacca Settlement Trust
Minutes of Trustee Meeting**

Meeting Date: **May 15, 2024**

5. Approval of Canet invoice – March 2024

Motion to authorize invoice as distributed

Moved by Carla, seconded by Gary

Motion carried

6. Approval of Sabo, Jang and Co. invoice

The invoice was not yet received at the time of the meeting.

Motion to approve payment of audit invoice via email once it is received.

Moved by Kelly, seconded by Nicole

Motion carried



7. Adjournment

Motion to adjourn.

Moved by Kelly, seconded by Nicole

Motion carried

Meeting adjourned at 10:07 am

Minutes approved and certified as a true copy:		
	CARLA HALVORSEN	Aug 29/24
Trustee Signature	Name	Date
	Kelly Johnson	Sept 4/24
Trustee Signature	Name	Date

Qacca Settlement Trust
Comparative Income Statement - period ended 30/06/2024
(Prepared for Management Purposes Only)

	Actual		
REVENUE			
Investment Revenue			
Investment income	\$ 639,645.56		
Interest income	9,044.77		
Gain on dispositions	121,775.91		
Exchange gain	<u>121,788.20</u>		
Total Investment Revenue	<u>892,254.44</u>		
TOTAL REVENUE	<u>892,254.44</u>		
EXPENSE		Annual Budget	Budget Remaining
General & Administrative Expenses			
Audit	0.00	14,000.00	100.0%
Advisory & administration services	5,706.75	11,340.00	49.7%
Investment management fees	110,032.81	198,562.00	44.6%
Insurance	5,891.00	6,200.00	5.0%
Interest & bank charges	0.00	130.00	100.0%
Legal and professional services	0.00	12,500.00	100.0%
Office supplies	0.00	300.00	100.0%
Workshops & training	0.00	1,500.00	100.0%
Total General & Admin. Expenses	<u>121,630.56</u>	<u>244,532.00</u>	<u>50.3%</u>
TOTAL EXPENSE	<u>121,630.56</u>	<u>244,532.00</u>	<u>50.3%</u>
NET INCOME	<u><u>\$ 770,623.88</u></u>		

Qacca Settlement Trust
Balance Sheet As at 30/06/2024

(Prepared for Management Purposes Only)

ASSETS

Chequing account	\$ 37,253.53
Investments - KCFN	31,397,919.55
Investments - Toquaht	8,816,513.10
Investments - Uchucklesaht	9,479,393.16
Loans - KCFN	801,457.94
Prepaid expenses	1,194.34

TOTAL ASSETS

50,533,731.62

LIABILITIES

Accounts payable	<u>63,987.79</u>
------------------	------------------

EQUITY

Trust Equity

Equity - previous year	49,699,119.95
Distributions to Nations	-
Contributions from Nations	-
Current earnings (loss)	770,623.88

Total Equity

50,469,743.83

TOTAL LIABILITIES & EQUITY

\$ 50,533,731.62

FMV of

Investments

34,402,402.01
9,677,660.08
10,470,417.99

	KCFN	TN	UT
	\$ 31,715,588.87	\$ 8,668,008.78	\$ 9,315,522.30
	476,914.54	139,509.94	154,199.40
	<u>32,192,503.41</u>	<u>8,807,518.72</u>	<u>9,469,721.70</u>



Toquaht Nation

Q2 Reports by department.

[Table of Contents](#)

<i>Community Services</i>	2
<i>Law Clerk and Administration</i>	7
<i>Finance</i>	12
<i>Capital Projects</i>	15
<i>Economic Development</i>	19
<i>Lands and Resources</i>	20
<i>Assets Department</i>	22

Community Services

The department of Community Services has several priorities and objectives for improving the health of Toquaht citizens. Community Services provides a variety of citizens supports in the areas of health, social development, community programs, mental health, children and families, Elders, education, and culture and language. The Community Services department also supports Toquaht to prepare for and respond to emergencies. The team is led by the Director of Community Services and is comprised of four support staff.

Goal:	Foster Masčim and Community Well-Being		
Priority Area	Goals - Strategies	Objectives	Q2 Progress
General Administration	Administer community services programs and services in alignment with Toquaht values, principles, laws, and policies and the strategic plan.	Increase staff capacity through training and development.	<ul style="list-style-type: none"> ▪ Continue with weekly CS team meetings ▪ Jordan's Principle liaison visit to Macoah to update team on programs, applications and how to apply ▪ NF completed training for Sexual Violence - Tofino ▪ CB attended the USMA conference ▪ LM attended the Emergency Mgmt training
	Renew and create partnerships to support various activities.	Improve communication with NTC health dept. with monthly meetings.	<ul style="list-style-type: none"> ▪ Continued community visits from NTC nurse - immunizations, blood pressure and sugar checks ▪ Monthly meetings with NTC Health Director Lynnette Lucas - discuss programs, grants, and other services/funds available: Xmas, culture activities ▪ Connect with Uuštukyuu re: mentor/mentee internships, posted services to citizens via Facebook re: medicines ▪ Stocked OTC medicine for children and adults in the telehealth room ▪ NTC nurse created inventory and supplied a list for additional medication for flu/cold season
	Community Kitchen Audit	Improve the functionality	<ul style="list-style-type: none"> ▪ Contracted two citizen residents to clean and organize kitchen and pantry ▪ Created an inventory of kitchen items and appliances, including a 'want' list for other supplies and light appliances. ▪ Gathering all manuals for bigger appliances: smoker, vacuum packer, pressure canners, dehydrator

