



ORDER OF THE EXECUTIVE

Re: Appointment of Park Wardens as enforcement officers and resource management officers

Enacted under the Enforcement Act section 3.1 and the Resources Harvesting Act section 5.5

TNO 1/2019

BACKGROUND:

- A. On March 21, 2013, the Maa-nulth First Nations and British Columbia entered into a Natural Resource Sector Enforcement Framework Agreement (the “Framework Agreement”) and the Parks Canada Agency (“PCA”) became a party to the Framework Agreement by way of the Parks Canada Adhesion Agreement dated July 27, 2018;
- B. Pursuant to the Framework Agreement, upon signing a Letter of Expectations with a federal Ministry, the applicable Maa-nulth First Nation must authorize enforcement officers from that Ministry to enforce the Maa-nulth First Nation laws specified in the Letter of Expectations;
- C. In a Letter of Expectations dated July 27, 2018 (the “Parks Canada LOE”), the PCA agreed that Park Wardens would enforce certain provisions under the Resources Harvesting Act in relation to Maa-nulth-aht exercising their right to harvest within the Pacific Rim National Park Reserve in accordance with the Maa-nulth Treaty;
- D. Section 3.1 of the Enforcement Act authorizes the Executive, by Order, to appoint enforcement officers to enforce one or more Toquaht enactments; and
- E. Section 5.5 of the Resources Harvesting Act authorizes the Executive, by Order, to designate individuals as resource management officers under that Act.

NOW THEREFORE THE EXECUTIVE ORDERS AS FOLLOWS:

- 1) In this Order, “Park Warden” means an individual designated under section 18 of the *Canada National Parks Act* (Canada) as a “Park Warden” whose duties include the enforcement of that Act within the Pacific Rim National Park Reserve;
- 2) Effective as of the date of this Order and for so long as the Parks Canada Adhesion Agreement and Parks Canada LOE and any renewals are in effect, each Park Warden is:
 - a. appointed as an enforcement officer under section 3.1 of the Enforcement Act to enforce all Toquaht laws specified in the Parks Canada LOE; and

- b. designated as a resource management officer under section 5.5 of the Resources Harvesting Act.

This Order enacted on February 26, 2019

Signed *Anne Mack*
Anne Mack, Tyee Ha'wilth of the
Toquaht Nation

DEPOSITED IN THE
REGISTRY OF LAWS AND
OFFICIAL RECORDS

ON 2019/03/07

Kristen Johnson

Signature of Law Clerk

