



BRITISH
COLUMBIA

A decorative banner at the top of the slide features the British Columbia flag on the left and a photograph of the British Columbia Parliament Building on the right.

Update:

Northeast Land Transfer Process

Presentation to: Northeast Roundtable

By: Ministry of Indigenous Relations and Reconciliation

March 10, 2021

Outline:

- Land transfer context
- Settlement Structure
- Land Transfer Process
 - Overview
 - Stage 2 steps
 - Stage 3 steps
- Current status



Land Transfer Context



Treaty Land Entitlement

(Historic Treaty Settlement)

Canada, BC and First Nation

- Shortfall lands:
 - Making up for land owed over 100 years under Treaty 8 (righting a historic wrong)
 - Land transfer directly to Canada (to create Indian Reserve)
- Additional lands:
 - First Nation will purchase (Fair Market Value)
 - Land may be considered for transfer to Canada as Addition to Reserve (ATR).

Site C Land Agreements

(Accommodation for project impacts)

BC Hydro, BC and First Nation

- Lands to accommodate for the adverse impacts of the Site C project to Treaty 8 rights.
- Lands will be transferred in fee simple (private) and the First Nations may apply to have some of their fee simple lands added to existing reserve land.
- Doig, Halfway, McLeod, Prophet, Saulteau

TLE Legal Settlement Structure

Settlement Agreement

Overarching terms of final TLE Settlement:

- West Moberly & Halfway River,
- Blueberry River & Doig River

- Canada is a co-signatory along with historic First Nations
- Financial compensation
- General land transfer terms
- Releases and indemnities
- Ratification process/ requirements

Lands Agreement

Specific terms for land transfers per First Nation:

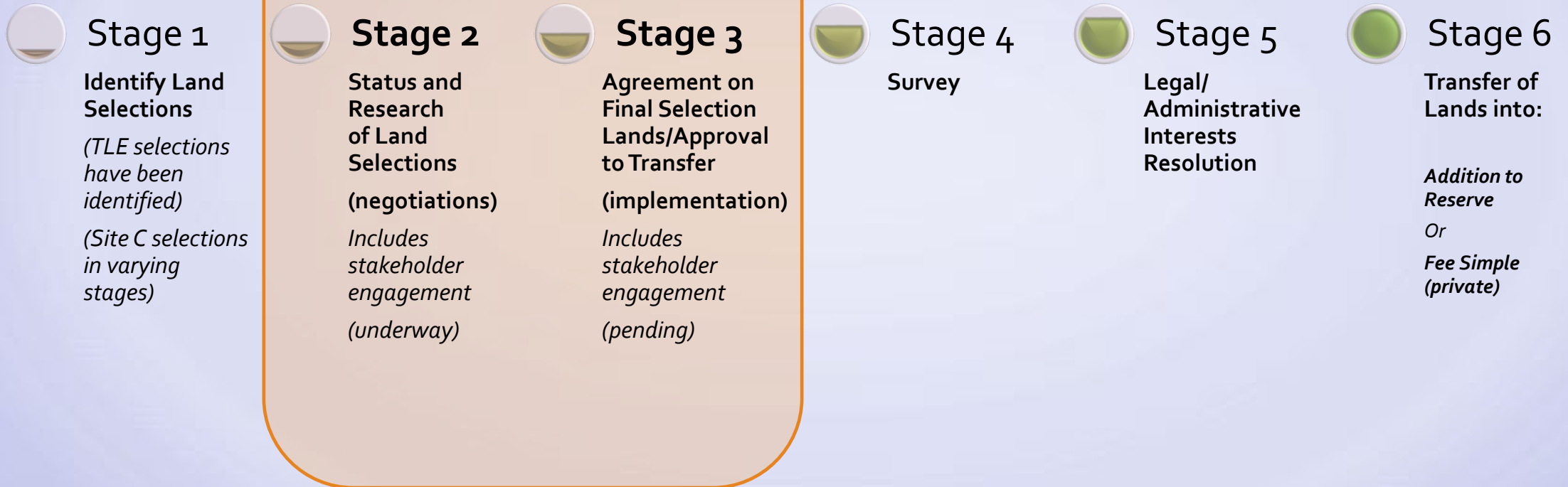
- West Moberly,
- Halfway River,
- Blueberry River,
- Doig River

