

**OPASKWAYAK CREE NATION  
ANNUAL TAX RATES LAW, 2020**

**WHEREAS:**

- A. Pursuant to section 5 of the *First Nations Fiscal Management Act*, the council of a first nation may make laws respecting taxation for local purposes of reserve lands and interests or rights in reserve lands, including laws to establish tax rates and apply them to the assessed value of those lands and interests or rights;
- B. The Onekanew mena Onuschekekewuk (Chief and Council) of the First Nation has made a property assessment law and a property taxation law; and
- C. Subsection 10(1) of the *First Nations Fiscal Management Act* requires a first nation that has made a property taxation law to, at least once each year, make a law setting the rate of tax to be applied to the assessed value of each class of lands and interests or rights;

**NOW THEREFORE** the Onekanew mena Onuschekekewuk (Chief and Council) of the Opaskwayak Cree Nation duly enacts as follows:

1. This Law may be cited as the *Opaskwayak Cree Nation Annual Tax Rates Law, 2020*.

2. In this Law:

“**Act**” means the *First Nations Fiscal Management Act*, S.C. 2005, c. 9, and the regulations made under that Act;

“**Property Assessment Law**” means the *Opaskwayak Cree Nation Property Assessment Law, 2019*;

“**First Nation**” means the Opaskwayak Cree Nation, being a band named in the schedule to the Act;

“**Onekanew mena Onuschekekewuk** (Chief and Council), has the same meaning as “council” in the Act;

“**Taxation Law**” means a law enacted by the First Nation under paragraph 5(1)(a) of the Act;

“**Taxable Property**” has the meaning given to that term in the property taxation law; and

“**Property Taxation Law**” means the *Opaskwayak Cree Nation Property Taxation Law, 2019*.

- 3. Taxes levied pursuant to the Taxation Law for the taxation year 2020 shall be determined by imposing the rates set out in the Schedule upon the assessed value of all taxable property in each property class.
- 4. Notwithstanding section 3, where the amount of the tax levied on taxable property in a taxation year is less than one hundred dollars (\$100.00), the taxable property shall be taxed at one hundred dollars (\$100.00) for the taxation year.

5. Except where otherwise defined, words and expressions used in this Law have the meanings given to them in the Property Assessment Law and the Property Taxation Law.
6. Where a provision in this Law is expressed in the present tense, the provision applies to the circumstances as they arise.
7. This Law must be construed as being remedial and must be given such fair, large and liberal construction and interpretation as best ensures the attainment of its objectives.
8. The Schedule attached to this Law forms part of and is an integral part of this Law.
9. This Law comes into force and effect on the day after it is approved by the First Nations Tax Commission.

**THIS LAW IS HEREBY DULY ENACTED** by Onekanew mena Onuschekekewuk (Chief and Council) on the 16<sup>th</sup> day of April, 2020, at Opaskwayak, in the Province of Manitoba.

A quorum of Onekanew mena Onuschekekewuk consists of five (5) members of Onekanew mena Onuschekekewuk.

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Christian Sinclair, Onekanew

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Jennifer Flett, Onuschekekew

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Maureen Brown, Onuschekekew

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Edwin Jebb, Onuschekekew

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William J. Lathlin, Onuschekekew

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Samantha Fidler, Onuschekekew

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Sidney Ballantyne, Onuschekekew

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Rick Constant, Onuschekekew

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Clarence Constant, Onuschekekew

**SCHEDULE  
OPASKWAYAK CREE NATION TAX RATES**

**Manitoba**

Residential 1 – Class 10	27.000 mills on 45% of assessment value
Residential 2 – Class 20	27.000 mills on 45% of assessment value
Residential 3: Condominiums and Cooperatives – Class 80	27.000 mills on 45% of assessment value
Farm Property – Class 30	30.880 mills on 26% of assessment value
Pipeline Property – Class 51	30.880 mills on 50% of assessment value
Railway Property – Class 52	30.880 mills on 25% of assessment value
Institutional Property – Class 40	30.880 mills on 65% of assessment value
Designated Recreational Property – Class 70	30.572 mills on 10% of assessment value
Other Property – Class 60	30.880 mills on 65% of assessment value