

2AǾAMNÍK (MEMBERSHIP) LAW, 2024

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WHEREAS

A. Pursuant to the *United Nations Declaration on the Rights of Indigenous Peoples* ʔaqamnik are Indigenous peoples who have the right to:

- autonomy or self-government in matters relating to ʔaqamnik internal and local affairs,
- not be subjected to forced assimilation or destruction of ʔaqamnik culture,
- belong to an Indigenous community or nation, in accordance with ʔaqamnik traditions and customs,
- determine ʔaqamnik identity or wiʔqanaxuʔmik ʔaqamnik nintik (membership) in accordance with ʔaqamnik customs and traditions, and
- determine the responsibilities of individuals to ʔaqam;

B. Canada has enacted the *United Nations Declaration on the Rights of Indigenous Peoples Act*, S.C. 2021, c.14, which affirms that the *United Nations Declaration on the Rights of Indigenous Peoples* is an international human rights instrument with application in Canadian law;

C. Canada has proclaimed in its *Principles Respecting the Government of Canada's Relationship with Indigenous Peoples* that it recognizes Indigenous peoples right to self-determination, including Indigenous peoples' inherent right to self-government which includes a right to define and govern themselves as Nations;

D. Pursuant to section 35(1) of the *Constitution Act, 1982*, the existing aboriginal and treaty rights of the aboriginal peoples of Canada are recognized and affirmed by the Government of Canada;

E. ʔaqam is made up of Ktunaxa peoples who have an aboriginal right to self-government which emanates from our people, culture, and land, and which includes the right to determine our own identity and wiʔqanaxuʔmik ʔaqamnik nintik (membership) in accordance with Ktunaxa customs, traditions, and laws;

F. In 1987, ʔaqam electors voted in favour of the *Kootenay Nations St. Mary's Indian Band Membership Laws*, which sets out the membership rules for ʔaqam and a mechanism for reviewing decisions on wiʔqanaxuʔmik ʔaqamnik nintik (membership);

G. The ʔiʔwaʔnaʔis ʔaqam (Council) and ʔaqamnik (members) consider it in the best interests of ʔaqam to:

- repeal the *Kootenay Nations St. Mary's Indian Band Membership Laws*, and
- enact this *ʔaqamnik (Membership) Law, 2024*, which is consistent with Ktunaxa customs, traditions and laws around identity, marriage, kinship, adoptions, and governance;

H. Pursuant to section 27 of the *Kootenay Nations St. Mary's Indian Band Membership Laws*, a *kçikmałinkinił* (repeal) of those laws:

- may be initiated by a petition, signed by at least 30% of the electors of the band, a copy of which petition was received by *ʔitwałnaʔis ʔaąam* (Council) on and
- must be approved by a majority of the electors of *ʔaąam* in the same manner and proportion as was used for its establishment;

I. On April 22, 2024, *ʔaąam* gave written notice to electors of the band of its intention to *kçikmałinkinił* (repeal) the *Kootenay Nations St. Mary's Indian Membership Laws* and enact this *ʔaąamnił (Membership) Law, 2024*; and

J. *ʔaąam* held a referendum vote by secret ballot on at which of *ʔaąam* electors participated in the vote and of those electors who participated in the vote voted in favour of:

- repealing the *Kootenay Nations St. Mary's Indian Band Membership Laws*, and
- enacting this *ʔaąamnił (Membership) Law, 2023*.

NOW THEREFORE ʔAĄAM DULY ENACTS AS FOLLOWS:

**QASİŁ ʔUKİ (PART 1)
QAKI-KAXUʔMIK (CITATION)**

1. This *ʔa-knumučetitił* (Law) may be cited as the *ʔaąamnił (Membership) Law, 2023*.

**QASİŁ ʔA-S (PART 2)
ʔAKİIKYAXWUM (DEFINITIONS), KUÇINEIŁAT (INTERPRETATION) AND
APPLICATION**

ʔakikiyaxwum (Definitions)

2. In this *ʔa-knumučetitił* (Law):

“*ʔakinmałkaʔnam* (spouse)” means a person who is married to another person either by a religious or civil ceremony, or in accordance with *Ktunaxa* laws;

“*ʔa-knumučetitił* (Law)” means this *ʔaąamnił (Membership) Law, 2024*;

“*ʔaąam*” means dense forest, and in this *ʔa-knumučetitił* (Law) refers to *ʔaąam* within the meaning of the *Indian Act*, formerly known as the *St. Mary's Indian Band*, for whose use and benefit in common *ʔaąam ʔamak* (*ʔaąam Lands*) have been set apart by Canada;

“ʔaǰamnik (member)” means people of the dense forest, and in this ʔa·knumuǰtitił (Law) means a person whose name appears or whose name is entitled to appear on the ʔaǰam ʔitiǰawxawiǰikimik ʔaǰamnik kituǰitiǰat (Membership List);

“ʔaǰamnik Number” means a number that is assigned by the Membership Clerk to a ʔaǰamnik (member):

- (a) to document that the person is a ʔaǰamnik (member), and
- (b) for use by ʔaǰam for the purposes of determining a person’s ʔitiłkatiǰitił (eligibility) to:
 - (i) receive benefits through ʔaǰam funded programs and services, and
 - (ii) exercise rights or receive benefits in accordance with either Ktunaxa law, or a law developed by ʔaǰam;

“Associate Member” means a person who is approved as an Associate Member pursuant to their entitlement under section 12;

“ISC” means the federal department of Indigenous Services Canada, or any federal department that may replace that department;

“*Indian Act*” means the *Indian Act*, RSC 1985, c.I-5;

“Indian Register” means the register of persons that is maintained by ISC under section 5 of the *Indian Act*, which contains the name of every person who is entitled to be registered as an Indian under the *Indian Act*; It sets out the names of each ʔaǰamnik (member) who is also a “status Indian” as that term is commonly understood by Indigenous peoples in Canada;

“ʔitiwatnaǰis ʔaǰam (Council)” means the lawfully elected government of ʔaǰam and includes the Nasuǰkin (Chief);

“Ktunaxa ancestry” means a person whose ancestry traces back to the Ktunaxa people, as demonstrated through DNA evidence, genealogical records, such as birth and death certificates, baptism records, or oral history shared by other ʔaǰamnik (member);

