



Citxw Nlaka'pamux Assembly

📍 2025 Granite Ave., Merritt, B.C.

☎️ (250) 378-1864

@ reception@cna-trust.ca

✉️ P.O. Box 618 Merritt, B.C. V1K 1B8

📠 (250) 378-2910

🌐 www.cna-trust.ca

Nlaka'pamux Legacy Trust (2013)

Nlaka'pamux Community Trustee Vacancy – URGENT

Closing Date June 5th, 2026

The Citxw Nlaka'pamux Assembly (CNA) Board of Directors is requesting applications from qualified applicants to fill a Community Nlaka'pamux Trustee position for the Nlaka'pamux Legacy Trust (2013).

Eligibility: Applicants for the Trustee positions must meet the following criteria:

1. You are of Nlaka'pamux ancestry; and
2. You are a member of an Indian Band

You are **not** eligible for the trustee position if:

1. You are a Chief or other member of a Band Council;
2. You are bankrupt;
3. You are mentally incompetent;
4. You have been convicted of:
 - a. An indictable offence other than an act of civil disobedience in support of aboriginal rights and title, or
 - b. Any offence involving property held as a trustee or fiduciary

Term: The successful candidate will begin their duties as Trustee on July 6, 2026, for 5-year term until July 7, 2031.

Duties: The successful candidates must act honestly, in good faith and in the best interests of the beneficiaries of the Nlaka'pamux Legacy Trust while carrying out the terms of the Trust Indenture.

Qualifications: The successful candidates for NLX Trustee positions will demonstrate the following:

- Record of honesty, integrity and a commitment to the Nlaka'pamux Nation and its people
- Evidence of leadership and collaborative leadership experience
- Previous Board or fiduciary experience
- Knowledge and understanding of business, financial and legal issues
- Willingness to regularly attend trustee meetings, community meetings and Citxw Nlaka'pamux Assembly Board meetings, as required
- Professional/educational achievement
- Ability to communicate effectively both orally and in writing

Application: Please forward your resume, along with a cover letter setting out how you meet the above listed qualifications, to the Citxw Nlaka'pamux Assembly by 4pm on June 5th, 2026, to Chair Christine Walkem cwalkem@cna-trust.ca or by mail to PO Box 618, Merritt BC, V1K 1B8.

**If you have any questions, please contact the Chair of the Citxw Nlaka'pamux Assembly, Christine Walkem by email at cwalkem@cna-trust.ca or by phone at (250) 457-0954.*



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The Nlaka'pamux Legacy Trust (2013)

SUMMARY

What is the NLX Trust?

The **Nlaka'pamux Legacy Trust (2013)** The ("*NLX Trust*") is a trust created by the Ashcroft Indian Band, Boston Bar, Coldwater, Cook's Ferry, Nicomen, Nooaitch, Shackan, and Siska Indian Bands (together the "*Participating Bands*") to manage and invest funds that Participating Bands receive from agreements the Bands have signed with the **Province of BC** and **Highland Valley Copper Mine/Teck** ("*HVC*") related to the operation of the Highland Valley Copper Mine in their Homeland Territory.

In 2013 the Participating Bands and the Province of BC signed an **Economic and Community Development Agreement** (ECDA) to share certain Mineral Tax revenues paid to the Province by HVC on the HVC mine. In addition, the Participating Bands signed a **Participation Agreement** with HVC to share profits and obtain other benefits from the operation of the HVC mine. The Bands also established the Citxw Nlaka'pamux Assembly (CNA) to appoint and oversee the NLX Trustees and to implement the Participation Agreement with HVC.

The **Trust Indenture** is the official document that governs how the trust operates. It contains the rules and responsibilities that Trustees must follow. The NLX Trust is managed by three **Nlaka'pamux Trustees** ("*NLX Community Trustees*"), appointed by the CNA, and one **Administrative Trustee** ("*Admin Trustee*") appointed by the NLX Community Trustees in consultation with the CNA.

What do NLX Community Trustees do?

The Trustees' duties are described in the **Trust Indenture** document.

In summary, the three NLX Community Trustees make all decisions on how to invest the funds held in the NLX Trust, and approve the distribution and uses of NLX Trust funds to the Participating Bands and the CNA on behalf of the beneficiaries.

The NLX Community Trustees are required to maintain bank accounts for the NLX Trust Funds, get advice from investment experts, maintain financial records, attend regular meetings with the CNA, prepare an annual budget, and gather reports about how Bands use money from the trust.

All Trustees must work honestly, in good faith, and in the best interests of the beneficiaries. Trustees must keep themselves informed about the NLX Trust, and participate in decisions. Each Trustee is appointed to use his or her own judgment and cannot follow the direction of the Council or Band that they belong to. The NLX Community Trustees must share information about any potential conflict of interest they may have.