Health & Social Development	Improve overall health of citizens through programs and services.	Maintain equipment and supplies so that department can respond to emergencies.	<ul style="list-style-type: none"> Replaced all 4 AED batteries: Building, Muster Stn, Ucluelet office and Dennis Monitor the tsunami siren computer at the office
	Set up Telehealth Room	Increase access to health care professionals.	<ul style="list-style-type: none"> Stocked OTC medicine for children and adults in the telehealth room NTC nurse created inventory and supplied a list for additional medication for flu/cold season Post on Tiickin and poster handout to inform residents of OTC medication available for adults and children. Continue meetings with FNPCI re: upgrades to Telehealth room re: usage of telehealth
	Bring a variety of health professionals to Macoah.	Increase access to health services.	<ul style="list-style-type: none"> Monthly visits from physician Dr. Carrie Marshall Chiropractor Dr. Ron Norman visits every two months Acupuncture Riley Hole visits every three weeks Introducing Massage therapy Riley Hole every three weeks Introducing Yoga therapy every Sunday mornings
	Facilitate Non-Insured Health Benefits Program		<ul style="list-style-type: none"> To-date, there have been 14 Citizens who have utilized our NIHB policy for medication, medical supplies, dental, and mobility items
	Create food security programming.	Improve access to healthy foods.	<ul style="list-style-type: none"> Developed a relationship with KUU-US - they come to Macoah once/month to deliver food boxes to families and elders Food boxes include healthy fruit/veggies with a recipe
	Support and facilitate community garden.	Increase community programs and improve food security.	<ul style="list-style-type: none"> On-going: Set meeting with Jen Cody - NTC dietician for help with garden planning (difficult because she is only working in Southern region) Applied for United Way grant to erect a greenhouse
	Work with lands and corps to create a firewood program for Elders and SA Clients.	Improve services to Elders and people on disability.	<ul style="list-style-type: none"> NTC nurse conducted a safety and risk assessments for elders and residents on disability re: handrails, slip hazards.
	Facilitate TNG Excellence Awards.	Improve citizen engagement and acknowledge citizens who strive to achieve.	<ul style="list-style-type: none"> Completed TNG Excellence Awards
	Support citizens experiencing crisis and funerals.	Improve citizen well-being by helping with unforeseen costs.	<ul style="list-style-type: none"> To-date, 12 citizens have accessed the hardship grant Revised the Citizen Support Policy, specifically the hardship grant which was approved by Executive

			<ul style="list-style-type: none"> ▪ Citizens requesting food vouchers is coded to basic needs
Elders	Enhance support to and engagement of Elders.		<ul style="list-style-type: none"> ▪ Homecare for elders have been continuous until the end of October ▪ On-going: meeting with elders on other activities: soup day, craft evening, language etc.
	Monthly Elders group	Improve Elder peer relationships and Elders' social activities.	<ul style="list-style-type: none"> ▪ On-going: Set monthly Elder Group dinner to discuss elder programs and gain input for new programs
	Implement Minor Home Repairs Policy	Improve Elder health and safety.	<ul style="list-style-type: none"> ▪ 3 elders have utilized the Elder minor home repair grant at Macoah to assist with safety
	Attend Elders Gathering	Improve Elder peer relationships.	<ul style="list-style-type: none"> ▪ Supported 5 elders to attend the 2024 Elders Gathering in Vancouver
	Elders' Appreciation Draws	Increase awareness of value of Elders.	<ul style="list-style-type: none"> ▪ On-going: Post Elder Appreciation Draws in the New Year
	Promote Elders Support Grant	Increase awareness of availability to Elders to support well-being.	<ul style="list-style-type: none"> ▪ To-date, 5 elders have applied and received the Elders Grant
Child and Family Wellness	Enhance programs and services for children, youth, and families	Improve Toquaht families' well-being with prevention-based programs and services.	<ul style="list-style-type: none"> ▪ Developed a weekly program from two service providers: NTC (Mom-n-tots) and Ucluelet (StrongStart) every Wednesday
	Facilitate "Bringing children home" event	Improve connection to traditional lands, family, and community.	<ul style="list-style-type: none"> ▪ On-going: Planning is required for summer event and/or an additional winter ceremony to welcome new family
	Attend the Tluu-piich Games	Increase activities for youth.	<ul style="list-style-type: none"> ▪ Purchased 5 tickets to 2025 Gathering our Voices Youth Conference held in Kamloops
	Create strategy for children in care	Increase CIC connection to culture and community.	<ul style="list-style-type: none"> ▪ On-going: Meet with CS team to create culture kits for all ages
	Advocate and support families involved with child welfare agencies	Decrease number of Toquaht children entering care.	<ul style="list-style-type: none"> ▪ The number of children in care remains steady. We have no new children in care of the Ministry. The children who are in the MCFD system have been there for several years.
	Section 92.1 Community Agreement	Improve relationships with child welfare agencies.	<ul style="list-style-type: none"> ▪ Section 92.1 Agreement is completed, reviewed and approved by leadership ▪ Implementation date – Dec 19, 2024