“Ktunaxa people” means that group of people who, since time immemorial, have lived in Ktunaxa Traditional Territory with their own customs, traditions, practices, language, laws and governance systems, and who will continue to do so for eternity, many of whom are also members of the following communities: ʔakisǰnuk First Nation, ʔaǰam, Yaǰan Nukiy (Lower Kootenay Indian Band), Yaǰit ʔa·knuǰhi ‘it (Tobacco Plains Indian Band), Kootenai Tribe of Idaho, and Confederated Salish and Kootenai Tribe;

“Ktunaxa Traditional Territory” means all of those lands which extend from the Big Bend of the Columbia River north of Donald Station, then south including all of the Kootenay sinuosisties to Missoula, Montana, then west to Bonner's Ferry, Idaho then north to the Upper Arrow Lakes area of British Columbia then east across the Big Bend of the Columbia River to the eastern slopes of the Rocky Mountains;

“ƙamnitik (child)” means a person under 19 years of age who is:

- (a) born in or out of wedlock,
- (b) a legal kitaktikiniŋ (adoptee), or
- (c) an kitaktikiniŋ (adoptee) in accordance with Ktunaxa custom;

“Membership Clerk” means the person appointed by ʔaqam to the position of Membership Clerk;

“ʔaqam ʔitqawxawiçikimik ʔaqamnik kituqłitqal (Membership List)” means the list of all persons who are either an ʔaqamnik (member) or Associate Member, also known as the “Band List” that the Membership Clerk must maintain in accordance with Qasiŋ qalsa (Part 3) of this ʔa·knumuçtitłit (Law) and subsections 10(9)-(11) of the *Indian Act*;

“Status Registration Number” means a number that ISC assigns to a person for the purpose of documenting that:

- (a) the person is registered in Canada’s Indian Register,
- (b) Canada considers that person to be eligible for benefits through ISC funded programs and services that are only available to persons registered in the Indian Register, and
- (c) Canada allows that person to exercise rights or receive certain benefits under the *Indian Act* that are only available to persons registered in the Indian Register; and

“titnamuʔtmu (common-law)” means a conjugal relationship between two (2) persons who are not married but they:

- (a) have lived together in a kałatitnam-like (marriage-like) relationship for a period of not less than five (5) years,
- (b) live together in a kałatitnam-like (marriage-like) relationship and have a ƙamnitik (child) together, or
- (b) live together in a kałatitnam-like (marriage-like) relationship where one of the partners has a ƙamnitik (child) and the other partner regularly cares for that ƙamnitik (child) and stands in the place of a ʔakiniknam (parent) for that ƙamnitik (child).

Kuċinifiat (Interpretation)

3. This *ġa·knumuċtitli* (Law) must be interpreted in a fair, large, and liberal manner.

4. In this *ġa·knumuċtitli* (Law):

(a) the use of the word “must” denotes an obligation that, unless this *ġa·knumuċtitli* (Law) provides to the contrary, must be carried out as soon as practicable after this *ġa·knumuċtitli* (Law) comes into effect or an event gives rise to the obligation under this *ġa·knumuċtitli* (Law) occurs;

(b) headings and subheadings are for convenience only, do not form a part of this *ġa·knumuċtitli* (Law) and in no way define, limit, alter or enlarge the scope or meaning of any provision of this *ġa·knumuċtitli* (Law);

(c) unless it is otherwise clear from the context:

(i) the use of the word “including” means “including, but not limited to”, and the use of the word “includes” means “includes, but is not limited to,”

(ii) the use of the singular includes the plural, and the use of the plural includes the singular, and

(iii) the use of the masculine includes the feminine, and the use of the feminine includes the masculine;

(d) a reference to a statute includes every amendment to it, every regulation made under it and any law enacted in substitution for it or in replacement of it;

(e) where a time is expressed to begin or end at, on or with a specified day, or to continue to or until a specified day, the time includes that day;

(f) where a time is expressed to begin after or to be from a specified day, the time does not include that day; and

(g) where anything is to be done within a time after, from, of or before a specified day, the time does not include that day.

Ħitnumuċtini *ġa·knumuċtitli* (Application of Law)

5. This *ġa·knumuċtitli* (Law) applies to all persons.

6. Where any law or regulation of Canada or any other *ġaqam* law applies to any matter covered by this *ġa·knumuċtitli* (Law), compliance with this *ġa·knumuċtitli* (Law) does not relieve the person from also complying with the provisions of the other applicable laws.

7. If any provision of this ʔa·knumuʕtititit (Law) is held invalid by a court of competent jurisdiction, the invalid provision must be severed from and must not affect the remaining provisions of this ʔa·knumuʕtititit (Law).

QASIL QALSA (PART 3)
ʔITQAWXAWIʕIKIMIK ʔAQAMNIK KITUQLILQAL (MEMBERSHIP LISTS)

Sqali·kinmik khakilkin (Membership Clerk Duty) kʕ (to) hakitwiʕkit ʔitqawxawiʕikimik ʔaqamnik kituqlitqal (Maintain Membership List)

8. The Membership Clerk must maintain a ʔaqam ʔitqawxawiʕikimik ʔaqamnik kituqlitqal (Membership List) that contains:

- (a) the full legal name of every ʔaqamnik (member) and Associate Member, organized in alphabetical order by surname;
- (b) for each ʔaqamnik (member) or Associate Member, their:
 - (i) date of birth,
 - (ii) Status Registration Number, if applicable,
 - (iii) ʔaqamnik Number,
 - (iv) mailing address, email addresses and phone number, and
 - (v) the name of any other “band” that they are a member of;
- (c) the date each ʔaqamnik (member) or Associate Member’s name is added to the ʔaqam ʔitqawxawiʕikimik ʔaqamnik kituqlitqal (Membership List); and
- (d) where applicable, the date each ʔaqamnik (member) or Associate Member’s name is deleted from the ʔaqam ʔitqawxawiʕikimik ʔaqamnik kituqlitqal (Membership List).

Existing Membership List Continued

9. A person whose name appears on the ʔaqam ʔitqawxawiʕikimik ʔaqamnik kituqlitqal (Membership List) at the time this ʔa·knumuʕtititit (Law) comes into force continues to be a ʔaqamnik (member) and is entitled to have their name entered on the ʔaqam ʔitqawxawiʕikimik ʔaqamnik kituqlitqal (Membership List) as a ʔaqamnik (member).

