



## ORDER OF THE EXECUTIVE

Re: ESSR Fishery and Yuułu?i?at? Government  
Engagement in a Business Activity

Enacted under the Economic Development Act section 7.3

YFNO 16/2018


### BACKGROUND:

- A. Section 7.3 of the Economic Development Act authorizes the Executive, by Order, to approve a Yuułu?i?at? institution to engage in a business that is:
- i. is necessarily ancillary or incidental to the provision of programs, services or other functions of government,
  - ii. is not a trade or business engaged in primarily for the purposes of profit and, in the opinion of the Executive at any particular or future time, cannot result in any material liability or otherwise expose the property or resources of the Yuułu?i?at? government to any material risk, or
  - iii. derives income solely because of granting a lease or license in, or in respect of,
    - a) an interest in, or license in relation to, Yuułu?i?at? lands or resources on or under Yuułu?i?at? lands,
    - b) any right of the Yuułu?i?at? First Nation referred to in the Chapter 10 Fisheries of the Maa-nulth Treaty, or
    - c) any other property of the Yuułu?i?at? government.

### NOW THEREFORE THE EXECUTIVE ORDERS AS FOLLOWS:

- 1) In this Order,
  - a) "ESSR Licence" means Licence number XES 14 2018 as issued by the Department of Fisheries and Oceans Canada, under the authority of Aboriginal Community Fishing Licences Regulations and Pacific Fishery Regulations, 1993.
- 2) Effective as of the date of this Order, and until the validity of the existing ESSR Licence expires, the Executive hereby authorizes the Yuułu?i?at? Government to undertake a business, which specifically involves the sale of the amount of surplus fish identified in accordance with the ESSR Licence and to sell the entirety of the harvested surplus to St. Jeans Cannery, or to involve St. Jeans Cannery in facilitating the sale of the entirety of the harvested surplus, at a price deemed to be acceptable by the Manager of Lands and Resources. The Manager of Lands and Resources is to submit a report to all Members of the Executive detailing this business no later than one week following its conclusion.

This Order enacted on September 14, 2018

Signed   
Les Doiron, President of the  
Yuułu?i?at? Government

DEPOSITED IN THE  
REGISTRY OF LAWS AND  
OFFICIAL RECORDS

ON 14/ September / 2018

  
Signature of Law Clerk