	Implement programs and services for children, youth, and families (including CIC strategy)	Improve and enhance programs and services for children and families.	<ul style="list-style-type: none"> Developed a weekly program from two service providers: NTC (Mom-n-tots) and Ucluelet (StrongStart) every Wednesday for children under the age of 5
		Increase children and family's connections to culture, family, and community.	<ul style="list-style-type: none">
Mental Health	Support access to mental health services.	Decrease stigma of mental illness and improve access to services.	<ul style="list-style-type: none"> On-going: Call and gain quotes from mental health service providers to come to Macoah
	Support citizens to access treatment and healing.	Decrease number of people with addictions & improve mental health of citizens.	<ul style="list-style-type: none"> Revision of the youth recreation fund to include youth under the age of 26 Include access to mobility to add all citizens to obtain a bus pass
	Harm Reduction Grant: Implement a variety of activities to support mental wellness.	Improve citizen mental health with awareness and information on how to cope with a variety of life challenges.	<ul style="list-style-type: none"> Applied for the Harm Reduction Grant - have not received a response
Education, Training and Skills	Support and encourage citizens in learning and the pursuit of educational goals.	Improve supports to Toquaht learners.	<ul style="list-style-type: none"> Continue to post any educational promotions and training to our fb page and 'tag' to students/youth
	Implement new policies.	Increase support to citizens accessing post-secondary opportunities.	<ul style="list-style-type: none"> On-going: Review and revise the post-sec education policy to better support students
	Participate in NTC Grad/Scholarships	Increase opportunities for youth to connect with NCN family and culture.	<ul style="list-style-type: none"> Posted on social media of NTC grad/scholarships Forward to students and 'tag' notices to students on social media
	Support PSSP students	Increase support to citizens accessing post-secondary opportunities.	<ul style="list-style-type: none"> On-going: Review and revise the post-sec education policy to better support students
	Support K-12 students	Increase student success	<ul style="list-style-type: none"> On-going: revision of K-12 policies to increase participation and applications The School Supplies Allowance Policy was amended Meet with parents/guardians for input on how we can better support our youth

	Start ECE programming at Macoah	Increase services to children under 5.	<ul style="list-style-type: none"> Developed a weekly program from two service providers: NTC (Mom-n-tots) and Ucluelet (StrongStart) every Wednesday for children under the age of 5
Culture	Support and promote cultural practice groups	Increase cultural awareness	<ul style="list-style-type: none"> Continued Culture Group until July, paused through the summer with plans to restart in the Fall/Winter
	Encourage culture as healing (land-based activities, workshops, traditional medicines).	Increase cultural awareness and cultural practice by providing opportunities to gather and learn.	<ul style="list-style-type: none"> Meet with Uuštukyuu: set date and time for Macoah visit to discuss how we can utilize their services
Ciiqciqasa (Language)	Support language coordinator.		<ul style="list-style-type: none"> Continue to support the weekly Language Group with Gale, includes a dinner to follow
	Ensure language resources are accessible.		<ul style="list-style-type: none"> Applied for grant to assist in adding content on to FirstVoices webpage
	Involve Gale in CS activities.		<ul style="list-style-type: none"> Gale is included in all meetings: team, budget, grant ideas, etc.
	Online Language Classes		<ul style="list-style-type: none">
	Invite UFN Elders to our gatherings.		<ul style="list-style-type: none"> On-going: Set a meeting with YG Culture and Language group to invite to community (Spring/Summer)
	Hold quarterly language group.		<ul style="list-style-type: none">
	Promote language resources and make accessible to citizens.		<ul style="list-style-type: none">
CITIZEN Services		To create fun activities for Macoah.	<ul style="list-style-type: none"> "1) Hosted a Paint night for residents - was a great turnout 2) scheduled a 2nd paint night in Oct 3) Craft evening started in Sept. Beading with Gale to make Remembrance Day beaded pins"

Law Clerk and Administration

The Administration ensures the day-to-day operations of the TNG are effectively and efficiently managed in accordance with approved laws, regulations, and policies. The admin department covers general operating costs and supports the financial administration of the government. The department aims to enhance citizen engagement, improve access to information, and support ongoing communication efforts. Strong data and records management is an essential component of effective and efficient governance. This department supports the function of the law clerk, including the management of the citizen registry, databases, and all official records.

Goal	Build Government Capacity		
Priority Area	Goal - Strategies	Objectives	Q2 Progress
General & Office Administration	Manage Administrative Staff	Increase staff capacity through training and professional development. Develop/expand administration team.	No work this period. One position vacant due to a maternity leave.
	Approval of the new Gov't building at Secret Beach	Come up with a suitable design for the building	<ul style="list-style-type: none"> ◆Toquaht Government Building - Design Change Review with all departments occurred in July. ◆Secret Beach Development working group formed to discuss zoning and other issues ◆Formed a working group for Citizens Opportunities for Lots at Secret Beach
	Ensure that government office is safe, maintained, and equipped as required.	Increase employee health and safety. Liaise with landlord.	◆general office maintenance
	Enhance communications and engagement with citizens.	Increase Toquaht administrative capacity by hiring external support. New website with current and accessible information.	<ul style="list-style-type: none"> ◆Summer newsletter prepped and sent out July ◆oversaw Cait's social media post schedule