Use of Membership List

10. (1) ʔaǰam shall not, without the consent of the individual to whom it relates, use or disclose information contained in the Membership List, except:

- (a) for the purpose of administering or enforcing any law or carrying out a lawful investigation, under a law of British Columbia, Canada or ʔaǰam;
- (b) for the purpose of administering any program of ʔaǰam;
- (c) for the purpose of complying with a subpoena or warrant issued or order made by a court, person, or other body with jurisdiction to compel the production of information;
- (d) to a member of Council for the purpose of assisting the individual to whom the information relates in resolving a problem; and
- (e) for a purpose where, in the opinion of ʔitwatnaʔis ʔaǰam (Council):
 - (i) the benefits to ʔaǰam of the disclosure clearly outweigh any invasion of privacy that could result from the disclosure, and
 - (ii) the disclosure would clearly benefit the individual to whom the information relates.

(2) ʔaǰam shall provide written notice to any person named on the ʔaǰam ʔitqawxawiqikimik ʔaǰamnik kituq̄it̄q̄at̄ (Membership List) whom it, without their consent, uses or discloses personal information about from that list.

ʔaǰamnik (member) / Associate Member Duty to Provide Contact Information

11. Every ʔaǰamnik (member) and Associate Member is responsible for ensuring that the Membership Clerk has their current mailing address, email address, and phone number, for use by ʔaǰam for the delivery of legal and other notices that it must provide to an ʔaǰamnik (member) or Associate Member.

QASIL XA·CA (PART 4) WILQANAXUMIK ʔAǰAMNIK NINTIK (MEMBERSHIP) YUNACQANAQA (TYPES), ENTITLEMENT, AND RESTRICTIONS

Entitlement to be a ʔaǰamnik (Member)

12. (1) A person is entitled to be a ʔaǰamnik (member) if the ʔaqanaxuniyam k̄xak̄awas (Membership Committee) is satisfied that they:

- (a) have Ktunaxa ancestry;
- (b) are a ʔkamnintik (child) and at least one of their parents is already a ʔaǰamnik (member); or

(c) have Ktunaxa ancestry and they have actively engaged in contributing to the best interests of ʔaqam by way of volunteer work or other manner of support for at least five (5) years prior to their application to become a ʔaqamnik (member).

(2) If a parent is deceased at the time their child applies to become a ʔaqamnik (member), and that deceased parent was either a ʔaqamnik (member) or eligible to be a ʔaqamnik (member) at the time of their death, then the deceased parent is deemed to be a ʔaqamnik (member) under subsection (1)(b).

Entitlement to be an Associate Member

13. (1) Subject to subsections (2) and (3), a person is entitled to be an Associate Member if the ʔaqanaxuniyam kɛxakɛawas (Membership Committee) is satisfied that they:

(a) are the spouse or tiɫnamuʔtmu (common-law) partner of a ʔaqamnik (member); and

(b) have actively engaged in supporting ʔaqam by way of volunteer work or other manner of support for at least five (5) years prior to their application to become an Associate Member.

(2) Despite subsection (1), a person is not entitled to be an Associate Member if the ʔaqanaxuniyam kɛxakɛawas (Membership Committee) is satisfied that it is more likely than not the person:

(a) is in prison, on parole or on probation, or serving a sentence for a criminal offence;

(b) has been convicted of an indictable offence in Canada or outside of Canada within the four (4) years before they apply to be an Associate Member;

(c) has been charged with, is on trial for, or is involved in an appeal of an indictable offence in Canada, or an offence outside of Canada; or

(d) has made false statements, submitted false information or documents, or lied to ʔaqam in their application to be an Associate Member.

(3) Subsections (2)(a), (b) and (c) do not apply to a person who is imprisoned, on parole or probation, convicted of or on trial for an offence relating to their advocacy for, or protection of, the rights of Indigenous peoples under:

(a) the *United Nations Declaration on the Rights of Indigenous Peoples*; or

(b) section 35 of the *Constitution Act, 1982*, being Schedule B to the *Canada Act 1982 (UK), 1982*, c 11.

Rights, Privileges and Responsibilities of Associate Members

14. (1) An Associate Member has all of the same rights, privileges, and authorities as a ʔaǰamnik (member), except that they are not eligible to:

(a) be a member of an ʔaǰam Committee, or participate in a ratification vote, relating to the governance of ʔaǰam; or

(b) exercise any rights, privileges, or authorities of a ʔaǰamnik (member) pursuant to the *St. Mary's Indian Band Custom Election Regulation, 2016*, the *ʔaǰam Amended Land Code, 2016*, or any other law of ʔaǰam.

(2) Despite subsection (1) and subject to subsection (3) and any regulations made under subsection (4), if an Associate Member has a ʔkamnintik (child) who is a ʔaǰamnik (member) and their ʔakinmaǰaǰnam (spouse) who is both a ʔaǰamnik (member) and the parent of that ʔkamnintik (child) is deceased, that Associate Member has all the same rights, privileges, and authorities of a ʔaǰamnik (member) to the extent necessary for them to directly advocate for or uphold the rights of that ʔkamnintik (child).

(3) An Associate Member may only exercise the right, privilege, or authority of a ʔaǰamnik (member) under subsection (2) until such time as their ʔkamnintik (child) turns 19 years of age, and their exercise of that right, privilege, or authority must be completed in the best interest of their ʔkamnintik (child).

(4) No later than two years after this Law comes into force, Council must, in collaboration with the ʔaqanaxuniyam kǰxakǰawas (Membership Committee), create regulations:

(a) respecting the prerequisites that must exist before an Associate Member may exercise the rights, privileges, and authorities of a ʔaǰamnik (member) under subsection (2);

(b) prescribing how a ʔaǰamnik (member) may challenge the right of an Associate Member to exercise the rights, privileges, and authorities of a ʔaǰamnik (member) under subsection (2); and

(c) respecting the practices and procedures that apply to any challenges that a ʔaǰamnik (member) makes to the right of an Associate Member to exercise the rights, privileges, and authorities of a ʔaǰamnik (member) under subsection (2).

15. Every Associate Member must:

(a) make themselves familiar with and observe all ʔaǰam laws, policies, and procedures; and

(b) commit themselves to learning and passing on the history, language, and culture of the Ktunaxa peoples.

Dual Membership Allowed

16. A person is not restricted from becoming a ʔaḡamnik (member) or an Associate Member due to their status as a “member of a band” in another “band,” as those terms are defined in the *Indian Act*.

