

# Listuguj Mi'gmaq Government Order-In-Council



Chronological no.: 2271	Subject: Royal Bank of Canada - Terms & Conditions	Originated by:
The Council of the Listuguj Mi'gmaq Government		District Gespe'gewa'gi
Date of duly convened meeting REVISED	D   M   Y 1 1   1 0   1 6	Province Gepeg

WHEREAS the Listuguj Mi'gmaq Government (the "Customer") is a Band within the meaning of the Indian Act; and

WHEREAS the Customer has an office at: 17 Riverside West  
Listuguj, Qc G0C 2R0

WHEREAS the Customer has been given the permission to control, manage and expend its revenue monies by the Governor in Council; and

WHEREAS a quorum of the Customer's Council consists of the Chief plus 7 Councillors; or

WHEREAS the Order-In-Council has been passed by a quorum of the Customer's Council at a meeting of the Council duly convened and is thus binding on the Council and the Customer;

**THEREFORE BE IT RESOLVED:**

- That Royal Bank of Canada (the "Bank") is appointed banker for the Customer.
- That the Customer will comply with all terms and conditions of the relevant Indigenous and Northern Affairs Canada (INAC) funding agreement regarding the operation and segregation of monies and accounts.

Moved: Kevin Methot  
 Seconded: Wendell Metallic  
 Abstain: Annette Barnaby  
 Opposed:  
 Status:  Passed  Defeated  Tabled

Quorum 7

Councillor Lloyd Alcon

Councillor Gordon Isaac Jr.

Councillor Wendell Metallic

Councillor Shelin Swasson

Chief Darcy Gray

Councillor Annette Barnaby

Councillor Dr. Cathy Martin

Councillor Kevin Methot

Councillor John Murvin Vicaire

Councillor Calvin Barnaby

Councillor Sky Metallic

Councillor Lorna Sook

Councillor Chris Wysote

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3. That, in respect of the monies in any account, any two to sign from the following: Lloyd Alcon, Clyde Jacques, Connie Martin, Sky Metallic, Kevin Methot and Annette Barnaby from the Listuguj Mi'gmaq Government are authorized on behalf of the Customer from time to time to withdraw or order transfers of funds from such account of the Customer by any means including he making, drawing, accepting, endorsing or signing of cheques, promissory notes, bills of exchange, other orders for the payment of money or other instruments or the giving of other instruction.
  
4. That any two of Lloyd Alcon, Clyde Jacques, Connie Martin, Sky Metallic and Kevin Methot to sign are authorized on behalf of the Customer from time to time.
  - a. to sign any agreement or other documents or instruments with or in favour of the Bank, including the Bank's general financial services agreement and contracts relating to products or services provided by the Bank to the Customer.
  
  - b. to do, or to authorize any person or persons to do, any one of more of the following:
    - I. to receive from the bank any cash or any securities, instruments or other property of the Customer held by the Bank, whether for safekeeping or as security, or to give instructions to the Bank for the delivery or other transfer of any such cash, securities, instruments or other property to any person named in those instructions;
  
    - II. to deposit with or negotiate or transfer to the Bank, for the credit of the Customer, cash or any security, instruments or other property, and for those purposes to endorse (by rubber stamp or otherwise) the name of the Customer, or any other name under which the Customer carries on business, on any security or instrument.
  
    - III. to receive statements, instruments and other items (including paid cheques) and documents relating to the Customer's accounts with or any service of the Bank (including any revisions to the Bank's rules and manuals of operations), and to settle and certify the Customer's accounts with the Bank; and
  
    - IV. to receive from the Bank any software and any security devices, including security cards, codes and passwords, relating to electronic banking services or electronic communications between the Customer and the Bank, and to determine and set the levels and limits of authority applicable to individual security devices; and

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- c. generally to exercise all rights, powers and authorities which the Council of the Customer may exercise under the authority of the Customer's by-laws and the laws governing the Customer
5. That the provisions contained in the Bank's general financial services agreement including, without limitation, the provisions concerning overdrafts as well as the binding effect of electronic communications received by the Bank from or in the name of the Customer, are expressly approved
6. That all instruments, instructions, agreements and documents made, drawn, accepted, endorsed or signed as provided in this Order-In-Council and delivered to the Bank by any person, shall be valid and binding on the Customer and if this Order-In-Council were an agreement between the Bank, and the Bank is hereby authorized to act on them and give effect to Them and give effect to them, notwithstanding any change in the constitution of the Council of the Customer
7. That the Bank be furnished with;
  - a. a copy of this Order-In-Council
  - b. a list of the Councillors or the Customer from time to time in effect together with specimens of their signature, each list to be certified by the Chief of the Customer.
  - c. a list of the names of the persons authorized by this Order-In-Council to act on behalf of the Customer, certified by the Chief of the Customer, and with written notice of any changes which may take place in such list from time to time; and
  - d. in writing, any authorization made under Section 4b, of this Order-In-Council.
8. That this Order-In-Council is irrevocable and any document furnished to the Bank as provided for in Section 7 of this Order-In-Council shall be binding upon the Customer until a new document repealing or replacing the previous one has been received and duly acknowledged in writing by each branch or agency of the Bank where the Customer has an account.