

SECHELT INDIAN GOVERNMENT DISTRICT

LAW NO. 2009-03

A Law to provide for the application of the British Columbia *Assessment Act* to the Sechelt Indian Band lands for taxation purposes

WHEREAS:

- A. The District Council of the Sechelt Indian Government District has the power, under the *Sechelt Indian Band Self-Government Act*, to make laws in relation to taxation, for local purposes, of interests in Sechelt lands, and of occupants and tenants of Sechelt lands in respect of their interest in those lands, including assessment and appeals relating thereto;
- B. The District Council of the Sechelt Indian Government District has the power to adopt any laws of British Columbia as its own law if it is authorized by the Sechelt Indian Band Constitution to make laws in relation to that subject matter;
- C. The Sechelt Indian Band Constitution authorizes the making of laws for taxation, for local purposes, of interests in Sechelt lands, including assessments and appeals relating thereto; and
- D. The District Council of the Sechelt Indian Government District deems it to be in the best interests of the Sechelt Indian Government District to make a law adopting the British Columbia *Assessment Act* to apply to the Sechelt lands, as set out in this Law;

NOW THEREFORE the District Council of the Sechelt Indian Government District, at a duly convened meeting, enacts as follows:

1.0 Citation

- 1.1 This Law may be cited for all purposes as the "*Sechelt Indian Government District Property Assessment Law No. 2009-03*".

2.0 Definitions and References

- 2.1 In this Law:

"*Assessment Act*" means the *Assessment Act*, R.S.B.C. 1996, c. 20, as amended from time to time, and includes any regulations made under that Act;

"District" means the Sechelt Indian Government District established by the *Sechelt Indian Band Self Government Act* (Canada);

"District Council" means the District Council of the District;

"Sechelt lands" has the meaning given to that term in the *Sechelt Indian Band Self-Government Act* (Canada); and

“SIB” means the Sechelt Indian Band established by the *Sechelt Indian Band Self-Government Act* (Canada).

2.2 In this Law, references to a section, subsection or paragraph is a reference to the specified section, subsection or paragraph of this Law, except where otherwise stated.

3.0 *Application of Assessment Act to Sechelt Lands*

3.1 Subject to section 3.2, the *Assessment Act* is adopted by the District Council as its own law and applies to the Sechelt lands in the same manner as it applies to a municipality in the Province of British Columbia.

3.2 The *Assessment Act* applies to the Sechelt lands with the following changes:

- (a) “municipality” means the District, except
 - (i) when the term is used to refer to the fee simple owner of the Sechelt lands, where “municipality” means the SIB; or
 - (ii) where the term is used to refer to the geographical boundaries of the Sechelt lands, where “municipality” means the Sechelt lands;
- (b) “land title office” means the land title office for the land title district in which the real property referred to is located, or any other land registry in which particulars and transactions respecting the real property referred to are accepted for registration; and
- (c) “registered owner” or “registered owner in fee simple” means the SIB in respect of an estate in fee simple in the Sechelt lands, and in respect of a lesser estate, means a person who registers a charge.

4.0 *Payment of Assessment Authority Levy*

4.1 The District shall be subject to the annual tax levy imposed under the *Assessment Authority Act* (British Columbia) and shall collect and remit those taxes in the same manner as a municipality.

5.0 *Interpretation*

5.1 The provisions of this Law are severable, and where any provision of this Law is for any reason held to be invalid by a decision of a court of competent jurisdiction, the invalid portion must be severed from the remainder of this Law and the decision that it is invalid must not affect the validity of the remaining portions of this Law.

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

5.3 Words in this Law that are in the singular include the plural, and words in the plural include the singular.

5.4 This Law must be construed as being remedial and must be given such fair, large and liberal construction and interpretation as best ensures the attainment of its objectives.

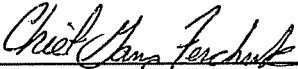
- 5.5 Reference in this Law to an enactment is a reference to the enactment as it exists from time to time and includes any regulations made under the enactment.
- 5.6 Headings form no part of the enactment and must be construed as being inserted for convenience of reference only.

Read a first time this 21st day of July , 2009.


Read a second time this 21st day of July , 2009.

Read a third time this 21st day of July , 2009.

Reconsidered, finally passed and adopted by the District Council, signed by the Chief Councillor and the Clerk and sealed with the Seal of the Sechelt Indian Government District on the 29th day of September, 2009.



Chief Councillor



Clerk

SECHELT INDIAN GOVERNMENT DISTRICT

BYLAW NO. 2017-11

**A Bylaw to amend multiple laws
Regarding Titles**

WHEREAS most Sechelt Indian Government District (SIGD or the "District") legislation is titled "Law" rather than "Bylaw";

AND WHEREAS the SIGD wishes to harmonize its legislation to reflect its municipal nature;

NOW THEREFORE the District Council of the SIGD, in open meeting assembled, enact the amendments to the legislation listed in the Schedule to this Act as follows:

1. The title of the legislation be changed from "Law No." to "Bylaw No." For clarity, the numbers of each piece of legislation shall remain the same; and
2. Any references in the legislation to the legislation as "Law" be changed to "Bylaw".

Read a First time this 12th day of September, 2017.

Read a Second time this 12th day of September, 2017.

Read a Third time this 12th day of September, 2017.

Adopted this 17th day of October, 2017.



Chief Councillor



Manager of Sechelt Indian Government
District

Certified a true copy of
Bylaw No. 2017-11 as adopted.

BYLAW NO. 2017-11

SCHEDULE

- 1988-01 Procedure Law
- 1988-02 Interpretation Law
- 1988-11 Traffic Law
- 1988-14 Procedure Law No. 2
- 1988-16 Procedure Law No. 3
- 1988-17 Actions and Executions Law
- 1989-05 Business Licence Law
- 1989-06 Traffic Sign Law
- 1989-08 Street Naming Law
- 1989-09 Fire Protection Services Law
- 1990-05 Sewer Inspector Law
- 1991-01 Sewer Parcel Tax Law No. 1
- 1991-06 Procedure Law No. 4
- 1992-05 British Columbia Regulation No. 244/88 Adoption Law
- 1996-01 Appointment of Approving Officer Law
- 1996-05 General Animal Control Law
- 1997-04 Revised Statutes (SIGD), 1996 Law
- 1998-03 Emergency Measures Law
- 2006-04 An Amendment to Interpretation Laws
- 2007-01 State of Local Emergency Bylaw (Sunshine Coast) Law
- 2008-03 Burning and Smoke Release Law
- 2009-03 Property Assessment Law
- 2010-03 Unsightly Premises Law