	Ensure that the TNG website is up to date.	Improve external communications. Maintain legislation registry.	<ul style="list-style-type: none"> ◆ website is updated regularly ◆ calendar updated with events etc. ◆ post new legislation and other official records as needed
	Coordinate People's Assemblies	Improve citizen engagement and participation in governance.	<ul style="list-style-type: none"> ◆ plan what door prizes may need through the year ◆ worked with comms coordinator to plan and execute September People's Assembly ◆ included other staff in planning ◆ poll staff/directors on content for PAs
	Improve data collection and records management.	Ensure the shared drive is organized and all registries are up to date.	<ul style="list-style-type: none"> ◆ discussed creating other registries with new DoO and started ◆ purge files and binders in reference room
	Oversee citizen distributions.	Improve citizen well-being.	<ul style="list-style-type: none"> ◆ prepare for July distribution with the admin assistant ◆ conduct debrief of the December distribution with finance & admin assistant ◆ meet w/team to schedule & roll-out distribution
	Develop Operations Manuals: - Law Clerk - Reception - Administrative Functions	Improve access to knowledge about standardized processes.	no work this period
	Improve information dissemination and collection for E, C, committees & citizens.	Improve forms & templates.	<ul style="list-style-type: none"> ◆ prepare workplan/schedule of meetings and associated tasks ◆ ensure Council and PA mtgs are open to the public
	Improve how Committee and other groups membership is appointed.		<ul style="list-style-type: none"> ◆ review list and prioritize to workplan for future openings

	Streamline Toquaht General Elections & Orientation training.	Ensure the election runs smoothly and enhance effectiveness of newly elected Council/Executive.	no work this period
	Attend conferences/workshops to network with other organizations	Networking, education, and collaboration among individuals and organizations	<ul style="list-style-type: none"> • DOO attended UBCM Conference with KJ and KM. • TNG accepted as members of UBCM and AVICC in July
	Manage events happening on Toquaht territory		<ul style="list-style-type: none"> ◆ attended several planning meetings for the 2Rivers Remix Movable Feast ◆ oversaw comms strategy ◆ Event occurred on August 30th & 31st ◆ attended a debrief of the event
Legislative Amendments	Analyze Mack Law reports on legislative amendments Maintain and summarize in spreadsheet	Improve Toquaht laws so that they do what they are intended to do and work within our systems.	No work this period
	Public Works and Services Act - act needs updating to reflect newly developed regulation.	Improve act so that it supports Toquaht's goals.	◆ awaiting official consolidations
	Freedom of Information and Protection of Privacy Act - to allow TNG unrestricted use of its own information that has been collected.	Improve act so that it supports Toquaht's goals for better data collection, use and management.	No work this period
	Annual Rates Regulation	Must be enacted annually	
	Financial Administration Act - better alignment with actual practices.	Improve act so that it supports Toquaht's goals and process dates are achievable.	No work this period

	Enforcement Act - add ticket violations.	Amend act to allow for new ticket violation process.	◆ Enforcement Advisory Committee working on new legislation ◆ coordinating with the Justice Branch on ticketing through the court system
	Emergency Preparedness Act: Fix inconsistencies and irregularities.	Align act with new BC law; adjust reporting requirements.	No work this period
	Housing Regulation	Revise decision matrix for social housing to reflect Toquaht goals and values and develop decision matrix for market housing.	No work this period
	Wills Project	Support citizens to ensure they have a will by decreasing cost barriers.	no work this period
	OCP Act & Macoah Zoning and Structures Act Amending Act		◆ awaiting official consolidations
Records & Registries	Citizenship and Database	Increase accuracy of information and efficiency of database.	◆ work with NM on any issues with the program
	Ensure that all Executive, Council, and committee meetings minutes and decisions are recorded and filed.	Strong, accountable, transparent governance.	◆ prep on creating a registry for all Committee decisions
	Maintain Human Resources files for each employee.	Ensure current and confidential files for all employees are filed in locked fireproof cabinet.	◆ support the DoO with filing and retrieving docs
	Support Ratcliff with specific claims where required.	Ensure all process requirements are met.	◆ no work this quarter

Specific Claims	Drinking water class action	Ensure effective citizens and Nation receive compensation.	◆The claims period is closed. They are processing claims submitted on or before March 7, 2024
	Tripartite Implementation Committee	Work with treaty partners to address barriers to implementation.	
Treaty Committees	Enforcement Advisory Committee	Work to address enforcement deficiencies.	◆ensure Enforcement Guide is updated as needed ◆attended an in-person Special EAC to discuss priorities going forward
	Federal collaborative fiscal process (2WG2A) (indicators and data and community well-being data toolkit project) The Community Well-being Tools Project is an initiative of the Data Steering Committee (DSC).	Improve grasp of data management. Help develop data toolkit.	◆funding has not been provided to date so the Data Capacity Needs Assessment Cohort & Primary Data Collection Cohort have not started their work yet
	Develop a Toquaht Nation Governance framework	Work through the framework with leadership and administration	No work this period
	Emergency Management Planning	Ensure Toquaht is prepared to respond and manage emergencies.	◆EOC team and all Ucluelet staff held 2-day emergency management training
Governance	Strategic Planning	Participate in 2024-2030 planning	◆attended a one-on-one mtg with consultant ◆attended 2-day session with Executive and Senior Managers

Finance

The Finance department ensures the finances of the TNG are effectively and efficiently managed in accordance with approved laws, regulations, and policies. This report provides an update on the activities of the Finance Department for the period 2023-2024 fiscal year. Detailed quarterly financial statements are prepared and presented to the Finance Committee for review four times annually.

