UCHUCKLESAHT TRIBE GOVERNMENT

Enacted under the Financial Administration Act section 10.1

THE THUNDERBIRD LOAN GUARANTEE REGULATION

UTR 19/2015

OFFICIAL CONSOLIDATION – CURRENT TO MAY 14, 2015

This is a certified true copy of the consolidated Thunderbird Loan Guarantee Regulation UTR 19/2015, current to May 14, 2015.

Date: May 21, 2015

Signed: Carla Halvorsen

Law Clerk

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PART 1 - INTRODUCTORY PROVISIONS

Short Title

1.1 This regulation may be cited as the The Thunderbird Loan Guarantee Regulation.

Application

1.2 This regulation authorizes the Uchucklesaht Tribe to provide guarantees for certain loans to be granted to the Uchucklesaht Tribe and Uchucklesaht Capital Assets Limited Partnership for the development of the Uchucklesaht Building called The Thunderbird.

Definitions

1.3 In this regulation:

"Act" means the Financial Administration Act;

"The Thunderbird" means the building that will be developed located at 5251 Argyle Street, Port Alberni BC.

PART 2 - LOAN GUARANTEES

Loan Guarantees

2.1 The Executive hereby authorizes the Uchucklesaht Tribe to lend assistance to the Uchucklesaht Capital Assets Limited Partnership by providing a guarantee of the debts and obligations owing to the Royal Bank of Canada as set out in two loan agreements dated January 27, 2015 (the Indebtedness) limited to the amount of $8,855,000 and security to support the guarantee as follows:

(a) A Bank Form 812 Guarantee and Assignment of Claim limited to the amount of $8,855,000 (the Guarantee);

(b) A Bank Form 924 General Security Agreement granting a security interest to the Bank in all present and after acquiring personal property of the Tribe (the GSA); and

(c) A pledge of distributions or other trust property in the amount of $1,650,000 from the Qacca Settlement Trust (the Trust Pledge);

(the Guarantee, GSA and Trust Pledge will be collectively referred to as the Security)

2.2 The Executive hereby confirms authorization that the Uchucklesaht Tribe will guarantee the indebtedness of the Uchucklesaht Tribe Capital Assets Limited Partnership to Royal Bank of Canada and grant the Security set forth herein.

Authorized Signatories

2.3 For certainty, as provided in section 7.7 of the Act, any agreement or instrument relating, in whole or in part, to the guarantees authorized under section 2.1 must be signed by two members of the Executive.

LEGISLATIVE HISTORY

The Thunderbird Loan Guarantee Regulation UTR 19/2015, enacted March 17, 2015

Amendments

Section	Amendment	In Force
2.1(c)	UTR 20/2015, s.1.3	May 14, 2015

Amending Acts:

Regulations:

UTR 20/2015 The Thunderbird Loan Guarantee Amendment Regulation enacted May 14, 2015