QASİŁ YI·KU (PART 5) ʔAQANAXUNIYAM KÇXAKÇAWAS (MEMBERSHIP COMMITTEE)

Committee Composition

17. The ʔaqanaxuniyam kçxakçawas (Membership Committee) that exists under the *Kootenay Nations St. Mary’s Indian Band Membership Laws* on the day immediately before this ʔa·knumuçtitił (Law) comes into effect is deemed to be the ʔaqanaxuniyam kçxakçawas (Membership Committee) from the day this ʔa·knumuçtitił (Law) comes into effect until such time as a new ʔaqanaxuniyam kçxakçawas (Membership Committee) is appointed to fill their spot in accordance with this ʔa·knumuçtitił (Law).

18. The first ʔaqanaxuniyam kçxakçawas (Membership Committee) established under this ʔa·knumuçtitił (Law), and every ʔaqanaxuniyam kçxakçawas (Membership Committee) thereafter, must be composed of five (5) people:

- (a) each of whom must be a ʔaḡamnik (member);
- (b) at least one (1) of whom must be a member of ʔiłwatnaʔis ʔaḡam (Council); and
- (c) at least one (1) of whom must be a member of the Language Speakers and Knowledge Holders Group.

Term of Office

19. (1) Subject to subsection (2) and section 42, each ʔaqanaxuniyam kçxakçawas (Membership Committee) Member’s term in office will:

- (a) commence on the date they are appointed to the ʔaqanaxuniyam kçxakçawas (Membership Committee) by ʔiłwatnaʔis ʔaḡam (Council); and
- (b) end on the earlier of:
 - (i) two (2) years following the day they are appointed to the ʔaqanaxuniyam kçxakçawas (Membership Committee),
 - (ii) the date of the third (3rd) consecutive committee meeting they fail to attend, or
 - (iii) the date on which they cease to be a ʔaḡamnik (member).

(2) Pítwatna?is ?aqam (Council) may, for the purpose of establishing a ?aqanaxuniyam kçxakçawas (Membership Committee) with staggered terms in office, set a different term in office for up to three (3) of those persons who make up the ?aqanaxuniyam kçxakçawas (Membership Committee).

Authority to Appoint ?aqanaxuniyam kçxakçawas (Membership Committee)

20. Pítwatna?is ?aqam (Council) has exclusive authority to appoint ?aqanaxuniyam kçxakçawas (Membership Committee) Members.

Process for Appointment of a ?aqanaxuniyam kçxakçawas (Membership Committee)

21. (1) Where a ?aqanaxuniyam kçxakçawas (Membership Committee) Member's position is vacant, and at least twenty (20) days prior to the expiration of their term in office, Pítwatna?is ?aqam (Council) must:

- (a) prepare or cause to be prepared an expression of interest document that sets out:
 - (i) Pítwatna?is ?aqam (Council) is seeking persons interested in being on the ?aqanaxuniyam kçxakçawas (Membership Committee),
 - (ii) the objectives of the ?aqanaxuniyam kçxakçawas (Membership Committee),
 - (iii) a description of the position that is vacant on the ?aqanaxuniyam kçxakçawas (Membership Committee),
 - (iv) the ?itilka?iti? (eligibility) criteria for persons who may apply to be a ?aqanaxuniyam kçxakçawas (Membership Committee) Member,
 - (v) a statement inviting eligible persons to express their interest to be a ?aqanaxuniyam kçxakçawas (Membership Committee) Member in writing to Pítwatna?is ?aqam (Council),
 - (vi) information regarding the form in which such expression of interest must be provided,
 - (vii) the name of the person to whom the expression of interest must be directed, and
 - (viii) the expiry date by which eligible persons must express their interest to be a ?aqanaxuniyam kçxakçawas (Membership Committee) Member, which must be no earlier than fourteen (14) days after the date that the notice is posted and distributed in accordance with paragraphs (b) and (c);
- (b) post the expression of interest:
 - (i) on the ?aqam website,
 - (ii) in a conspicuous spot within the ?aqam administration office, and
 - (iii) at all other locations designated by Pítwatna?is ?aqam (Council);

(c) mail or deliver the expression of interest to each person who is eligible to fulfill the vacant ʔaqanaxuniyam k̓xak̓awas (Membership Committee) seat, at their last known address; and

(d) after the expiry date for the receipt of expressions of interest, appoint the ʔaqanaxuniyam k̓xak̓awas (Membership Committee) Member.

(2) Where ʔitwatnaʔis ʔaqam (Council) is deciding on who to appoint as a ʔaqanaxuniyam k̓xak̓awas (Membership Committee) Member, they must consider:

(a) all expressions of interest received;

(b) the applicant's experience in interpreting and applying ʔaqam laws; and

(c) the applicant's knowledge of Ktunaxa genealogy, culture, language, history, and Ktunaxa Traditional Territory.

ʔaqanaxuniyam k̓xak̓awas (Membership Committee) Structure

22. The member of ʔitwatnaʔis ʔaqam (Council) who is appointed to the ʔaqanaxuniyam k̓xak̓awas (Membership Committee) must act as the chair of the ʔaqanaxuniyam k̓xak̓awas (Membership Committee).

23. The chair of the ʔaqanaxuniyam k̓xak̓awas (Membership Committee) must report directly to ʔitwatnaʔis ʔaqam (Council) on all matters relating to witqanaxuʔmik ʔaqamnik nintik (membership).

Frequency of ʔaqanaxuniyam k̓xak̓awas (Membership Committee) Meetings

24. (1) Subject to subsection (2), the ʔaqanaxuniyam k̓xak̓awas (Membership Committee) must hold a committee meeting at least one (1) time per calendar month.

(2) In circumstances where there is no business for the ʔaqanaxuniyam k̓xak̓awas (Membership Committee) to undertake, the chair of the ʔaqanaxuniyam k̓xak̓awas (Membership Committee) may waive a committee meeting by providing at least two (2) days written notice to each Committee Member.

ʔaqsanam (Quorum)

25. Quorum for a committee meeting must be at least three (3) ʔaqanaxuniyam k̓xak̓awas (Membership Committee) Members.

Kitnum̓tilit (Decision Making)

26. Decisions of the ʔaqanaxuniyam k̓xak̓awas (Membership Committee) must be made by a majority vote of those ʔaqanaxuniyam k̓xak̓awas (Membership Committee) Members present at a committee meeting.

ʔaqalikniyiʔis (Powers), Duties and Functions of the ʔaqanaxuniyam k̄xak̄awas (Membership Committee)

27. The powers, duties, and functions of the ʔaqanaxuniyam k̄xak̄awas (Membership Committee) are to:

- (a) assess and make decisions about applications to become a ʔaʔamnik̄ (member) or Associate Member;
- (b) make recommendations to ʔiʔwatnaʔis ʔaʔam (Council) regarding policies and procedures necessary for the effective implementation of this ʔa·knumuʕtitit̄ (Law).

