

UCHUCKLESAHT TRIBE GOVERNMENT

Enacted under the Citizenship Act section 9.1

**CITIZENSHIP AND ENROLMENT
FORMS REGULATION**

UTR 1/2011



This regulation enacted on April 1, 2011

Signed *Charlie Cootes*
Charlie Cootes, Chief Councillor of the
Uchucklesaht Tribe

DEPOSITED IN THE
REGISTRY OF LAWS
ON 04 01 11
Carla Hahn
Signature of Law Clerk

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PART 1 - INTRODUCTORY PROVISIONS

Short title

1.1 This regulation may be cited as the Citizenship and Enrolment Forms Regulation.

Application

1.2 This regulation prescribes

- (a) the form for applications under sections 5.1 and 5.2 of the Act, and
- (b) the form for renunciations under sections 6.1(b) and 6.1(c) of the Act.

Definitions

1.3 In this regulation,

“Act” means the Citizenship Act;

“citizenship and enrolment form” means a form prescribed under this regulation and includes any attachments to the form.

PART 2 - PRESCRIBED FORMS

Prescribed forms

- 2.1 (a) The Form numbered DHS-4 in Schedule 1 is prescribed for the purposes of sections 5.1 and 5.2 of the Act.
- (b) The Form numbered DHS-5 in Schedule 2 is prescribed for the purposes of sections 6.1(b) and 6.1(c) of the Act.
- (c) A citizenship and enrolment form that is
- (i) an application form must be in Form DHS-4, and
 - (ii) a notice of renunciation form must be in Form DHS-5.
- (d) Every citizenship and enrolment form must be executed and competed in compliance with
- (i) the Act,
 - (ii) this regulation, and
 - (iii) the instructions on Form DHS-4 or DHS-5, as applicable.

PART 3 - COMPLETION OF FORMS

Completion of forms

- 3.1 (a) Every citizenship and enrolment form, including any attachments, must be on durable paper 27.9 cm x 21.5 cm in size.
- (b) Every citizenship and enrolment form must be completed
- (i) by printing or typing in legible characters of 10 or 12 pitch, but not smaller than 12 point, and
- (ii) by printing or typing in black or dark ink that is compatible for electronic scanning, optical character recognition or micrographic technology of the kind used in the Uchucklesaht administration office.
- (c) The name of an individual on a citizenship and enrolment form must be the individual's full legal name, being the individual's first name, middle name(s) and last name, without the use of initials or nicknames.
- (d) An abbreviation of any word on a citizenship and enrolment form must not be used unless
- (i) the abbreviation is permitted by the chief administrative officer, and
- (ii) the abbreviation does not obscure the meaning, intent or legal effect of the citizenship and enrolment form.
- (e) Every citizenship and enrolment form must be in the English language.
- (f) A citizenship and enrolment form must be executed by
- (i) the applicant or the individual whose Uchucklesaht citizenship or enrolment under the Maa-nulth Treaty is being renounced, as applicable, or
- (ii) the legal guardian(s) of an individual referred to in paragraph (i).
- (g) The execution of a notice of renunciation form must be witnessed by a solicitor, notary public or other person authorized by the British Columbia Evidence Act to take affidavits for use in British Columbia.

SCHEDULE 1 – CITIZENSHIP AND ENROLMENT APPLICATION FORM

<p>UCHUCKLESAHT TRIBE</p> <p>Citizenship Act Department of Human Services Form DHS-4</p> <p>CITIZENSHIP AND ENROLMENT APPLICATION FORM</p>		<p>Date received:</p> <p><i>(for Department of Human Services use only)</i></p>
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A. PERSONAL INFORMATION

Full Name of Applicant: _____

Date of Birth: _____ **City and Province/State of Birth:** _____

Full Name of Parents or Legal Guardian(s) if different from Parents: *(where the Applicant is a child or an adult for whom a committee has been appointed under the Patients Property Act (British Columbia))*

Parent/Legal Guardian 1: _____

Parent/Legal Guardian 2: _____

Address: _____

City: _____ **Province/State:** _____ **Code:** _____

Telephone Number: _____ **E-mail Address:** _____

B. APPLICATION TYPE

The Applicant is applying for: *(please check one)*

Uchucklesaht Citizenship

Uchucklesaht Citizenship and Enrolment under the Maa-nulth Treaty

C. ELIGIBILITY CRITERIA – UCHUCKLESAHT CITIZENSHIP

The Applicant is applying for Uchucklesaht Citizenship under the following section of the Citizenship Act: *(please check one or more of the following)*

