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Fifth Session, Forty-second Parliament  
2 Charles III, 2024  
Legislative Assembly of British Columbia

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**BILL 11**

**VANCOUVER CHARTER  
AMENDMENT ACT, 2024**

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Honourable Anne Kang  
Minister of Municipal Affairs

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## Explanatory Notes

CLAUSE 1: *[Vancouver Charter, section 523D]* establishes for First Nations and First Nations corporations an exemption from the obligation to pay the City of Vancouver's development cost levy in respect of social housing projects built on lands owned by First Nations or First Nations corporations.

CLAUSE 2: *[Vancouver Charter, section 523E]* adds the definitions of "First Nation", "First Nations corporation" and "non-profit organization".

**BILL 11 – 2024**

**VANCOUVER CHARTER AMENDMENT ACT, 2024**

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of British Columbia, enacts as follows:

**1 Section 523D of the Vancouver Charter, S.B.C. 1953, c. 55, is amended**

**(a) by repealing subsection (10) (d) and substituting the following:**

- (d) where a parcel of land satisfies both of the following conditions:
- (i) the parcel is used for social housing, or it will be used for social housing after construction, alteration or extension occurs on the parcel;
  - (ii) the parcel is owned by
    - (A) the government,
    - (B) the government of Canada,
    - (C) the City of Vancouver,
    - (D) one or more First Nations,
    - (E) one or more First Nations corporations, or
    - (F) a non-profit organization. , **and**

**(b) by adding the following subsections:**

(10.21) For the purposes of subsection (10) (d) (i), the Council may define what constitutes social housing.

(10.22) In subsection (10) (d) (ii), “**First Nation**”, “**First Nations corporation**” and “**non-profit organization**” have the meaning given to them in section 523E.

**2 Section 523E is amended by adding the following definitions:**

“**First Nation**” means the following:

- (a) a band, as defined in section 2 (1) of the *Indian Act* (Canada), for which one or more reserves situated within the geographical boundaries of the Province have been set aside;
- (b) the Nisga’a Nation;
- (c) a Nisga’a Village;
- (d) the shíshálh Nation continued under the *shíshálh Nation Self-Government Act* (Canada);

CLAUSE 2: *[Vancouver Charter, section 523E – continued]*

CLAUSE 3: *[Vancouver Charter, section 523I]* establishes for First Nations and First Nations corporations an exemption from the obligation to pay the City of Vancouver's amenity cost charge in respect of social housing projects built on lands owned by First Nations or First Nations corporations.

- (e) the shishálh Nation Government District continued under the *shishálh Nation Self-Government Act* (Canada);
- (f) a treaty first nation;
- (g) the Westbank First Nation as defined in the agreement approved under the *Westbank First Nation Self-Government Act* (Canada);

**“First Nations corporation”** has the meaning prescribed by the Lieutenant Governor in Council;

**“non-profit organization”** means an organization constituted exclusively for charitable or benevolent purposes with no part of its income being payable to or otherwise available for the personal benefit of any of its members or shareholders; .

**3** *Section 523I is amended*

**(a) by repealing subsection (1) (b) and substituting the following:**

- (b) a parcel of land satisfies both of the following conditions:
  - (i) the parcel is used for social housing, or it will be used for social housing after construction, alteration or extension occurs on the parcel;
  - (ii) the parcel is owned by
    - (A) the government,
    - (B) the government of Canada,
    - (C) the City of Vancouver,
    - (D) one or more First Nations,
    - (E) one or more First Nations corporations, or
    - (F) a non-profit organization. , **and**

**(b) by adding the following subsection:**

- (1.1) For the purposes of subsection (1) (b) (i), the Council may define what constitutes social housing.

**Commencement**

- 4** This Act comes into force on the date of Royal Assent.