



**Aboriginal Affairs and Northern Development Canada  
Application for Registration**

**Affaires autochtones et Développement  
du Nord Canada**

**Demande d'enregistrement**

**Envoyer deux copies à:**

**Send Two Copies to:**

Aboriginal Affairs and Northern Development Canada  
Indian Lands Registry  
Terrasses de la Chaudière  
Ottawa, Ontario K1A 0H4  
Attention: Registrar of Indian Lands

Affaires autochtones et Développement du Nord Canada  
Registre des terres indiennes  
Terrasses de la Chaudière  
Ottawa, Ontario K1A 0H4  
Attention: Le registraire des terres indiennes

N.B. Applicants should check with the First Nation to ensure that the document accompanying this application complies with the laws and policies of the First Nation before submitting this application. Please submit documents in the order that they are to be registered/recorded, if other related applications and documents are being submitted.

N.B. Avant de soumettre leur demande, les demandeurs devraient vérifier auprès de la Première nation que le document qui l'accompagne respecte les lois et politiques de cette dernière. Si d'autres demandes et documents sont également soumis, veuillez respecter l'ordre dans lequel ils ont été.

<u>Registration # / # au registre</u>	<u>Received Date / Date au registre</u>	<u>Regional File # / # de dossier régional</u>
4021728	2014/05/28	04-01-2014

NAME OF PARTIES TO INSTRUMENT / NOM DES PARTIES DU DOCUMENT	
<b>Grantor / Cédant</b>	
<u>Name / Nom</u> 640 - Beecher Bay	
<b>Grantee / Cessionaire</b>	
<u>Name / Nom</u> 640 Beecher Bay	

Instrument Type / Type de document: Law 221  
Instrument Date / Date du document: 2014/04/01  
FN/SG Land Code / Code foncier AG/PN:

Purpose / Objet:  
Remarks / Remarques: PURPOSE FOR ESTABLISHING PROCEDURES FOR REGISTERING INTERESTS IN LANDS

LAND DESCRIPTION / DESCRIPTION DE LA TERRE
Province: BRITISH COLUMBIA
Reserve Name / Nom de la réserve: 06787 - BECHER BAY 1
Legal Description - Land Affected / Description Légal - Terre: WHOLE OF RESERVE

List of Supporting documentation (must be attached to document or a registration number quoted) /  
Liste des documents de support annexées (doivent être attachés ou cités un numéro d'enregistrement):

Applicant Email: Band Email: bbfregistry@live.com

\_\_\_\_\_  
( )  
Signature of Applicant / Signature du requérant      Tel. # of Applicant / # Tél. du requérant      email / courriel      Date

**Return To:**

Gabrielle Warren  
4901B East Sooke RD.  
Sooke, BRITISH COLUMBIA  
V9Z 1B6

Registration Number / Numéro d'enregistrement: \_\_\_\_\_  
Registration Date: / Date d'enregistrement: \_\_\_\_\_ and Time: / et heure: \_\_\_\_\_

\_\_\_\_\_  
Signature of Registration Office / Signature de l'officier d'enregistrement      Date

**Aboriginal Affairs and Northern Development Canada  
Application for Registration**

**Affaires autochtones et Développement  
du Nord Canada**

**Demande d'enregistrement**

**Send Two Copies to:**

Aboriginal Affairs and Northern Development Canada  
Indian Lands Registry  
Terrasses de la Chaudiere  
Ottawa, Ontario K1A 0H4  
Attention: Registrar of Indian Lands

**Envoyer deux copies à:**

Affaires autochtones et Développement du Nord Canada  
Registre des terres indiennes  
Terrasses de la Chaudiere  
Ottawa, Ontario K1A 0H4  
Attention: Le registraire des terres indiennes

Comments / Commentaires:

---

---

---

---

---

---

---

---

---

---

Clarification/clarification

---

---

---

---

---

---

---

---

---

---

\_\_\_\_\_  
Signature of Registration Office / Signature de l'officier d'enregistrement

\_\_\_\_\_  
Date



**LAND REGISTRY AND CERTIFICATION LAW**

**BEECHER BAY FIRST NATION**

**A Law for the Purpose of Establishing Procedures for  
Registering Interests in Lands**

---

7.2 Any fee for the issue of a certificate shall be paid to the Beecher Bay First Nation Lands Office, by cash, certified cheque or other method approved by Council.

**PART 8. GENERAL PROVISIONS**

*Interpretation*

8.1 Headings in this Law are for reference purposes only and do not form part of the Law.

8.2 All provisions of this Law are severable. If a Court determines that any provision of this Law is invalid or inapplicable, the provision shall be severed from the Law and the remainder of the Law shall remain in force with any necessary revisions.

