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EHATTESAHT FIRST NATION
(the "Nation")

BAND COUNCIL RESOLUTION



WHEREAS, Ehattesaht/Chinehkint First Nation is faced with the spread of the Covid-19, a virus that had caused the government of British Columbia to declare a state of emergency and the World Health Organization to declare a global pandemic;

WHEREAS, Ehattesaht/Chinehkint First Nation has enacted the *Infectious Disease Response By-law* for the timely and effective response to infectious disease outbreaks in order to protect Ehattesaht/Chinehkint First Nation and its reserve lands and members;

WHEREAS Chief and Council has determined that recent Covid-19 cases and outbreaks in proximity to the Ehattesaht/Chinehkint First Nation community poses a serious threat to the Nation and its members;

IT IS THEREFORE RESOLVED that Chief and Council:

1. issues a Declaration of Disease Emergency under section 4 of the *Infectious Disease Response By-law* (the "By-law");
2. enacts the Order appended as Schedule "A" to this Resolution pursuant to section 12 of the *By-law*; and
3. Appoints Road Monitors holding JIBC Basic Security Training certification as Officers under the meaning of the *Bylaw* (In addition, an RCMP Officer is an "Officer" under the *Bylaw*).

BAND COUNCIL MEETING HELD at Zeballos, British Columbia, on this 7th day of December, 2020.

A quorum of Band Council consists of three (3) Councillors.

Chief Simon John

Cory Hanson, Councillor

Ashley John, Councillor

Ernie Smith, Councillor

Tim John, Councillor

Schedule "A"

ORDER #1 OF THE COUNCIL OF THE EHATTESAHT/CHINEHKINT FIRST NATION

Respecting COVID-19 Response

(Pursuant to Sections 4, 7-22 of the *Infectious Disease Response By-law No. 2020-_____*)

TO: EHATTESAHT/CHINEHKINT FIRST NATION MEMBERS, OTHER RESIDENTS ON RESERVE LANDS, AND VISITORS

WHEREAS:

1. On March 17, 2020 the Provincial Health Officer of British Columbia provided notice under section 52(2) of the *Public Health Act* that the transmission of the infectious agent SARS-CoV-2, which has caused cases and outbreaks of Covid-19 among the population of the Province of British Columbia, constitutes a regional event as defined in section 51 of the *Public Health Act* (the "Emergency");
2. The Provincial Health Officer has issued various orders in respect of Covid-19 response under the authority of the *Public Health Act*;
3. Chief and Council has determined that the Emergency constitutes an ongoing risk of harm to the health of the Ehattesaht/Chinehkint First Nation community, and has issued a Declaration of Disease Emergency under the *Infectious Disease Response By-law*;
4. Chief and Council has determined that timely and effective response to Covid-19 requires coordination of Ehattesaht/Chinehkint's response with that of the Province of British Columbia.

THEREFORE BE IT RESOLVED THAT Ehattesaht/Chinehkint First Nation hereby exercises the powers in sections 4, 7-22 of the *Infectious Disease Response By-law No. 2020-_____* ("By-law") to order as follows:

1. that, subject to section 2 below, all orders of the British Columbia Provincial Health Officer relating to Covid-19 response that are enacted from time to time, including those orders listed in "Appendix A", together with any updates or amendments to those orders, as well as the Travel Directive at "Appendix B" are incorporated by reference in this Order and made part of this Order and apply on Ehattesaht/Chinehkint reserve lands;
2. that, to the extent of any inconsistency between the terms of orders of the British Columbia Provincial Health Officer incorporated in accordance with section 1 and the terms of the By-law or any Ehattesaht/Chinehkint Order issued pursuant to the By-law, the terms of the By-law or Ehattesaht/Chinehkint Order, as the case may be, will prevail;

This Order will be in effect until expiration or cancellation of the Declaration of Disease Emergency, or the earlier cancellation of the Order in accordance with the *Infectious Disease Response By-law No. 2020-_____*.

Appendix A

List of Provincial Health Orders

A full list of updated orders can be viewed here:

<https://www2.gov.bc.ca/gov/content/health/about-bc-s-health-care-system/office-of-the-provincial-health-officer/current-health-topics/covid-19-novel-coronavirus#orders>

Province-wide Restrictions – November 20, 2020

Outlined at: <https://www2.gov.bc.ca/gov/content/safety/emergency-preparedness-response-recovery/covid-19-provincial-support/restrictions>

