

 Aboriginal Affairs and Northern Development Canada Affaires autochtones et Développement du Nord Canada
Chronological no. - N° consécutif
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**BAND COUNCIL RESOLUTION
RÉSOLUTION DE CONSEIL DE BANDE**

NOTE: The words "from our Band Funds" "capital" or "revenue", whichever is the case, must appear in all resolutions requesting expenditures from Band Funds.
 NOTA: Les mots "des fonds de notre bande" "capital" ou "revenu" selon le cas doivent paraître dans toutes les résolutions portant sur des dépenses à même les fonds des bandes.

Cash free balance – Solde disponible				
The council of Le conseil de	Halfway River First Nation		Capital account Compte capital	
Date of duly convened meeting Date de l'assemblée dument convoquée	<u>Oct 29</u> , 2024	Province BC	Revenue account Compte revenu	

DO HEREBY RESOLVE:

WHEREAS: The Chief and Council ("Council") of Halfway River First Nation ("Halfway") are responsible for the governance and maintaining the safety and wellbeing of the members residing on the reserve in accordance with the Halfway River First Nation By-law No. 2016-001, *A By-Law for the Observance of Law and Order* (the "Bylaw");

AND WHEREAS: Council met at the above date, and it was brought to their attention that it is alleged that Sherry Paul ("Sherry") has been participating in illegal activities related to the distribution of drugs;

AND WHEREAS: Section 3.1 of the Bylaw authorizes Council to order a Criminal History Information Request which requires that person to provide either a Criminal History Information Check completed by a policing agency, or a signed declaration indicating any convictions of "designated offences" listed in s. 752 of the Criminal Code (a "Written Declaration");

AND WHEREAS: Section 3.2 of the Bylaw authorizes Council to designate such a person as a Dangerous Person if Council believes on the basis of a Criminal History Information Check or a Written Declaration received pursuant to section 3.1 or if a person fails or refuses within 30 days to comply with an Order to complete a Criminal History Information Request pursuant to section 3.1;

AND WHEREAS: Section 4.1(b)(vi) of the Bylaw authorizes Council to issue a direction to restrict a Dangerous Person from using, occupying, or possessing land on the Reserve, either for a specified duration or until express permission is granted in the form of a Resolution, for a period not exceeding one (1) year; and

AND WHEREAS: Council will give reasonable opportunity for Sherry Paul and Halfway Residents to express their views regarding whether Sherry presents a threat to the peace and safety of Halfway Residents or to the observance of law and order on Reserve, and has considered their views, as required by Section 4.3 of the Bylaw.

BE IT HEREBY RESOLVED THAT:

1. Council orders a Criminal History Information Request from Sherry Paul pursuant to Section 3.1 of the Bylaw due 30 days from the date that Sherry Paul receives the order (the "Request").
2. Council designates Sherry Paul a dangerous person pursuant to Section 3.2 of the Bylaw if Sherry Paul does not comply with the Request.
3. A hearing be held pursuant to Section 4.3 of the Bylaw (the "Hearing") if required.