Goal:	Manage Toquaht Finances		
Priority Area	Goal - Strategies	Objectives	Q2 Progress
General Administration	Administer and manage finance staff in alignment with Toquaht values, principles, laws, and policies and the strategic plan.	Increase staff capacity through training and development.	<ul style="list-style-type: none"> ▪ Review draft audit as capacity building tool ▪ Implement receivables review process ▪ Prepare reorientation plan for employee return ▪ Performance Evaluations ▪ HR related issues as they arise ▪ Update Adagio software ▪ Adagio description module mapping ▪ Update reporting schedule on Outlook calendar ▪ Participate in strategic planning sessions
	Ensure financial controls and policies are in place and adhered to.	Maintain integrity of financial reporting.	<ul style="list-style-type: none"> ▪ Develop schedules for appendices to the quarterly financial statement
	Develop Operations Manuals: - Accounts Payable - Accounts Receivable - Payroll - Other Standardized Functions	Improve access to knowledge about standardized processes.	<ul style="list-style-type: none"> ▪ Identify gaps and begin developing templates ▪ Review Cloudbed software for Qiyuus Lodge ▪ Review Spend Wise PO software ▪ Toquaht pension plan support ▪ Continue working on ops manual

Budget Act	Ensure that the Budget Act is implemented in accordance with the Financial Administration Act and that external funds are managed according to the FAA. Maintain and summarize in spreadsheet.	Increase efficiency by beginning budgeting process earlier (October) to allow ample time for complete process.	<ul style="list-style-type: none"> ▪ Plan 2025-26 budget retreat scheduled for Oct 22 & 23 2024 ▪ Pre-budget 2025-26 analysis (various) ▪ Government building funding scenarios
	Prepare Budget Act for Finance Committee		<ul style="list-style-type: none"> ▪
	Prepare Budget Act for PA presentation.	Increase citizen awareness and understanding of Toquaht budgets.	<ul style="list-style-type: none"> ▪
Audit	Ensure that TNG audits are unqualified with minimal audit adjustments.	Decrease year-end adjustments.	<ul style="list-style-type: none"> ▪ Review draft audit (June) and provide mapping ▪ Finalize audit for submission by deadline ▪ Presentation of 23-24 audit to People's Assembly
	Ensure that TNG adheres to best practices in accounting procedures and controls.	Ongoing communications with Directors.	<ul style="list-style-type: none"> ▪ Ongoing communications with Directors
External Funding	Monitor and track external funding received.	Maintain quarterly report to Finance Committee.	<ul style="list-style-type: none"> ▪ Update quarterly report as new funding comes in ▪ Finalize tripartite FFA 10-year renewal ▪ Provincial & federal funding negotiations
	Ensure that reports are submitted with appropriate financial reports.		<ul style="list-style-type: none"> ▪

Department Outreach and support	Support all departments to adhere to professional accounting standards.	Increase directors and managers capacity with training about finance processes.	<ul style="list-style-type: none"> ▪ Assist with coordination of Moveable Feast ▪ Qiyuus policy review ▪ Assist with continued development of asset management plan
	Support all departments to understand their budgets.		<ul style="list-style-type: none"> ▪
	Report and track spending across the organization.		<ul style="list-style-type: none"> ▪ Ongoing weekly monitoring of active programs
Legislative Amendments	Analyze Mack Law reports on legislative amendments to the FAA.	Make recommendations for changes to the FAA and GFA.	<ul style="list-style-type: none"> ▪ Review FAA & Expenditures regulation
Policy Development		Identify current policy gaps and develop new policies needed.	<ul style="list-style-type: none"> ▪ Review policy and make recommendations for amendments ▪ Amend Citizen Travel Info form & claim form ▪ Begin layout of Purchasing Policy (Mastercard, Honoraria, Expense Reimbursements, Contracts, Payable & Payroll cutoffs) ▪ Begin drafting of Student Transportation policy ▪ Continue policy development work with Canada, BC and MTN's
	Specific Finance policies to be created 2024-25	Finance related policy amendments or additions: <ol style="list-style-type: none"> 1. Expense reimbursement (unauthorized) 2. Timing 3. Authorization procedures 4. Mastercard 5. Children's Trust policy 	<ul style="list-style-type: none"> ▪

Capital Projects

This quarterly report describes activities and initiatives that the Capital Projects department has been working on for the period described above. The TNG strategic plan for 2021-2024 has several priorities and objectives for the department, especially under the priority area “Build Infrastructure” and as described in the Budget Act.

Goal:	Build Infrastructure	
Priority Area	Objectives	Q2 Progress
Lucky Creek Hydro	Complete the data collection and archival storage. We also want to update all Investigative Permits currently issued by BC and ensure that those permits are in good standing. Additionally, we intend to complete preliminary research into the potential to use a site like Lucky Creek to generate hydrogen for the use in fuel cell technology.	<ul style="list-style-type: none"> ▪ Summit Power submitted an updated workplan and budget for the Advanced Site Layout and Detailed Investigation for Lower Lucky Creek. This work includes site surveys and investigations, design work, re-establishing data loggers, and the design and construction of a helipad. Work is expected to commence in the fall/winter 2024.
Secret Beach Marina	Complete all required annual maintenance, as well as install additional lighting including one more navigation light. It is also necessary to meet with BC to negotiate the annual rental payment that will be made to BC for the marina’s foreshore lease.	NEW MARINA PARKING LOT <ul style="list-style-type: none"> ▪ In August, construction of the new marina parking lot was completed, and surrounding areas were seeded with grass. The parking lot, located on the high side of the road above the marina, was used by many marina visitors throughout the end of the busy summer season.