1. Health Authority Regulated Health Professionals SARS-CoV-2 Swabbing – November 16, 2020
2. Midwives and Certified Practice Speech Language Pathologists SARS-CoV-2 Swabbing – November 16, 2020
3. British Columbia Emergency Health Services SARS-CoV-2 Swabbing – November 16, 2020
4. Gatherings and Events – November 10, 2020
5. Food and Liquor Serving Premises – October 9, 2020
6. Registered Nurse and Registered Psychiatric Nurse Public Health Pharmacotherapy – September 16, 2020
7. Industrial Camps – July 2, 2020
8. Delegation: Industrial Camps – June 9, 2020
9. Overnight Camps for Children and Youth – May 29, 2020
10. Vending Merchandise at Markets – May 28, 2020
11. Workplace Safety Plans - May 14, 2020
12. Licensed Practical Nurse Swabbing - May 7, 2020
13. Long-Term Care Facility Staff Assignment – April 15, 2020
14. Amendment: Deployment and redeployment of staff - October 26, 2020
15. Travellers and Employers – April 14, 2020
16. Delegation: Travellers – April 14, 2020
17. Health Care Labour Adjustment (COVID-19) – April 10, 2020
18. Information Collection from Long Term Care Facility Staff – March 26, 2020

Appendix B

The Council speaks first for the children and secondly for the elders.

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EHATTESAHT/CHINEHKINT



COVID-19 MANDATORY TRAVEL DIRECTIVE FOR EHATTESAHT/CHINEHKINT APRIL 9th 2020

WHEREAS: The world health organization has announced COVID-19 pandemic on March 11, 2020;

WHEREAS: On March 18, 2020 the Province of BC declared a Provincial State of Emergency, extended on March 31, 2020 and ECFN implemented the Emergency Management Plan (EMP) on March 20;

WHEREAS: Coronavirus Disease 2019 (COVID-19) is a respiratory disease that can result in mild or severe symptoms including fever, cough, shortness of breath and can lead to serious illness or death particularly in the case of Elders and persons with serious chronic medical conditions;

WHEREAS: There are cases of COVID-19 on North, Mid and South Vancouver Island;

WHEREAS: ECFN Territory, including the Ehatis/Zeballos area, is a vulnerable, isolated community with:

- Extremely limited health resources;
- Extremely limited health personnel;
- Limited emergency response resources;
- Limits on adequate housing and local access to food and provisions;
- No cellular service and low bandwidth internet;
- Existing health and medical challenges within the population; and
- Long distance from adequate medical services.

WHEREAS: As a result, the ECFN community is uniquely vulnerable to COVID-19 transmission and urgent measures are required for the protection, health, and safety of ECFN Elders, members, and community residents:

THEREFORE, EFFECTIVE IMMEDIATELY and UNTIL FURTHER NOTICE:

- **NON-LOCAL RESIDENTS ARE NOT PERMITTED TO TRAVEL TO OR THROUGH ECFN COMMUNITY.** If you are not a local resident of ECFN, Nuchatlaht, Kyuquot or Village of Zeballos you will be turned away. There may be applicable exceptions including some essential services staff, delivery of goods, services and medical/emergency personnel;

- **BUSINESS TRAVEL THROUGH the ECFN community** and work within the ECFN Territory will be evaluated on a case by case basis. Proponents will be required to submit COVID Safety plans **for review and approval**;
- **THIS DIRECTIVE APPLIES TO ALL FORMS OF TRAVEL**, including but not limited to Vehicle, Quad, Motorcycle, Boat, Plane, Helicopter, Ferry, Foot, Bicycle, or any other form of travel or conveyance;
- **MEMBERS OR OTHER PERSONS NOT ORDINARILY RESIDENT IN THE COMMUNITY SHOULD NOT TRAVEL** to the community but should instead remain where they normally reside and follow the local authority's COVID-19 safety guidelines;
- **MEMBERS OR OTHER PERSONS NOT ORDINARILY RESIDENT IN THE COMMUNITY** but have to travel to and stay within the community as a requirement for their job (which must be a designated essential service) may do so under the following conditions:
 - They have been self-isolation for 14 days prior to arrival
 - They have travelled safely to the community
 - The lodging where they will reside has submitted and received approval for a Covid-19 Guest Safety protocol which has an isolation plan included.
 - The company with whom they are employed has an approved Covid-19 safety plan with the Nation;
 - These conditions will apply to each shift change and for each new employee.
- **RESIDENTS** who have been outside the community visiting areas where known Covid-19 cases have been reported will be allowed into the community. However, they will be required to adhere to a 14-day quarantine (self-isolation) period;
- **ALL ECFN MEMBERS AND RESIDENTS ARE REQUIRED TO PRACTICE PHYSICAL DISTANCING AT ALL TIMES** and observe instructions at public spaces. Washing your hands, not touching your face, disinfecting surfaces that are frequently touched, and reporting to the appropriate health authorities if you present symptoms consistent with a developing Covid-19 illness.
- **ALL ECFN MEMBERS AND RESIDENTS WILL FOLLOW** The Ehattesaht COVID-19 PANDEMIC PLAN and all Directives, Decisions and Recommendations pursuant to the PLAN.
- **THIS DIRECTIVE, TOGETHER WITH THE EMP**, takes the place of all previous Declarations and Directives by ECFN Chief and Council

On Behalf of Council

Simon John, Chief