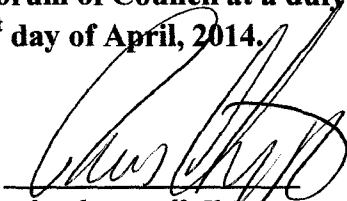
*Date Law Comes into Force*

8.3 This Law shall come into force and effect on the date it is passed by Council Resolution after complying with the requirements of the Land Code including section 7.

Recommended to Chief and Council by Beecher Bay First Nation Lands Office this 31st day of January, 2014.

**BE IT KNOWN that this Law entitled *Beecher Bay Land Registry and Certification Law, 2014* is hereby enacted by a quorum of Council at a duly convened Council of the Beecher Bay First Nation held on the 1<sup>st</sup> day of April, 2014.**

(BCR# 01-04-2014)

  
Chief Russell Chipps



**A Quorum consists of 2 Council**

- case may be; or
- (ii) A copy of the original appointment of the guardian certified by the appropriate court or a copy of the original power of attorney, as the case may be.

- 6.11 The Lands Manager or the person designated by Council shall not issue a certificate if:
- (a) The application is incomplete or fails to meet the requirements of this Law;
  - (b) The document in the application requires the approval of Beecher Bay or Council or a ratification vote by Beecher Bay Members, but the document has not received the required approval or ratification vote; or
  - (c) The document is required to be in a form approved by Beecher Bay or set out in a Beecher Bay law, but it is not in the approved form.

*Lands Manager to Decide whether to Certify*

- 6.12 Subject to compliance with this Part 6, on receipt of an application and accompanying fees and documents for review or approval by Beecher Bay, the Lands Manager or person designated by Council shall examine the application and accompanying documents and information and either:
- (a) Reject the application and inform the Applicant in writing of the reasons for the rejection and the steps or information or revisions required to remedy the defects; or
  - (b) Complete the certificate, attached to this Law as Schedule "A" and:
    - (i) affix the certificate by stamp to the application for registration or recording;
    - (ii) attach the certificate to the application for registration or recording; or
    - (iii) attach the certificate to the document to be registered or recorded; and
  - (c) Send the application for registration or recording together with the certificate and the document referred to in the application to be registered or recorded to:
    - (i) The First Nation Lands Registry for registration or recording; or,
    - (ii) The person submitting the application, if requested in writing by that person, but in this situation, the Lands Manager must state in writing that the certificate is only valid for registration purposes for a specified period of time which may not exceed thirty (30) days.

- 6.13 A certificate signed by the Lands Manager or person designated by Council and which is affixed to or attached to an application or document shall, subject to subsection 6.2 (*no liability for Beecher Bay*), be deemed to be proof that document to be registered meets the conditions for registration set out in this Law.

*No Validity Without Certification*

- 6.14 No transaction relating to or purporting to deal with an Interest in Beecher Bay Lands is valid or of legal force and effect, and no document is valid, unless certified by Beecher Bay and registered in accordance with this Law.

**PART 7. FORMS AND FEES**

- 7.1 Council may, by resolution, approve forms to be used and set fees to be charged to in relation to this Law.

*Application to be Submitted to Beecher Bay Lands Department*

- 6.5 Prior to submitting an application for registration or recording a document in the Register, an Applicant shall apply to the Beecher Bay Lands Department for a certificate.
- 6.6 A person submitting a request for a certificate to Beecher Bay shall submit to the Beecher Bay Lands Department:
- (a) the application fee;
  - (b) where required, at least three original copies of the document referred to in that application; and
  - (c) any other related surveys, documentation or supporting information required by law, including under the Federal Regulation, or requested by the Lands Manager.

*Witnesses and Affidavits*

- 6.7 Subject to subsection (a), a document submitted to the Lands Department for certification shall not be certified unless it is witnessed by at least one person who has attained 18 years of age and who is not a party to the document; but
- (a) Subsection 6.7 does not apply to:
    - (i) A land exchange under section 26 of the Land Code;
    - (ii) A Beecher Bay Council Resolution;
    - (iii) A document under seal of a corporation; or
    - (iv) A document which has been approved by a Beecher Bay Council Resolution.
- 6.8 A document submitted to the Lands Department for certification and which is executed other than by means of a signature in writing shall not be certified unless it includes a statement accompanied by an affidavit attesting:
- (a) That the contents and effect of the document were sufficiently made known to the person executing the document; and
  - (b) That the person named in the document executed the document and appeared fully to understand its content and effect, and voluntarily executed the document or adopted the execution of it made on his or her behalf in the manner shown on the document.
- 6.9 An affidavit referred to in subsection 6.8 shall be executed in the presence of a person who is:
- (a) Authorized to receive a solemn declaration under section 41 of the Canada Evidence Act;
  - (b) A commissioner for the taking of oaths under section 108 of the Indian Act; or
  - (c) A commissioner for the taking of oaths authorized in accordance with the law of the province in which the affidavit was executed.
- 6.10 A document submitted to the Lands Manager for certification and executed by a guardian ad litem or an agent under a power of attorney shall not be certified unless:
- (a) The guardian or agent has executed the document on behalf of the principal by signing his or her own name and indication the principal on the document; and
  - (b) It is accompanied by:
    - (i) The original appointment of the guardian or the original power of attorney, as the