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The NLX Community Trustees can make their own policies and procedures on how they conduct business to run the NLX Trust. They are required to meet at least every six months, and the meeting notes, or minutes, must be written, signed, and distributed to all Trustees, each Band, and the CNA. A Trustee can participate in the meeting via conference call. Trustees will not be held liable unless they are grossly negligent or fraudulent.

The NLX Community Trustees, with the CNA, hire independent **auditors** from an accounting firm from time to time. The Bands and the CNA receive copies of the annual audit reports prepared by the auditors.

The Administrative Trustee

The Admin Trustee is there to ensure that the uses of the funds meet the requirements of the Trust Indenture. They oversee all financial reports, review concerns or complaints, and keep the CNA and Bands informed about the Trust.

The Admin Trustee acts independently of the Bands and the NLX Community Trustees and does not get a vote in NLX Community Trustee meetings, but has a legal responsibility to ensure all decisions made are allowed under the Trust Indenture document.

How can NLX Trust funds be used?

The Trust Indenture authorizes fund spending for only the following Fund Uses and Purposes:

1. General Administration and Governance of the Trust
2. Culture, Heritage, and Language
3. Governance
4. Social Development
5. Economic Development
6. Environmental and natural resources
7. Education, training, bursaries and scholarships
8. Community Infrastructure, and
9. Sports and Recreation

The NLX Community Trustees can distribute funds for the above nine uses and purposes through the Bands (Available Band Funds) and the CNA (Available Nation Funds).

The NLX Community Trustees can only distribute funds as long as they meet certain conditions:

- They cannot give away more money than is in the account
- They cannot pay Band Members directly, but only through programs established by the Bands or CNA



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- They have to maintain a **Minimum Protected Balance** of funds in the NLX Trust at all times at a level established in the Trust Indenture
- **Band Funds** will be distributed based on the available funds of each Band;
- They cannot give funds to a Band in **default**, who has not fulfilled its commitments for use of past funds
- They have to record all money they distribute to a Band or the CNA;
- Trustees must pay the costs of operating the NLX Trust from the **Available Nation Funds**.
- All proposals for trust fund distributions have to be reviewed by the Administrative Trustee.

If a Band, or the CNA, fails to use a funds for a the above uses and purposes, or fails to report on the use of funds that have been distributed, they are in default and cannot receive further distributions until the problem is resolved.

Who can be can be an NLX Community Trustee?

They cannot be: Chiefs or Council members, bankrupt, mentally incompetent, or people with criminal convictions, unless the conviction was for civil disobedience to support Aboriginal rights and title. NLX Community Trustees are appointed by the CNA for five-year terms.

Where can I get more information?

The **Trust Indenture** is available at all Band offices. NLX Trust **Audits** are available through each of the Participating Bands. Records of NLX Trustee meetings are available by request through each Band office. The Trustees must keep good records of everything in the Trust and main records will be kept by the Administrative Trustee. Band representatives, authorized by each Band Council, can access information related to the Available Band Funds for their Band only, and appointed representatives of the CNA can access reports on Available Nation funds.

Does the NLX Trust ever cease to exist?

The Trust Indenture provides for a **Final Distribution** date when the Trustees must distribute all of the remaining Trust Property to the Bands based on the sharing formula and remaining balances in the Available Band funds. That happens 80 years after the Trust was created, or in 2093. The Participating Bands may choose to create another trust to continue after that.



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Citxw Nlaka'pamux Legacy Trust (2013) Trustee Qualifications

Background

Section 12.2 of the Nlaka'pamux Legacy Trust (2013) Trust Indenture requires the CNA to determine a comprehensive list of qualifications for Nlaka'pamux Trustees in consultation with the Administrative Trustee.

Eligibility

(Section 4.30) of the Citxw Nlaka'pamux Implementation Agreement) states that the position of Nlaka'pamux Trustee is limited to individuals who are:

- Of Nlaka'pamux ancestry; and
- A member of a Band (as defined in the *Indian Act*)

Qualifications

To be considered a qualified candidate for the position of Nlaka'pamux Legacy Trust Trustee, the applicant should demonstrate:

- Record of honesty, integrity and a commitment to the Nlaka'pamux Nation and its people
- Evidence of leadership and collaborative leadership experience
- Previous Board or fiduciary experience
- Knowledge and understanding of business, financial and legal issues
- Willingness to regularly attend trustee meetings, community meetings and Citxw Nlaka'pamux Assembly Board meetings, as required
- Professional/educational achievement
- Ability to communicate effectively both orally and in writing

Approved by the Administrative Trustee

Vickie Whitehead

Vickie Whitehead, CPA, CGA

in her capacity as Administrative Trustee and not in her personal capacity

April 22, 2022