***[Note: For use only by a [First Nation/Indian Band] that is listed on the Schedule to the First Nations Fiscal Management Act (“the Act”) and has received formal compliance approval of a financial administration law by the First Nations Financial Management Board under the Act and intends to become a borrowing member of the First Nations Finance Authority.]***

***Council Resolution Authorizing a Request for Financial Management System Certificate***

|  |  |
| --- | --- |
| **SUBJECT:**  | *Authorization for officials of [Official Name] to request the First Nations Financial Management Board to review the [Official Name]’s financial management system and to issue the [Official Name] a Financial Management System Certificate* |

**WHEREAS:**

**A.**  [Official Name] is named in the Schedule to the *First Nations Fiscal Management Act* (“the Act”);

**B.** [Official Name] has enacted a financial administration law under section 9(1) of the Act and the law has been issued a compliance approval by the First Nations Financial Management Board (“the FMB”) under section 9(1) of the Act; and

**C.** Council of [Official Name] wishes to request the FMB to review the [Official Name]’s financial management system and issue the [Official Name] a Financial Management System Certificate under section 55 of the Act.

**NOW THEREFORE BE IT RESOLVED** that Council, for and on behalf of the [Official Name], hereby:

1. directs and authorizes *[name and contact information of First Nation/Indian Band official]*, on behalf of the [Official Name] to do the following:
	1. to seek the informal assistance of the FMB as available and appropriate in order to receive a Financial Management System Certificate from the FMB;
	2. to request the FMB to conduct a formal review of the [Official Name]’s financial management system to determine if the [Official Name] is, at the time of the review, in compliance with the FMB’s *Financial Management System Standards* and to issue a Financial Management System Certificate to the [Official Name] under section 50(3) of the Act;
	3. to communicate with and provide all requested documents and information to the person authorized by the FMB to conduct the review of the [Official Name]’s financial management system on behalf of the FMB (“the reviewer”) as required under the FMB’s *Financial Management System Procedures*;

1. directs and authorizes the following persons to cooperate with the reviewer as required in the FMB’s *Financial Management System Certification Procedures,* when carrying out a formal review of the [Official Name]’s financial management system:
2. all councillors, officers, employees and auditors of the first nation; and
3. all contractors, agents or advisors of the first nation who are performing any services for or advising the first nation respecting its financial management system or who have custody or control over any first nation records;
4. confirms that the [Official Name]
	1. has enacted and brought into force the [Official Name] Financial Administration Law (“the Law”) for which the FMB has issued a compliance approval under section 9 of the Act, and
	2. has not repealed the Law, and
	3. has not amended or repealed and replaced the Law without requesting the FMB to review the amending or replacement law and issue a compliance approval under section 9 of the Act;
5. *[Required statement if the First Nation/Indian Band has local revenue laws under the Act]* authorizes the officers and employees of the First Nations Tax Commission to provide to the reviewer any relevant information the Commission has with respect to [Official Name];
6. confirms and agrees that the [Official Name] will indemnify, defend and hold harmless the FMB, its directors, officers and employees and every person acting on behalf of or under the direction of the FMB, its directors, officers or employees from any damages, costs, claims or causes of action arising from the conduct of a review of the financial management system under the *Financial Management System Certification Procedures*, from the reporting and consideration of the results of the review, from the giving of an opinion respecting the review and from the issuance or revocation of a *Financial Management System Certificate* unless these damages, costs, claims or causes of action result from gross negligence or bad faith; and
7. confirms that this resolution was approved at a duly called and conducted Council meeting of the [Official Name] at which the required quorum of councillors was present throughout and that the required number of councillors approved the resolution at the meeting.

*[Chiefs and Councillors signature page follows]*

|  |  |
| --- | --- |
| **SUBJECTS:** | *Authorization for officials of [Official Name] to request the First Nations Financial Management Board to review the [First Nation/Indian Band]’s financial management system and to issue the [Official Name] a Financial Management System Certificate* |

|  |  |  |
| --- | --- | --- |
| ***A QUORUM OF [OFFICIAL NAME] COUNCIL******CONSISTS OF******COUNCILLORS*** | **[OFFICIAL NAME] COUNCIL****MEETING HELD AT:** | *[Insert Address]**[Insert Address]* |
| **DATED:** |  |  | DAY OF |  |  |  |
| **MOVED BY:** |  | **SECONDED BY** |  |
|  |  |

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
|  |  |  |  |  |
|  | Chief  |  | Chief  |  |
|  |  |  |  |  |
| Councillor  |  | Councillor  |  | Councillor  |
|  |  |  |  |  |
| Councillor  |  | Councillor  |  | Councillor  |
|  |  |  |  |  |
| Councillor  |  | Councillor  |  | Councillor  |
|  |  |  |  |  |
| Councillor  |  | Councillor  |  | Councillor  |
|  |  |  |  |  |
|  | Councillor  |  | Councillor  |  |