“Applicant” means a person who submits or who is required to submit an application for registration or recording in relation to Beecher Bay Lands;

“Federal Regulation” means the federal *First Nations Land Registry Regulations*, SOR/2007-231; and

“Register” means the First Nations Land Register located in the First Nations Land Registry office in Gatineau, Quebec, and “register” means to record in this Register.

## **PART 5. OFFICIAL REGISTER**

5.1 In accordance with sections 17.1, 17.2 and 17.6 of the Land Code, Council hereby directs that:

- (a) the official register shall be the Register in Gatineau, Quebec and deems the Register to also be the Beecher Bay register that is required under the Beecher Bay Land Code;
- (b) no duplicate register shall be maintained by Beecher Bay but Beecher Bay shall retain a copy of all laws, documents, instrument and transaction that are registered; and
- (c) all relevant laws, documents instruments and transactions shall be registered in the Register.

## **PART 6. REGISTRATION**

6.1 All Applicants are must follow the requirements set out in the Federal Regulation in addition to those set out in this Law.

6.2 Neither Beecher Bay First Nation nor any Beecher Bay employee or contractor involved in registering laws, Interests, documents, instruments or transactions:

- (a) are responsible for ensuring the validity and accuracy of anything submitted for registration;
- (b) shall be responsible or liable for ensuring that a document which affects or purports to affect Beecher Bay Land:
  - (i) is validly made;
  - (ii) complies with the Land Code;
  - (iii) complies with the Federal Regulation;
  - (iv) should be registered or recorded; or
  - (v) will be accepted for registration or recording.

### *Application to register or record*

6.3 Any person may apply to the Beecher Bay Lands Office for the registration or recording in the Registry of a document that affects Beecher Bay Land:

- (a) in person, by submitting the document and a completed application for registration;
- (b) by mailing the document and a completed application for registration; or
- (c) electronically, if permitted by Beecher Bay regulation and the Federal Regulation.

### *First Nation Lands Manager to Sign Certificate*

6.4 The Council shall appoint by Council Resolution the Lands Manager and/ or another Beecher Bay employee or contractor to issue certificates in accordance with this Law.

**TABLE OF CONTENTS**

PART 1. NAME..... 2  
PART 2. PURPOSE..... 2  
PART 3. WHERE THIS LAW APPLIES..... 2  
PART 4. DEFINITIONS..... 2  
PART 5. NO DUPLICATE REGISTRY ..... 3  
PART 6. REGISTRATION..... 3  
PART 7. FORMS AND FEES ..... 5  
PART 8. GENERAL PROVISIONS..... 6

**WHEREAS** the Beecher Bay First Nation has an inherent right to self-government which emanates from our people, culture and land and which is recognized and affirmed by section 35 of the *Constitution Act, 1982*;

**AND** the Beecher Bay First Nation has taken over control and management of Beecher Bay Reserve lands and resources pursuant to the *Framework Agreement on First Nation Land Management* and has enacted the *Beecher Bay Land Code* effective the 1st day of August, 2003;

**AND** under the *Beecher Bay Land Code*, Beecher Bay Council is authorized to pass various laws relating to lands including laws relating regulation and use of Beecher Bay Lands and fees for registration of interests under the Code;

**AND** Council wishes to implement procedures and fees relating to the registration of Interests in Beecher Bay Lands;

**NOW THEREFORE** this *Beecher Bay Land Registry and Certification Law, 2014* is hereby enacted at a duly convened meeting as a Law of the Beecher Bay First Nation.

**PART 1. NAME**

1.1 This Law may be cited as the *Beecher Bay Land Registry and Certification Law, 2014*.

**PART 2. PURPOSE**

2.1 The purpose of this Law is to implement procedures and fees relating to the registration of Interests in Beecher Bay Lands.

**PART 3. WHERE THIS LAW APPLIES**

3.1 The provisions of this Law apply to the whole area of the Reserves and Beecher Bay Lands as defined in the Beecher Bay Land Code.

**PART 4. DEFINITIONS**

4.1 Unless otherwise stated in this Law, for the purposes of this Law, terms have the same definitions as set out in the Land Code.