Responsibilities of the Membership Clerk Related to ʔaqanaxuniyam k̄xak̄awas (Membership Committee) Business

28. The Membership Clerk, in consultation with the chair, must:

- (a) at least fourteen (14) days in advance of the date on which a ʔaqanaxuniyam k̄xak̄awas (Membership Committee) meeting will be held, schedule that meeting and notify all ʔaqanaxuniyam k̄xak̄awas (Membership Committee) Members of the date, location and time of that meeting;
- (b) set the agenda for the ʔaqanaxuniyam k̄xak̄awas (Membership Committee) meeting, which must include the following items:
 - (i) review and official acceptance of the minutes of the previous ʔaqanaxuniyam k̄xak̄awas (Membership Committee) meeting as a true record,
 - (ii) a report from each ʔaqanaxuniyam k̄xak̄awas (Membership Committee) Member on outstanding tasks assigned to them,
 - (iii) unfinished business,
 - (iv) new business, and
 - (v) adjournment;
- (c) ensure that minutes of the ʔaqanaxuniyam k̄xak̄awas (Membership Committee) meeting are taken;
- (d) within fourteen (14) days of the date on which a meeting is held, deliver the minutes from that meeting to each ʔaqanaxuniyam k̄xak̄awas (Membership Committee) Member;
- (e) assess all membership applications for completeness, gather information from applicants and others knowledgeable of Ktunaxa genealogy, as necessary, and provide all completed applications for

membership to the ?aqanaxuniyam k?xak?awas (Membership Committee) for their reviews and assessments of eligibility; and

(c) complete a report, to be included in the ?aqam Annual Report, that sets out:

- (i) the number of meetings held by ?aqanaxuniyam k?xak?awas (Membership Committee),
- (ii) the total number of ?aqamnik (members) and Associate Members on the ?itqawxawi?ikimik ?aqamnik kituqitqat (Membership List),
- (iii) the number of membership applications that have been received since the last report,
- (iv) the number of membership applications that have been accepted since the last report,
- (v) the number of membership applications that have been denied since the last report, and
- (vi) the number of persons whose names were removed from the ?itqawxawi?ikimik ?aqamnik kituqitqat (Membership List) since the last report.

QASIL ?INMISA (PART 6) **YA QALWIY ?XAL ?IN ?AQAMNIK (APPLICATIONS FOR MEMBERSHIP)**

Ya qalwiy ?xal ?in ?aqamnik (Application for Membership)

29. (1) A person may apply to become a ?aqamnik (member) or Associate Member by delivering to the Membership Clerk:

- (a) an application, in a form prescribed by ?itwatna?is ?aqam (Council);
- (b) proof of their entitlement to be a ?aqamnik (member) or Associate Member;
- (c) details regarding their witqanaxu?mik ?aqamnik nitik (membership) in any other “bands” as that term is defined in the *Indian Act*; and
- (d) if that person is applying to become an Associate Member, a copy of a criminal record check dated no more than one month prior to the date of their application.

(2) An application under subsection (1) made on behalf of a ?kamnitik (child) must be signed by either the parent or the legal guardian of that ?kamnitik (child), and if that application is made on behalf of a ?kamnitik (child) who is between 14 and 18 years of age, that ?kamnitik (child) must co-sign the application.

(3) Any parent who makes an application on behalf of a ᕿkamnintik (child) must, at the request of the Membership Clerk, provide the Membership Clerk with a court order or custody agreement that proves they are the legal guardian of that ᕿkamnintik (child).

Membership Committee Review and Decision

30. The ᕿaqanaxuniyam kᕿxakᕿawas (Membership Committee) must:

- (a) review all applications made under section 29; and
- (b) determine whether they are satisfied the applicant is entitled to be a ᕿaqamnik (member) or Associate Member.

Reasons for Decision to Deny Application for wiᕿqanaxuᕿmik ᕿaqamnik niᕿtik (Membership)

31. If the ᕿaqanaxuniyam kᕿxakᕿawas (Membership Committee) is not satisfied that an applicant is entitled to be a ᕿaqamnik (member) or Associate Member, the chair of the ᕿaqanaxuniyam kᕿxakᕿawas (Membership Committee) must:

- (a) prepare written reasons for the ᕿaqanaxuniyam kᕿxakᕿawas (Membership Committee) decision; and
- (b) deliver a copy of those written reasons to ᕿiᕿwatnaᕿis ᕿaqam (Council), the Membership Clerk and the applicant.

Report to ᕿiᕿwatnaᕿis ᕿaqam (Council) and Addition of Name to ᕿiᕿqawxawiᕿikimik ᕿaqamnik kituᕿliᕿqal (Membership List)

32. No later than thirty (30) days after the ᕿaqanaxuniyam kᕿxakᕿawas (Membership Committee) decides they are satisfied an applicant is entitled to be a ᕿaqamnik (member) or Associate Member, the Membership Clerk must:

- (a) deliver a report to ᕿiᕿwatnaᕿis ᕿaqam (Council) setting out the names of each person who has applied to be a ᕿaqamnik (member) or Associate Member, and attach to that report a copy of the written decision of the ᕿaqanaxuniyam kᕿxakᕿawas (Membership Committee); and
- (b) add the name of the applicant to the ᕿiᕿqawxawiᕿikimik ᕿaqamnik kituᕿliᕿqal (Membership List).

Notice to Other *Indian Act* Band

33. Where a person is accepted as a ᕿaqamnik (member) or Associate Member, and they have indicated in their application that they are also a member of another *Indian Act* band, the Membership Clerk must provide a copy of this ᕿa·knumuᕿtitiᕿ (Law) to that *Indian Act* band, along with a written notice setting out that the applicant has been accepted as a ᕿaqamnik (member) or Associate Member in accordance with this ᕿa·knumuᕿtitiᕿ (Law).

