



ORDER OF THE EXECUTIVE

Re: Access to Macoah during State of Emergency

Enacted under the Emergency Preparedness Act section 3.4

TNO 13/2020

BACKGROUND:

- A. Effective May 28, 2020, pursuant to section 2.4(a) of the Emergency Preparedness Act, the ɥaʔwiił extended the state of emergency declared on March 30, 2020 on all Toquaht lands because of the novel coronavirus (COVID-19) pandemic; and
- B. Section 3.4 of the Emergency Preparedness Act provides that while a Toquaht emergency declaration is in effect, the Executive may do all acts and implement all procedures that it considers necessary or advisable to prevent, respond to or alleviate the effects of an emergency, health hazard or disaster.

NOW THEREFORE THE EXECUTIVE ORDERS AS FOLLOWS:

- 1) Effective as of the date of this Order and in accordance with section 3.4(a)(iii) of the Emergency Preparedness Act, the following response measures are ordered:
 - a. **ONLY RESIDENTS OF MACOAH UNDER ESSENTIAL TRAVEL** (screened and approved by the Executive or the director of operations) will be allowed to enter Toquaht lands. Citizens not ordinarily resident in Macoah should not return to Macoah or enter Toquaht lands but should instead remain where they normally reside and follow the Province of British Columbia's COVID-19 safety guidelines;
 - b. **DELIVERIES OF GOODS AND SERVICES** (screened and approved by the Executive or the director of operations) will be allowed onto Toquaht lands as directed by the Province of British Columbia's COVID-19 safety guidelines and with minimal contact with Macoah residents or other individuals on Toquaht lands;
 - c. **CONSTRUCTION WORKERS AND EQUIPMENT AND DELIVERIES OF CONSTRUCTION MATERIALS** (screened and approved by the Executive or the director of operations) will, as of June 1, 2020, be allowed to enter Toquaht lands to travel directly to and from that parcel of land legally described as Lot 7 District Lot 2197 Clayoquot District Plan EPP53212 PID 029-757-690 and civically described as 140 Tiickin Drive, Macoah, BC in accordance with the "COVID-19 Safety Plan – 140 Tiickin Drive, Macoah" considered by the Executive on May 7, 2020, and as directed by the Province of British Columbia's COVID-19 safety guidelines, including WorkSafeBC, and with minimal contact with Macoah residents or other individuals on Toquaht lands;
 - d. **CONSTRUCTION WORKERS AND EQUIPMENT AND DELIVERIES OF CONSTRUCTION MATERIALS** (screened and approved by the Executive or the

director of operations) will, as of June 1, 2020, be allowed to enter Toquaht lands to travel directly to and from that parcel of land legally described as the Remainder of Lot 21 District Lot 2197 Clayoquot District Plan EPP53212 PID 029-757-860 and civically described as unnumbered lot on Mukwaqis Crescent, Macoah, BC in accordance with the "COVID-19 – Standardized Protocols for All Canadian Construction Sites" published by the Canadian Construction Association dated April 16, 2020, as amended from time to time, considered by the Executive on May 21, 2020, and as directed by the Province of British Columbia's COVID-19 safety guidelines, including WorkSafeBC, and The Vancouver Island Construction Association and with minimal contact with Macoah residents or other individuals on Toquaht lands;

- e. **NON-ESSENTIAL TRAVELLERS AND NON-RESIDENTS** will be asked to TURN AROUND and not enter Macoah or Toquaht lands; and
 - f. **ALL PERSONS** on Toquaht lands must adhere to and abide by the most current orders, directives, protocols and guidelines issued by the Province of British Columbia or British Columbia's Centre for Disease Control with respect to COVID 19 response measures.
- 2) Failure to comply with this Order is an offence under section 4.2 of the Emergency Preparedness Act and any person committing an offence is liable, on summary conviction, to a fine not exceeding \$10,000 or imprisonment for a term not exceeding six months.
 - 3) The Order of the Executive TNO 3/2020 made April 9, 2020 is hereby terminated and ceases to have force and effect as of the date of this Order when effective.
 - 4) This Order continues until either of the following dates:
 - a. the date on which the emergency declaration made March 30, 2020 under section 2.4(a) of the Emergency Preparedness Act expires or is cancelled, or
 - b. if there is an extension of the emergency declaration under section 2.4(a) of the Emergency Preparedness Act, the date on which the last extension of that declaration expires or is cancelled.

This Order enacted on May 28, 2020

Signed 
Anne Mack, ḥaʔwił of the Toquaht Nation

DEPOSITED IN THE
REGISTRY OF LAWS AND
OFFICIAL RECORDS

ON May 28, 2020


Signature of Law Clerk