- **Land Quantum**
- **Land Categories**
 - Shortfall
 - Additional Land: ATR and Fee Simple
- **Land transfer process**
 - Land selections at the time of initialing
 - Alternate or future lands process
 - Conditions Precedent, etc.
 - Valuation process

TLE First Nations:

- Halfway & West Moberly
- Doig & Blueberry
- Sauteau

Land Transfer Process



Stage 2: Status & Research



- Finalize provincial lands review
- Finalize draft Settlement & Lands Agreements

- Close *parcel-wide* First Nations consultation
- Close *parcel-wide* stakeholder engagement (*all comments received - mitigation measures considered*)

- Federal & provincial final reviews
- Initialing of agreements

- First Nations community voting process

Stage 3: Implementation



Address outstanding issues

Conditions Precedent to be addressed
Provincial decisions required
(resolve permits, tenures, authorizations)

First Nations Consultation

Consultation on overlapping territories
Required on provincial decisions

Implement Approaches to
Resolve Overlaps &
Approve Final Parcels

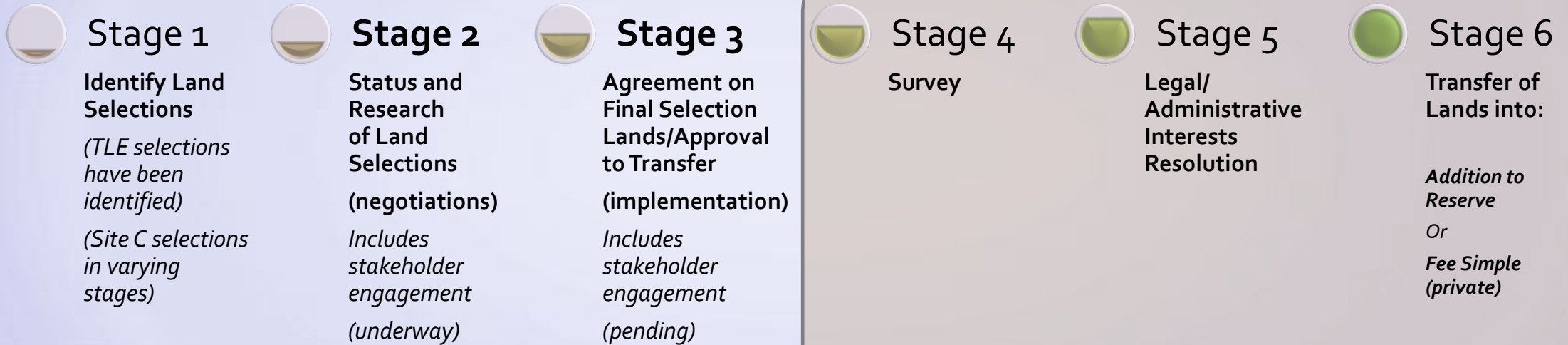
Tenure holder engagement

To resolve overlaps with impacts
(ranges from notification to in-depth
engagements and negotiations)

Stakeholder Engagement

Parcel-specific issues
(e.g. Halfway River Trail at Pink Mountain)

Land Transfer Process



TLE and Site C Status



First Nation	Agreement	Process Stage	Comment
HRFN & WMFN BRFN & DRFN	TLE Settlement & Lands Agreements	Stage 2	Draft Agreements nearing completion & initialling
HRFN	Site C Lands Agreement	Stage 2	Land selections nearing final
DRFN	Site C Lands Agreement	Stage 1	Lands not yet identified
SFN	TLE Settlement & Lands Agreements	Stage 2	Land selection review in progress
SFN	Site C Lands Agreement	Stage 2	Land selection review in progress

How to provide feedback



- Written: comment forms | letters
- E-mail: MIRR.Northeast@gov.bc.ca
- govTogether website:
<https://engage.gov.bc.ca/govtogetherbc/consultation/land-transfers-in-northeast-british-columbia/>
- MIRR contacts:
 - WMFN/SFN (Dale Morgan or Renee Simard)
 - HRFN (Dale Morgan or Penny Vanderwekken-Dunn)
 - BRFN/DRFN (Kai Elmauer or Tara Forest)



Thoughts...