<p>Section 38 Subdivision Design</p>	<p>This project supports the long-term strategy to move some Toquaht’s major infrastructure out of the Tsunami Inundation Zone at Macoah as recommended by the 2021 KWL Climate Adaptation report. Some infrastructure will be relocated to higher ground on the property next to Macoah. This Scope of Work will complete the preliminary and detailed design for the roads and infrastructure that facilitate that move.</p>	<ul style="list-style-type: none"> ▪ The design for this new housing development above Macoah is now under review. Progressive design features will be incorporated so that the area does not look like a typical subdivision. ▪ There is no construction planned for the 24/25 fiscal year. ▪ On September 23, Erik Holbek, Econ Consulting, conducted a Field Review to ground truth the revised road layout.
<p>Macoah Water Reservoir</p>	<p>Complete construction and have the new reservoir fully operational by the end of the 23/24 fiscal year.</p>	<ul style="list-style-type: none"> ▪ The water reservoir project was substantially completed in August with the installation of electronic control upgrades including the PLC (programmable logic controller) and SCADA (supervisory control and data acquisition) systems. New chlorine injector pumps are also being sourced.
<p>New Government Building</p>	<p>Complete any final revisions that Toquaht may request and then proceed to 100% final design. The second objective will be to pursue all funding opportunities that may be identified with the objective of starting construction early in the 24/25 fiscal year.</p>	<ul style="list-style-type: none"> ▪ Toquaht’s comments were incorporated into a revised design. Toquaht is currently reviewing the revised design.

quuyis Lodge Community Guest House & Gathering Space	<p>The detailed design is now complete and Issued for Tender drawings have been sent to qualified contractors. The objective for the 23/24 fiscal year is to complete the procurement process and proceed with construction.</p>	<ul style="list-style-type: none"> • A landscape Architect has been engaged to complete a landscape design for this building and all other buildings in the immediate area. Rough grading around the building was completed in August. The final landscaping will be completed next fiscal year. • Qiyuus is now complete and was greatly enjoyed by guests during the Toquaht Moveable Feast festival hosted in partnership with 2 Rivers Remix Society.
Public Works Yard	<p>Install the site services and confirm funding for the building construction. Assuming that the construction budget is available, this building could be completed by the end of the 23/24 fiscal year.</p>	<ul style="list-style-type: none"> ▪ Additional funding was awarded to Toquaht which was used to revise the design to close in the other two garage bays that originally were going to be left open (carport style). Installation of the garage doors is now underway. ▪ The sanitary and water servicing connections are completed, and the building is nearing lockup. The building is expected to be ready for occupancy this January.
Macoah Public Washroom (Shower House)	<p>The design for the public washroom is currently under review. Construction will be completed before the end of the 23/24 fiscal year.</p>	<ul style="list-style-type: none"> ▪ Construction will begin this fall and is expected to be completed before the end of the current fiscal year.
Macoah Playground and Outdoor Fitness Facility	<p>Design options are under review.</p>	<ul style="list-style-type: none"> ▪ The Macoah Playground and Exercise Facility was completed in late August. The facility was enjoyed by kids and adults during the Moveable Feast festival at Macoah and was the site for greeting members of the Yuuṭuʔiʔath (Ucluelet) First Nation as they arrived by canoe on the day of the festival. ▪ An accessible trail was also completed which leads from the playground to the beach. A split rail fence was constructed to further tie the playground and exercise facility together. ▪ The playground features the Treetop play equipment including multiple slides, climbing apparatus, bridges, and play activities. Also included are a circular swing and bear-shaped spring rider. Equipment is rated for children 5-12 years old. ▪ The fitness facility features an elliptical, cardio stepper, chest/back press, ab crunch/leg lift, squat press, and pullup/dip bars. ▪ Toquaht Red and Black were chosen for the colour scheme of the playground and fitness equipment. The playground also features lagoon blue and green accent colours.

Secret Beach Playground and Outdoor Gym Equipment	<p>The objective for the 23/24 fiscal year is to finalize the design for a playground and outdoor gym equipment area at Secret Beach.</p>	<ul style="list-style-type: none"> ▪ The Secret Beach Playground and Fitness Facility was completed and opened to campers and marina guests prior to the Labour Day long weekend. ▪ The playground features an accessible Supernetplex Tower, Crab Trap multi-use adventure climber, a circular swing, accessible spinner, and a 50ft zipline. ▪ Toquaht Red and Black were chosen for the colour scheme along with lagoon blue accents. ▪ The fitness facility features a squat press, pullup/dip bars, ab crunch/leg lift, tai chi wheels, and assisted row/push up bars.
*Food Security and Sovereignty Building	<p>The new objective for the 24/25 fiscal year is to complete the design for a food processing and storage building at Macoah.</p>	<ul style="list-style-type: none"> ▪ Funding of \$94,475 was secured earlier this year from New Relationship Trust, through the Food Security and Sovereignty Grant, to complete the design of a food processing and storage building at Macoah. ▪ The purpose of the building is to enable safe and secure processing and storage of community-harvested foods from the Ocean and Toquaht lands and rivers. ▪ The building is planned to include a walk-in cooler and freezer, smoke house, fish cleaning station, and a backup generator (generator will also support the community building). ▪ Consultant and L&R staff to tour similar building in Komox. ▪ Construction costs of building will need to be added to the financial plan.
“Old” Toquaht Bay Campsite Remediation	<p>Complete negotiations with BC regarding the “Forest Tenure Opportunities Agreement” (FTOA) and a “Remediation Agreement.” Complete construction of the storm water management system that was designed for the new sawmill area in the 22/23 fiscal year.</p>	<ul style="list-style-type: none"> ▪ Brent Lehmann is engaged with BC’s legal team to work out a resolution to the infill lands and Stopper Island issues. ▪ Toquaht will continue the comprehensive review of the Draft Remediation Action Plan (RAP) being developed by BC. This document will form the basis for the remediation Detailed Design.

