



TSAWWASSEN FIRST NATION
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2009

TRADITIONAL TERRITORY
BOUNDARY COMMISSION ACT

Enacted April 3, 2009

CHIEF KIM BAIRD

TSAWWASSEN FIRST NATION

2009

TRADITIONAL TERRITORY BOUNDARY COMMISSION ACT

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The Tsawwassen Legislature enacts as follows:

Citation

- 1 This Act may be cited as the *Traditional Territory Boundary Commission Act*.

Definitions

- 2 In this Act:
 - “**chief**” means the chief of Tsawwassen First Nation;
 - “**commission**” means the Tsawwassen First Nation Traditional Territory Boundary Commission established under section 3;
 - “**Executive Council**” means the Executive Council of Tsawwassen First Nation established under the *Government Organization Act*;
 - “**TFN treaty**” means the Tsawwassen First Nation Final Agreement among Tsawwassen First Nation, Her Majesty the Queen in right of Canada and Her Majesty the Queen in right of British Columbia, and includes amendments to that agreement made in accordance with it.

Traditional Territory Boundary Commission established

- 3 The Tsawwassen First Nation Traditional Territory Boundary Commission is established.

Membership of commission

- 4 (1) The commission is composed of the chief and 2 other members.
(2) Executive Council must appoint the 2 other members, at least one of whom must be knowledgeable about natural resource managing and harvesting.

- (3) The 2 appointed members must serve at the pleasure of Executive Council.
- (4) The chief is the chair of the commission.

Responsibility of overlaps

- 5 The commission will be responsible for overlap and related issues arising from boundaries set out in the TFN Treaty.

Forum for neighbouring first nations

- 6 The commission will provide a forum for Tsawwassen First Nation and neighbouring first nations to address natural resource harvesting issues and to find a consensus-based solution to problems of common concern.

Respecting and honouring traditions and practices

- 7 The members of the commission must at all times respect and honour the traditions and practices of neighbouring first nations, and do their utmost to develop and maintain relationships with them based on the rights and traditions of each of those first nations.

Authority to negotiate agreements

- 8 The commission may
 - (a) negotiate and attempt to reach agreement on shared harvesting rights with other first nations within areas of Tsawwassen First Nation's exclusive right to harvest,
 - (b) negotiate and attempt to reach agreement on issues related to Tsawwassen First Nation traditional territory boundaries in order to achieve reconciliation on matters relating to natural resource harvesting, and
 - (c) engage in mediation and other forms of dispute resolution with respect to matters under paragraphs (a) and (b).

Agreements subject to ratification of Tsawwassen Legislature

- 9 Agreements negotiated by the commission are subject to confirmation of Executive Council and ratification by Tsawwassen Legislature.

Interpretation

- 10 The *Interpretation Act* (British Columbia) applies to this Act and the regulations, unless the context or another Tsawwassen enactment otherwise requires.

Commencement

- 11 This Act comes into force on the date of its enactment by Tsawwassen Legislature.