QASIL WISᑦALA (PART 7) KUPXUE ᑦAKIKLIYAM (REVOCATION OF MEMBERSHIP)

Involuntary Revocation of Membership

34. (1) A ᑦaqamnik (member) or Associate Member's membership may be revoked by ᑦitwatnaᑦis ᑦaqam (Council) if:

(a) that person provided false information to ᑦaqam in their application for witqanaxuᑦmik ᑦaqamnik nintik (membership);

(b) that person is an Associate Member, they no longer meet the entitlement criteria in subsection 12, and ᑦitwatnaᑦis ᑦaqam (Council) believes revoking their witqanaxuᑦmik ᑦaqamnik nintik (membership) is in the best interests of ᑦaqam; or

(c) the following three conditions exist:

(i) that ᑦaqamnik (member) or Associate Member is not of Ktunaxa ancestry,

(ii) that ᑦaqamnik (member) or Associate Member became a ᑦaqamnik (member) or Associate Member because they kaᑦtitnam (married) or entered into a tiᑦnamuᑦtmu (common-law) relationship with a ᑦaqamnik (member), and

(iii) that ᑦaqamnik (member) or Associate Member either:

(A) divorced or separated from the ᑦaqamnik (member) they kaᑦtitnam (married) or were in a tiᑦnamuᑦtmu (common-law) relationship with,

(B) has lived separate and apart from the ᑦaqamnik (member) they kaᑦtitnam (married) or were in a tiᑦnamuᑦtmu (common-law) relationship with, for a period of more than one (1) year with no intention of reconciling that relationship, or

(C) are widowed by the ᑦaqamnik (member) they kaᑦtitnam (married) or were in a tiᑦnamuᑦtmu (common-law) relationship with and then they either kaᑦtitnam (married) or enter into a tiᑦnamuᑦtmu (common-law) relationship with a person who is not a ᑦaqamnik (member).

(2) Before ᑦitwatnaᑦis ᑦaqam (Council) decides under subsection (1) to revoke the witqanaxuᑦmik ᑦaqamnik nintik (membership) of a ᑦaqamnik (member) or Associate Member, they must provide that ᑦaqamnik (member) or Associate Member with:

(a) reasonable notice of the date on which ᑦitwatnaᑦis ᑦaqam (Council) intends to make that decision;

(b) copies of all information on which ᑦitwatnaᑦis ᑦaqam (Council) will base their decision; and

(c) an opportunity to make written or oral submissions to ?i?watna?is ?aqam (Council) regarding the proposed revocation of their wi?qanaxu?mik ?aqamnik nintik (membership).

(3) As soon as practical after ?i?watna?is ?aqam (Council) makes a decision under subsection (1), they must provide:

(a) written reasons for their decision to the ?aqamnik (member) or Associate Member to whom the decision relates; and

(b) a copy of that written decision to the Membership Clerk.

Voluntary Revocation of Membership

35. (1) A person may voluntarily revoke their status as a ?aqamnik (member) or Associate Member by providing to the Membership Clerk a written notice that:

(a) is signed by both them and a witness who is at least eighteen (18) years of age; and

(b) sets out the person's:

(i) full legal name and birthdate;

(ii) ?aqamnik Number;

(iii) intention to revoke their status as a ?aqamnik (member) or Associate Member; and

(iv) the date on which they intend for their status as a ?aqamnik (member) or Associate Member to cease.

(2) An application under subsection (1) made on behalf of a ?kamnintik (child) must be signed in the same manner as is set out at subparagraphs 29(2) and (3).

(3) A person who delivers a notice in accordance with subsection (1) ceases to be a ?aqamnik (member) or Associate Member on the date stated in their written notice to the Membership Clerk.

QASIŁ WUXA·ÇA (PART 8) KŁA ʔAKUKINIŁ (APPEALS)

Establishment of Appeals Committee

36. (1) ʔiłwatnaʔis ʔaąam (Council) must appoint an Appeals Committee to hear kła ʔakukinił (appeals) under this Part, which must be composed of five (5) people, each of whom must have knowledge of Ktunaxa history and genealogy.

(2) In appointing the Appeals Committee, ʔiłwatnaʔis ʔaąam (Council) may exercise preferences to ensure a broad representation of persons from the following groups:

- (a) former members of ʔiłwatnaʔis ʔaąam (Council);
- (b) former members of the ʔaąanaxuniyam kčxakčawas (Membership Committee), or a person who formerly acted as the Membership Clerk;
- (c) members of the ʔaąam Language Speakers and Knowledge Holders Group; and
- (d) persons who are a ʔaąamnik (member) between the ages of 19 and 29 years.

(3) The terms of office for Appeals Committee Members must be set by ʔiłwatnaʔis ʔaąam (Council) at the time of their appointment.

(4) ʔiłwatnaʔis ʔaąam (Council) must appoint one (1) person to act as the chair of the Appeals Committee.

(5) The Appeals Committee must operate with the same quorum and decision-making rules as the ʔaąanaxuniyam kčxakčawas (Membership Committee).

Procedure for Appointment of Appeals Committee Members

37. In establishing an Appeals Committee, ʔiłwatnaʔis ʔaąam (Council) must use the same expression of interest procedure as is used for the ʔaąanaxuniyam kčxakčawas (Membership Committee).

Initiating an Appeal

38. (1) A person who is incorrectly denied their application to be a ʔaąamnik (member) or Associate Member, or whose status as an Associate Member is incorrectly revoked may, within thirty (30) days of being informed of that decision, initiate an appeal of that decision by delivering a notice of appeal to the Membership Clerk.

(2) An appeal initiated under subsection (1) must:

- (a) be made in writing or in another form authorized by ʔiłwatnaʔis ʔaąam (Council);

- (b) identify the decision that is being appealed;
- (c) state why the decision is incorrect or why it should be changed, with specific reference to the section in this ᐯa·knumuᑖtititᐯ (Law) they believe was incorrectly applied in that decision;
- (d) state the outcome requested;
- (e) include the name, address, and telephone number of the appellant;
- (f) if the appellant has an agent to act on the appellant's behalf in respect of the appeal, include the name of the agent and a telephone number at which the agent may be contacted during regular business hours;
- (g) include an address for delivery of any notices in respect of the appeal; and
- (h) be signed by the appellant or the appellant's agent.

(3) When an appeal is initiated under subsection (1), the Membership Clerk must promptly deliver a copy of that notice of appeal to the chair of the Appeals Committee and the chair of the ᐯaqanaxuniyam kᑖxakᑖawas (Membership Committee).

Powers, Duties and Functions of the Appeals Committee

39. (1) The powers, duties and functions of the Appeals Committee are to:

- (a) review decisions made under this ᐯa·knumuᑖtititᐯ (Law) regarding the approval or revocation of a person's status as a ᐯaqamnik (member) or Associate Member; and
- (b) where those decisions are incorrect, make orders to remedy those decisions.

(2) In exercising its powers under subsection (1), the Appeals Committee must act impartially, without bias, and with an open mind based solely on the materials before it.