4.2 The following definitions apply in this Law.





# BEECHER BAY FIRST NATION

## Beecher Bay Lands Office

### LANDS REGISTER FEE SCHEDULE (Fees Include GST)

**REGISTRATION FEES:**

Lease	\$262.50	Name Change	\$52.50
Sublease	\$262.50	Marriage Certificate	\$52.50
Assignment of Lease	\$262.50	Court Order	\$262.50
Assignment of Sublease	\$262.50	Relinquishment	\$262.50
Permit	\$262.50	Modification of Lease	\$262.50
Mortgage	\$262.50	Modification of Mortgage	\$262.50
Assignment of Mortgage	\$262.50	Certificate of Pending Litigation	\$262.50
Discharge of Mortgage	\$52.50	Agreement for Sale	\$262.50
Assignment of Rents	\$262.50	Notice	\$262.50
Death Certificate	\$52.50	Judgment	\$262.50
Discharge of Judgment	\$52.50		

**PHOTOCOPYING DOCUMENTATION:**

Lease	\$26.25	Name Change	\$5.25
Assignment of Lease	\$10.50	Marriage Certificate	\$5.25
Sublease	\$10.50	Court Order	\$10.50
Assignment of Sublease	\$10.50	Relinquishment	\$10.50
Permit	\$10.50	Modification of Lease	\$10.50
Mortgage	\$10.50	Modification of Mortgage	\$10.50
Assignment of Mortgage	\$10.50	Certificate of Pending Litigation	\$10.50
Discharge of Mortgage	\$5.25	Agreement for Sale	\$10.50
Assignment of Rents	\$10.50	Laws/Bylaws	\$10.50
Death Certificate	\$5.25		

**PARCEL ABSTRACT REPORTS, SURVEY PLANS & MAPS:**

Parcel Abstract Reports	\$26.25	Survey Plans	\$5.25
-------------------------	---------	--------------	--------

Large CLSR Plans: If these plans have to be forwarded to a Xerox company to be copied, the cost of the plan will be equivalent to the reproducing fee and courier costs plus a \$5.00 administration fee.

Please be advised that the above fees **INCLUDE** GST.

If you have any questions or concerns, please do not hesitate to contact our offices.

Please make cheque payable to address above. Thank you.

Adopted: April 1<sup>st</sup>, 2014



**BAND COUNCIL RESOLUTION**

Chronological no. 01-04-2014
File reference no. 01-04-2014

**NOTE:**

The words "from our Band Funds" "capital" or "revenue", whichever is the case, must appear in all resolutions requesting expenditures from Band Funds.

The council of the Beecher Bay First Nation		Cash free balance	
		Capital account	\$ _____
Date of duly convened meeting (YYYY-MM-DD) 2014-04-01	Province British Columbia	Revenue account	\$ _____

DO HEREBY RESOLVE:

Made pursuant to the  
Beecher Bay First Nation Land Code


Whereas: In accordance with the Beecher Bay Land Code, the purposed Beecher Bay First Nation Land Registry and Certification Law, attached "Annex 1" hereto has been duly tabled with Council following consultation with the Beecher Bay First Nation Lands Management Advisory Committee of the Beecher Bay First Nation;

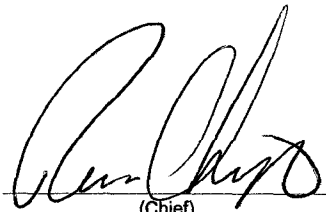
And Whereas: the Beecher Bay Lands Advisory Committee by motion dated January 31, 2014, pursuant to section 21.2 of the Beecher Bay First Nation Land Code has approved the said Beecher Bay First Nation Land Registry and Certification Law.

Now Therefore: the Council of the Beecher Bay First Nation hereby enacts the Beecher Bay First Nation Land Registry and Certification Law attached hereto as "Annex 1" said Law to be in force as of the First day of April, 2014.

Dated at Beecher Bay First Nation, British Columbia this 1st day of April 2014

Quorum 2

 (Councillor)

 (Chief)

\_\_\_\_ (Councillor)

\_\_\_\_ (Councillor)

\_\_\_\_ (Councillor)

\_\_\_\_ (Councillor)

\_\_\_\_ (Councillor)

\_\_\_\_ (Councillor)

FOR DEPARTMENTAL USE ONLY					
Expenditure	Authority (Indian Act Section)	Source of funds <input type="radio"/> Capital <input type="radio"/> Revenue	Expenditure	Authority (Indian Act Section)	Source of funds <input type="radio"/> Capital <input type="radio"/> Revenue
Recommending officer			Recommending officer		
_____ Signature		_____ Date	_____ Signature		_____ Date
Approving officer - Approuvé par			Approving officer		
_____ Signature		_____ Date	_____ Signature		_____ Date