<p>Secret Beach Development</p>	<p>Complete the construction of "Phase 1" on-site works. This will include complete servicing of Areas 4, 5, and 6, as well as the first section of Area 3 roads to the location of the sanitary pump station. This will also provide all services required for the construction of the new Toquaht Government Building.</p>	<p>KAYAK LAUNCH, WASHROOM & SHOWER HOUSE, AND FOOTBRIDGES</p> <ul style="list-style-type: none"> ▪ The Kayak Launch parking lot construction began earlier in the quarter and is ready for use as of the end of Q1 while finishing touches are being applied. ▪ A washroom and shower house will be constructed at the Kayak Launch. Groundwork is underway and the same design as the Macoah washroom and shower house will be used. ▪ Work continues for the final design and implementation of the trail extension from the Kayak Launch to the Marina and preparation for construction of the 3 footbridges. ▪ Revisions on the Structural Designs for the three footbridges will be completed in October. Updates to the cost estimates to construct the bridges are also in progress to account for recent increases in the cost of aluminum. ▪ Work is also underway to identify potential funding opportunities to assist with the construction of the three bridges.
<p>Secret Beach Offsite Services</p>	<p>Bowerman Construction has substantially completed the installation of the sewer and water lines from Macoah to Secret Beach. The objective for the 23/24 fiscal year will be to complete the extension of the BC Hydro line to Secret Beach and to complete the construction of the sanitary pump chamber.</p>	<ul style="list-style-type: none"> ▪ The work to install the new BC Hydro line from Macoah to Secret Beach continues. This section of the line should be completed this fall. ▪ A design is now complete to extend the sewer and water service lines, down the Maggie Road, from the sani-dump to the Marina. A design is also underway to extend the BC Hydro powerlines from the Marina to the Log Sort. ▪ An invitation to tender was issued in mid-September to install the water main and sanitary force main in Maggie Forest Service Road for service extension. Work is planned to be completed prior to June 2025.

Economic Development

This quarterly report describes activities and initiatives that the Economic Development department has been working on for the period described above. The TNG strategic plan for 2021-2024 has several priorities and objectives for the department, especially under the priority area "Grow the Economy" and as described in the Budget Act.

- On hold

Lands and Resources

The mandate of the Department of Lands and Resources is to manage, administer and plan for Toquaht Nation Lands and Resources department. We support sustainable development by balancing use and conservation of resources in the ɥaahuuɥi.

Goal:	Plan and Manage Toquaht Assets	
Priority Area	Objectives	Q2 Progress
Operational	<ul style="list-style-type: none"> - Enhance human resources capacity. - Ensure employees are safe while on the job. 	<ul style="list-style-type: none"> ▪ Staff participate in bi-weekly safety meetings. ▪ Monthly MET meetings occurred to check gear, charge devices, talk about training and scenarios.
Lands Management & Administration	<ul style="list-style-type: none"> - Ensure Toquaht land designations are adequate for future economic development by updating the Official Community Plan. - Administer licenses, leases, and dispositions (include businesses). - Lands & Ec Dev land acquisition (NP). - Protect Toquaht cultural heritage sites (burial sites, etc.) by working with leadership and government to identify important areas. 	<ul style="list-style-type: none"> ▪ Salish Sea Initiative (marine stewardship program) and Aquatic Habitat Restoration Funds interim reports submitted. ▪ SSI workplans for 25-26 worked on. ▪ Funding secured for projects through various sources such as CBT, Parks for abalone surveys, SRKW surveys. ▪ Cultural Sites Protection meetings have been attended, working to determine levels of protection available for cultural sites of significance. ▪ Working with YFN on options for protecting caves in Itattsoo Bay area. ▪ Additional projects identified, and funding applications submitted. ▪ Vessel training occurred with staff from Lands department.

<p>Natural Resources Management</p>	<ul style="list-style-type: none"> - Manage and promote harvesting and traditional use activities within the Haahuui - Ensure Toquaht’s rights are represented and advocated for regarding the Me-Too clause. - Manage and monitor wildlife (fisheries, wildlife, and migratory birds) within the Haahuui. - Implement Elk Memorandum of Understanding with Ucluelet Nation. - Expand fish species harvesting and provide citizens with better access to traditional foods. - Trade and Barter. - Protect and monitor Toquaht lands and natural resources through sustainable environmental management and restoration activities within the Toquaht watershed. 	<ul style="list-style-type: none"> ▪ Sockeye distribution in July. ▪ Prawn distribution to citizens ▪ Clam distribution to citizens ▪ Spring salmon caught and processed to be delivered to citizens in Q3 ▪ Talks with other nations regarding trade and barter opportunities such as trading salmon for elk, deer, are ongoing. ▪ We are planning a celebration with Ts’uubaa-asatx FN, YFN and Toquaht to celebrate elk translocation success and our continued partnership. We will be speaking with Chief Anne for her input on the cultural aspects of our celebration. ▪ Patrols on TN Lands were conducted by Marine Steward Technician (MST). Water monitoring equipment is checked during regular patrols. ▪ Elk camera traps placed in Lucky lake and Toquaht lake areas continue to be monitors during scheduled lands patrols. ▪ Marine Stewardship technician has been developing a list of monitoring projects that we can use to determine which projects take priority. Also working with Director of Lands on funding opportunities and needs for monitoring Toquaht Lands and Waters. ▪ Monitoring of lands for illegal fishing or harvesting conducted, one group of fishermen reported to RAPP for snagging fish in Toquaht River.
--	--	---