Practice and Procedure of the Appeals Committee

40. (1) The Appeals Committee must

- (a) provide notice of the Appeals Committee meeting to the person whose witqanaxuᑖmik ᐯaqamnik nintik (membership) is at issue in the appeal, disclosing the date, time, and location of the Appeals Committee meeting;
- (b) ensure the person whose witqanaxuᑖmik ᐯaqamnik nintik (membership) is at issue in the appeal is provided access to all written materials before the Appeals Committee;
- (c) provide the person whose witqanaxuᑖmik ᐯaqamnik nintik (membership) is at issue in the appeal an opportunity to be heard orally or in writing with regard to the decision that is to be made;

(d) advise the person whose wítqanaxuʔmik ʔaǰamnik nintik (membership) is at issue in the appeal of the reason for the Appeals Committee’s decision and the factors used in making that decision; and

(e) if any members of the Appeals Committee set a legitimate expectation that a certain procedure will be followed or a certain outcome will be reached in their decision making, they must comply with that procedure or reach that outcome.

(2) ʔitwatnaʔis ʔaǰam (Council) may make policies and procedures necessary for the effective function of the Appeals Committee.

Decisions of Appeals Committee Final and Binding

41. All decisions of the Appeals Committee are final and binding and not subject to review in any court.

QASIE QAYKITWU (PART 9) QAPI QAPSIN (GENERAL)

Oath of Office, Confidentiality Agreement and Conflict of Interest Agreement

42. (1) A member of the ʔaqanaxuniyam kǰxakǰawas (Membership Committee) and Appeals Committee is not deemed to be a member of that committee until after they have signed an Oath of Office, Confidentiality Agreement and Conflict of Interest Agreement in the form set out in Schedule “A” Forms and provided those signed documents to the Membership Clerk.

(2) If a newly appointed member of the ʔaqanaxuniyam kǰxakǰawas (Membership Committee) or Appeals Committee does not comply with subsection (1):

- (a) that person is deemed to have withdrawn their appointment to that committee; and
- (b) ʔitwatnaʔis ʔaǰam (Council) must appoint a new member to that committee.

QASIE ʔITWU PART 10 KÇIKMAŁINKINIŁ Ç KŁA SU·KINIŁ (REPEAL & AMENDMENTS)

43. Any kçikmałinkinił (repeal) of or kła su·kinił (amendment) to this ʔa·knumuǰtitit (Law) must be initiated by either:

- (a) the signatures of at least 10% of all eligible electors of ʔaǰam in support of the petition; or
- (b) a band council resolution.

44. A kçikmařinkiniř (repeal) of or křa su·kiniř (amendment) to this řa·knumuřtitiř (Law) is approved if:

(a) at least 25% of eligible electors participate in a ratification vote on whether to approve that kçikmařinkiniř (repeal) or křa su·kiniř (amendment);

(b) the same procedures set out in the *Community Ratification Process* document used for enactment of this řa·knumuřtitiř (Law) are followed in that ratification vote; and

(c) a majority of eligible electors who participate in that ratification vote approve that (repeal) or křa su·kiniř (amendment).

QASİŁ İTİWUM ĒA İUKİ (PART 11)
YISUSAL ĒINAKNİĒKI (EFFECTIVE DATE)

45. This řa·knumuřtitiř (Law) comes into force on the date that it is approved in accordance with the *Community Ratification Process*.

SCHEDULE "A" FORMS

Form 1 Committee Member’s Oath of Office

I, [Committee Member’s Name], do solemnly and sincerely [swear / declare] that I must be a true and faithful servant to ʔaḳam, as a member the [Membership Committee / Appeals Committee] established under the ʔaḳamnik (Membership) Law, 2024 and that I will:

- (a) in all actions taken by me, as a member of the [Membership Committee / Appeals Committee] and in my personal capacity, comply with the laws of ʔaḳam, Canada, and the Province;
- (b) serve ʔaḳam duly and faithfully, and to the best of my ability fulfill the responsibilities and trust granted to me as a member of the [Membership Committee / Appeals Committee]; and
- (c) keep confidential all matters dealt with by the [Membership Committee / Appeals Committee], and not disclose such matters to any person other than another member of the [Membership Committee / Appeals Committee], or as authorized by Council or as required in the lawful discharge of my duties a member of the [Membership Committee / Appeals Committee].

THIS OATH has been duly [sworn/declared] and executed by the [Membership Committee / Appeals Committee] Member on the ____ day of [____], [20__].

[Membership Committee / Appeals Committee] Member Information

Name

Address

Occupation

)
)
) _____
)
) **Witness Name:** _____
)
) _____
)

Form 2 [Membership Committee / Appeals Committee] **Member's Confidentiality Agreement**

This **AGREEMENT** dated the [_____] day of [_____] , 20[___] by and

BETWEEN:

ᑭᐱᑦ,
[Address]
an Indian Band under section 2 of the *Indian Act*

(hereinafter referred to as "ᑭᐱᑦ")

AND:

[Name of the [Membership Committee / Appeals Committee] **Member**
[Address]
[City, Province Postal Code]

(hereinafter referred to as the "[Membership Committee / Appeals Committee] Member")

WHEREAS:

- A. the [Membership Committee / Appeals Committee] Member was appointed to the [Membership Committee / Appeals Committee] pursuant to [Part X / section X] of the *ᑭᐱᑦᐱᑦᐱᑦᐱᑦ (Membership) Law, 2024*;
- B. it is intended that the [Membership Committee / Appeals Committee] Member will have access to Confidential Information in their exercise of duties under the *ᑭᐱᑦᐱᑦᐱᑦᐱᑦ (Membership) Law, 2024*; and
- C. prior to exercising any duties under the *ᑭᐱᑦᐱᑦᐱᑦᐱᑦ (Membership) Law, 2024*, the [Membership Committee / Appeals Committee] Member must sign a confidentiality agreement relating to their position on that committee,

NOW, THEREFORE, I do hereby acknowledge, covenant and agree as follows:

ᑭᐱᑦᐱᑦᐱᑦᐱᑦ (Definitions)

- 1. For the purpose of this Agreement, the following ᑭᐱᑦᐱᑦᐱᑦᐱᑦ (definitions) apply:
 - (a) "**Confidential Information**" means any non-public information relating to ᑭᐱᑦᐱᑦᐱᑦᐱᑦ Membership and the administration of the *ᑭᐱᑦᐱᑦᐱᑦᐱᑦ (Membership) Law, 2024*, including any information identified by Council as confidential;

(b) “yisusał çinakniłki (**effective date**)” means the date that the [Membership Committee / Appeals Committee] Member executes this agreement, his or her Oath of Office and the Code of Conduct; and

(c) "**Law**" means any law of Canada, the Province or ʔaąam.

