

KA:'YU:'K'T'H'/CHE:K'TLES7ET'H'
FIRST NATIONS GOVERNMENT

CITIZENSHIP ACT AMENDMENT ACT 2

KCFNS 67/2022



This law enacted on June 20, 2022

Signed Christina Cox
Christina Cox, Tyee Ha'wilth
Ka:'yu:'k't'h' First Nation

Signed Francis Gillette
Francis Gillette, Tyee Ha'wilth
Che:k'tles7et'h' First Nation

Signed Michael (Tony) Hansen
Michael (Tony) Hansen, Legislative Chief,
Ka:'yu:'k't'h'/Che:k'tles7et'h' First Nations

DEPOSITED IN THE
REGISTRY OF LAWS AND
OFFICIAL RECORDS
ON 09 06 2022
M. Hoff
Signature of Law Clerk

TABLE OF CONTENTS

PART 1 - INTRODUCTORY PROVISIONS 5

 Short title 5

 Executive oversight 5

 Authority and application 5

 Definitions 5

PART 2 - CITIZENSHIP ACT AMENDMENTS 7

 Citizenship and Enrolment Committee amendments 7

 Removal of Enrolment Committee references 7

 Grammatical and typographical corrections 8

PART 3 - GENERAL PROVISIONS 9

 Commencement 9

PART 1 - INTRODUCTORY PROVISIONS

Short title

1.1 This Act may be cited as the Citizenship Act Amendment Act.

Executive oversight

1.2 The member of the Executive holding the community services portfolio is responsible for the executive oversight of this Act.

Authority and application

1.3 (a) This Act is enacted under

- (i) 13.13.1 of Chapter 13 of the Maa-nulth Treaty, and
- (ii) section 3.2(a) of the Constitution.

(b) This Act amends the Citizenship Act to

- (i) enable the Executive to appoint the Treaty Implementation Committee to perform the duties of and exercise the powers of the Citizenship and Enrolment Committee for a period of up to one year;
- (ii) remove all references to the Enrolment Committee; and
- (iii) make minor grammatical or typographical corrections.

Definitions

1.4 In this Act, the “Citizenship Act” means the Citizenship Act, KCFNS 10/2011.

PART 2 - CITIZENSHIP ACT AMENDMENTS

Citizenship and Enrolment Committee amendments

2.1 The Citizenship Act is amended as follows:

(a) section 1.4 is amended by inserting the following definition:

““Treaty Implementation Committee” means the standing committee on treaty implementation referred to in section 2.33 of the Constitution;”;

(b) section 4.4 is amended by inserting the following subsection:

“(c) Subsections (a) and (b) are subject to section 4.5.1.”;

(c) section 4.5 is amended by inserting the following subsection:

“(c) Subsections (a) and (b) are subject to section 4.5.1.”; and

(d) by inserting the following between sections 4.5 and 4.6:

“Interim appointment of Committee

4.5.1 (a) The Executive may, by order, appoint the Treaty Implementation Committee to perform the duties of and exercise the powers of the Citizenship and Enrolment Committee for up to one year.

(b) If the Executive issues an order under subsection (a),

(i) the order does not derogate from or modify any duties or powers the Treaty Implementation Committee has under any other Ka:'yu:'k't'h'/Che:k'tles7et'h' enactment, and

(ii) the Treaty Implementation Committee is bound by this Act when performing the duties of or exercising the powers of the Citizenship and Enrolment Committee.

(c) The enactment of an order under subsection (a) does not prevent or restrict the Executive from enacting subsequent orders under that subsection.”.

Removal of Enrolment Committee references

2.2 The Citizenship Act is further amended as follows:

(a) subsection 3.2(d) is amended by striking out the following words:

Page 8

“and, as requested, the Enrolment Committee”;

- (b) subsection 4.7(a) is amended by
 - (i) inserting the word “and” to the end of paragraph 4.7(a)(i),
 - (ii) striking out the word “and” at the end of paragraph 4.7(a)(ii), and
 - (iii) striking out paragraph 4.7(a)(iii); and
- (c) paragraph 8.5(b)(i) is amended by striking out the following words:
“maintained by the Enrolment Committee”.

Grammatical and typographical corrections

2.3 The Citizenship Act is amended as follows:

- (a) paragraph 3.2(e)(i) is amended by replacing the word “of” with the word “or”;
and
- (b) subsection 4.6(b) is amended by striking out the word “seven”.

PART 3 - GENERAL PROVISIONS

Commencement

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