Assets Department

A new department which started on April 1, 2024. The goal of asset management is to support sustainable service delivery. Meaning services are provided in a way that is fiscally, environmentally, and socially responsible; adaptive to change; and does not compromise the ability of future generations to meet their own needs.

Asset Management is the continuous process of making informed capital and operational decisions about assets to deliver services in a way that considers current and future levels of service, manages risks and opportunities, and lifecycle costs to make the best use of the Nation’s resources.

The asset department operates and maintains the water and wastewater treatment facilities, manages solid waste and recycling, and maintains roads, culverts, rental housing, and our new community building, *tuḱʷaaʔatʰiic hišimiyiʔak*.

Goal:	Plan and Manage Toquaht Assets	
Priority Area	Objectives	Q2 Progress
Operational	<ul style="list-style-type: none"> - Staffing the new department. - Maintain occupational health & safety for staff. - Support staff with training opportunities - Ensure employees are safe while on the job. - Improve services to Macoah citizens - Update Asset Management Plan - Review/renew annual service contracts 	<ul style="list-style-type: none"> ▪ Draft job descriptions “beefing up”, reviewed & sent for approval ▪ Additional staff hired through short-term contracts (mowing, maintenance, landscaping) ▪ H&S consultant continues updating TNG Health & Safety Plan ▪ New OH&S committee selected, first meeting in fall/winter ▪ Staff participate in weekly safety meetings. ▪ Working with Finance, NTC, and contractor for new asset management software system ▪ Road grading, HVAC/furnace servicing, citizen mowing, and electrical contracts continues ▪ New Asset hybrid truck ordered from Van Isle Ford, upgraded 8-ply tires purchased from Kal Tire
Public Works	<ul style="list-style-type: none"> - Provide a variety of services to people living on Toquaht lands including but not limited to hydro, roads, clean water, wastewater treatment, and connectivity and communications services. - Ensure community infrastructure is maintained in 	<ul style="list-style-type: none"> ▪ Ongoing sampling of WWTP & WTP, ensuring samples are taken and submitted on a regular set schedule. ▪ Regular maintenance is performed on all TNG facilities. ▪ Regularly check mileage, condition, issues reported, book maintenance as required on trucks ▪ Macoah roads graded (service contract) ▪ Garbage is picked up weekly, recycling every two weeks ▪ Public Works staff attended training for WW Ponds & Lagoons and Small WW Systems

	<p>good working condition</p>	<ul style="list-style-type: none"> ▪ Contractor hired to calibrate various equipment for WTP & WWTP ▪ Purchased de-chlorination machine for use when flushing water lines ▪ WWTP blower maintenance performed by contractor ▪ Landscaping contractor removed weeds/alders around Gathering Place, WWTP and then provided some great info for new fitness room ▪ Contractor hired to conduct roadside brushing thru Macoah ▪ Installed new aluminum signs at WTP, WWTP, and new water tower ▪ Contractor hired to remove beaver dam at Macoah bridge
<p>Buildings/Housing</p>	<ul style="list-style-type: none"> - Ensure Toquaht buildings are maintained & in good working condition - Manage & maintain Toquaht's rental housing units 	<ul style="list-style-type: none"> ▪ Contract in place to conduct quarterly inspections on HVAC/furnace units at Gathering Place, duplex units and new houses ADDED qiyuus Lodge to this contract ▪ All rental units are full, housing committee has not met this quarter ▪ Gearing up to furnish & stock qiyuus for Music Fest ▪ New stainless-steel countertop installed at Gathering Place ▪ Replaced a damaged exterior door on rental house ▪ Ordered new PIN pads for qiyuus room doors ▪ Work with finance to investigate options for reservation bookings for qiyuus
<p>Emergency Management</p>	<ul style="list-style-type: none"> - Provide Macoah citizens and residents with certainty of trained personnel for a variety of emergency situations (tsunami, earthquake, fire) 	<ul style="list-style-type: none"> ▪ Continued contract with HEPR for training with MET and EOC teams. ▪ Tsunami sirens continue to conduct monthly test ▪ Maintained AED machines with electrodes and new batteries ▪ Purchased BC Road Builders & Heavy Construction Assoc book ▪ Fire truck sent in for major repairs (new coolant thermostat, radiator hoses, rear shocks, floor liner, exhaust system) ▪ Restoration contractor hired to clean muster station container contents & remove mold from 2 new containers ▪ EOC computers updated monthly ▪ Work with FNESS on application for FireSmart Coordinator (UBCM or FNESS funding applications) ▪ FNESS provided Firebox training completed in Macoah 4 staff attended ▪ Jackie attended Community Evacuations training thru JIBC hosted by Ucluelet Fire Department