Term

2. The term of this Agreement must commence on the yisusał çinakniłki (effective date) and must survive the expiry or termination of the [Membership Committee / Appeals Committee] Member’s term in office.

Use of Confidential Information

3. The [Membership Committee / Appeals Committee] Member agrees to use Confidential Information solely for the purpose of fulfilling the [Membership Committee / Appeals Committee] Member’s duties under the *ʔaąamnik (Membership) Law, 2024*.

4. The [Membership Committee / Appeals Committee] Member agrees not to use the Confidential Information for his or her own benefit or the benefit of any entity in which he or she is associated.

Disclosure of Confidential Information

5. Unless required by Law, the [Membership Committee / Appeals Committee] Member must not directly or indirectly disclose, divulge, reveal, report, publish or transfer Confidential Information in any manner whatsoever, in whole or in part, regardless of the nature or source of the information or of the fact that others may share the knowledge, and must not divulge any such information unless disclosure except:

(a) in accordance with a clear duty to do so under a ʔaąam law or policy;

(b) where required by Law, to any other party; or

(c) with Council’s prior authorization, to any other party.

Storage of Confidential Information

6. The [Membership Committee / Appeals Committee] Member must store Confidential Information in a secure manner that protects it from unauthorized use, access or disclosure.

7. The [Membership Committee / Appeals Committee] Member must ensure access to electronic documents and folders containing confidential information is password protected and that such passwords are not directly or indirectly disclose, divulge, reveal, report, publish or transfer Confidential Information in any manner whatsoever, in whole or in part, to any person.

Breach of Confidentiality

- 8. In the event of an actual, potential, or threatened breach of the [Membership Committee / Appeals Committee] Member’s obligations related to the use or disclosure of Confidential Information, they must notify Council of such breach and take all necessary actions to restrain the current and future use or disclosure of such Confidential Information.
- 9. The [Membership Committee / Appeals Committee] Member’s failure to comply with this Agreement may lead to their removal as a [Membership Committee / Appeals Committee] Member.

Return of Confidential Information

- 10. The [Membership Committee / Appeals Committee] Member must deliver to ʔaqam any and all Confidential Information that is in their possession or control:
 - (a) at the request of Council; and
 - (b) at the termination or expiry of their tenure of office.

Governing Law

- 11. This Agreement must be governed by, interpreted and enforced in accordance with the laws of ʔaqam, the Province of British Columbia and the laws of Canada, as applicable.

Entire Agreement

- 12. This Agreement is the entire agreement between the Parties and supersedes and cancels all previous negotiations, agreements, commitments and writings in respect of the subject-matter hereof and there are no understandings, representations, conditions made or assumed by the Parties, other than those expressly contained in this Agreement.

THIS AGREEMENT has been duly executed by the [Membership Committee / Appeals Committee] Member on the ____ day of [____], [20__].

[Membership Committee / Appeals Committee] Member Information)
 _____)
 Name _____)
 _____)
 Address _____)
 _____)
 _____)
 Occupation _____)

 Witness Name: _____

Form 3 Conflict of Interest Agreement

On this [_____] day of [_____] , 20[___], in the City of [Name], in the Province of British Columbia, I [Committee Member's Full Name], agree as follows:

Conflict of Interest

1. I understand that I have a “conflict of interest” when I:
 - (a) perform a [Membership Committee / Appeals Committee] duty and at the same time know or ought reasonably to know that in the performance of the Council duty there is an opportunity to benefit my private interests; or
 - (b) participate in any personal or business activity outside my position on the [Membership Committee / Appeals Committee] that may interfere with the fulfillment or performance of my [Membership Committee / Appeals Committee] duties, or conflict with the interests of ?aqam.
2. I understand that I have an “apparent conflict of interest” if a reasonable well-informed person would perceive that:
 - (a) my ability to exercise a Council duty must be affected by my private interests; or
 - (b) a personal or business activity I am involved in outside my Council duties must interfere with the fulfillment or performance of my [Membership Committee / Appeals Committee] duties, or conflict with the interests of ?aqam.
3. I understand that my “private interests” include all of my personal and business interests and include the personal and business interests of:
 - (a) my immediate family;
 - (b) a person under the age of eighteen (18) years in respect of whom myself or my spouse is acting as parent or guardian;
 - (c) a dependent adult in respect of whom myself or my spouse is acting as parent or guardian;
 - (d) a person, other than myself, who is financially dependent upon myself or my spouse or on whom I am financially dependent; and
 - (e) any entity in which I have a controlling interest.
4. I understand that my “immediate family” means my:
 - (a) spouse or common-law partner;
 - (b) father and mother and the spouse or common-law partner of my father or mother;

- (c) child(ren) and the child(ren) of my spouse or common-law partner;
- (d) grandchild(ren);
- (e) brothers and sisters;
- (f) grandfather and grandmother; and
- (g) spouse or common-law partner's father or mother.

5. I understand that "common-law partner" means a person who has been cohabiting with me in a conjugal relationship for at least one (1) year.

Agreement to Avoid and Mitigate Real, Perceived or Potential Conflicts of Interest

- 6. I agree to avoid circumstances that could result in me having a conflict of interest or an apparent conflict of interest.
- 7. I agree to avoid placing myself in circumstances where my ability to exercise my [[Membership Committee / Appeals Committee](#)] duties may be influenced by my private interests.

Agreement to Disclose Conflict of Interest

- 8. If I believe I have a conflict of interest, I agree to disclose the circumstances in writing as soon as practical to the rest of the [[Membership Committee / Appeals Committee](#)].
- 9. If I am in a meeting and I believe I have a conflict of interest, I agree to disclose that I am in a conflict of interest and to leave the room.
- 10. I agree to refrain from participating in any discussions or decision-making, or actions, respecting the circumstances of the conflict of interest.

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Breach of Agreement

13. I understand that my failure to comply with this Agreement may lead to my removal as a [Membership Committee / Appeals Committee] Member.

THIS AGREEMENT has been duly executed by the [Membership Committee / Appeals Committee] Member on the ____ day of [____], [20__].

[Membership Committee / Appeals Committee] **Member Information**

Name

Address

Occupation

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Witness Name: _____