- 2.1(b)(i)** – the Applicant was on the Uchucklesaht band list as of the day immediately preceding the Maa-nulth Treaty effective date
- 2.1(b)(ii)** – the Applicant has been adopted as a child by a Uchucklesaht citizen under Canadian law, the Maa-nulth Treaty or in accordance with Nuu-chah-nulth custom
- 2.1(b)(iii)** – the Applicant is a descendant of a Uchucklesaht citizen

Is the Applicant a citizen or member of another First Nation? *(please check one)*

- No Yes If Yes, please specify: _____

D. ELIGIBILITY CRITERIA – ENROLMENT UNDER THE MAA-NULTH TREATY *(skip this part if the Applicant is only applying for Uchucklesaht Citizenship)*

The Applicant is applying for Enrolment under the Maa-nulth Treaty under the following section of the Maa-nulth Treaty: *(please check one or more of the following)*

- 26.1.1a** – the Applicant is of Uchucklesaht Tribe ancestry
- 26.1.1b** – the Applicant was adopted under laws recognized in Canada or in accordance with the custom of the Uchucklesaht Tribe by an individual who is eligible for enrolment under 26.1.1a, 26.1.1b or 26.1.1c
- 26.1.1c** – the Applicant is a descendant of an individual who is eligible for enrolment under 26.1.1a. or 26.1.1b
- 26.1.1d** – the Applicant is accepted by the Uchucklesaht Tribe as a member of the Uchucklesaht Tribe in accordance with the custom of the Uchucklesaht Tribe and has a demonstrated attachment to the Uchucklesaht Tribe community

Is the Applicant enrolled under another treaty or land claims agreement? *(please check one)*

- No Yes If Yes, please specify: _____

C. SUPPORTING INFORMATION

In support of this Application, I have enclosed the following documents:

- Certified copy of a large form birth certificate
- Genealogy chart
- Certified copy of an adoption order
- Certified copy of a marriage certificate

ALL APPLICANTS MUST ENCLOSE A CERTIFIED COPY OF A LARGE FORM BIRTH CERTIFICATE. APPLICANTS WHO ARE APPLYING FOR CITIZENSHIP UNDER 2.1(b)(iii) OR FOR ENROLMENT UNDER THE MAA-NULTH TREATY UNDER 26.1.1a or 26.1.1c MUST ENCLOSE A GENEALOGY CHART.

Is there any other information in support of this Application that the Citizenship and Enrolment Committee should be aware of? *(please enclose additional pages if necessary)*

Date of Application: _____

Signature of Applicant or Parents/Legal Guardian(s): _____

**SCHEDULE 2 – CITIZENSHIP AND ENROLMENT NOTICE OF RENUNCIATION
FORM**

<p>UCHUCKLESAHT TRIBE</p> <p>Citizenship Act Department of Human Services Form DHS-5</p> <p>CITIZENSHIP AND ENROLMENT NOTICE OF RENUNCIATION FORM</p>		<p>Date received:</p> <p><i>(for Department of Human Services use only)</i></p>
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A. PERSONAL INFORMATION

Full Name of individual whose Uchucklesaht Citizenship or Enrolment under the Maa-nulth Treaty is being renounced:

Full Name: _____

Citizenship Number: _____ **Enrolment Number:** _____

Full Name of Parents or Legal Guardian(s) if different from Parents: *(where the individual whose Uchucklesaht Citizenship or Enrolment under the Maa-nulth Treaty is being renounced is a child or an adult for whom a committee has been appointed under the Patients Property Act (British Columbia))*

Parent/Legal Guardian 1: _____

Parent/Legal Guardian 2: _____

Address: _____

City: _____ **Province/State:** _____ **Code:** _____

Telephone Number: _____ **E-mail Address:** _____

B. RENUNCIATION

I HEREBY FREELY, WITHOUT THREAT, PROMISE OR COMPULSION, ABSOLUTELY AND UNCONDITIONALLY RENOUNCE MY: *(please check one)*

- Uchucklesaht Citizenship
- Enrolment under the Maa-nulth Treaty
- Uchucklesaht Citizenship and Enrolment under the Maa-nulth Treaty

C. EXECUTIONS

Prescribed Individual Signature(s)

EXECUTION DATE

Signature of individual whose
Uchucklesaht Citizenship or Enrolment
under the Maa-nulth Treaty is being
renounced or his or her Parents/Legal
Guardian(s)

Print Name, Address and
Occupation:

Y	M	D
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Print Name:

Print Name:

PRESCRIBED INDIVIDUAL CERTIFICATION:

Your signature constitutes a representation that you are a prescribed individual authorized to witness the execution of this Notice of Renunciation.