

## 2021 KITSELAS IABA AMENDING AGREEMENT

THIS AMENDING AGREEMENT made the 20 day of September, 2021 BETWEEN:

**HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF BRITISH COLUMBIA, as represented jointly by the Minister of Indigenous Relations and Reconciliation, and the Minister of Forests, Lands, Natural Resource Operations and Rural Development**

("British Columbia")

AND:

**KITSELAS FIRST NATION**

("Kitselas")

(collectively, the "Parties")

### WHEREAS:

- A. The Parties entered into the Kitselas First Nation 2018 Indigenous Atmospheric Benefit Agreement made the 15<sup>th</sup> day of November, 2018 (the "**2018 IABA**"), in which British Columbia agreed to transfer from the BC carbon registry to Kitselas, 3.68% of Great Bear Project Offsets calculated for the Great Bear Project Area for a Vintage Year, as available;
- B. In the 2018 IABA, the Great Bear Project Area was defined to encompass only the North Coast Timber Supply Area;
- C. In 2016, the Province implemented land use orders to combine the North Coast Timber Supply Area and the Central Mid Coast Timber Supply Area into a single larger management area known as the North and Central-Mid Coast ("**NCMC**") Timber Supply Area, resulting in an overall increase in carbon offsets for the NCMC combined;
- D. The Parties wish to amend in the 2018 IABA to align with the boundaries of the Timber Supply Area; and
- E. Section 8.1 of the 2018 IABA provides that it may be amended with the written consent of the Parties.

**NOW THEREFORE** the Parties agree as follows:

### 1.0 AMENDMENTS

- 1.1 The definition "Great Bear Project Area" in section 1.1 is deleted and replaced with the following:

"Great Bear Project Area" means the North and Central-Mid Coast as shown on the map attached as Appendix 1 to the 2021 Kitselas IABA Amending Agreement;

1.2 Section 3.2 of the 2018 IABA is deleted and replaced with the following:

Commencing on April 1, 2016 and in each fiscal year thereafter until April 1, 2040, British Columbia will transfer, from the BC carbon registry to Kitselas 0.90% of Great Bear Project Offsets calculated for the Great Bear Project Area for a Vintage Year, as available.

1.3 Appendix 1 of the 2018 IABA is deleted.

1.4 All other provisions in the 2018 IABA remain the same and in full force and effect.

**2.0 GENERAL**

2.1 This Amending Agreement is to be construed in accordance with and governed by the laws applicable in the Province of British Columbia.

2.2 This Amending Agreement may be executed in counterpart with the same effect as if Parties had signed the same document. Each counterpart shall be deemed to be an original. All counterparts shall be construed together and shall constitute one and the same Amending Agreement.

Signed on behalf of Kitselas First Nation by its authorized signatory



\_\_\_\_\_  
Authorized Signatory

\_\_\_\_\_  
September 20, 2021  
Date



\_\_\_\_\_  
Witness

Signed on behalf of Her Majesty the Queen  
In Right of the Province of British Columbia,  
by the duly authorised representative of the  
Minister of Indigenous Relations and  
Reconciliation



\_\_\_\_\_  
Duly authorised representative of the  
Minister of Indigenous Relations and  
Reconciliation

\_\_\_\_\_  
November 17, 2021  
Date



\_\_\_\_\_  
Witness

Signed on behalf of Her Majesty the Queen In  
Right of the Province of British Columbia, by  
the duly authorised representative of the  
Minister of Forests, Lands, Natural Resource  
Operations and Rural Development



\_\_\_\_\_  
Duly authorised representative of the  
Minister of Forests, Lands, Natural Resource  
Operations and Rural Development

Nov 12, 2021  
\_\_\_\_\_  
Date



\_\_\_\_\_  
Witness

