

NISGA'A FINAL AGREEMENT

AMENDING AGREEMENT

(No. 4)

**NISGA'A FINAL AGREEMENT
AMENDING AGREEMENT**

(No. 4)

THIS AMENDING AGREEMENT is dated for reference March 31, 2019

AMONG

**HER MAJESTY THE QUEEN IN RIGHT OF CANADA, as represented by the
Minister of Crown-Indigenous Relations**

("Canada")

AND

**HER MAJESTY THE QUEEN IN RIGHT OF BRITISH COLUMBIA, as
represented by the Minister of Indigenous Relations and Reconciliation**

("British Columbia")

AND

**The NISGA'A NATION, as represented by the Nisga'a Lisims Government
Executive**

("Nisga'a Nation").

WHEREAS:

- A. On May 11, 2000 the Nisga'a Final Agreement came into effect.
- B. The Nisga'a Final Agreement provides for its amendment and specifies requirements for amendments of various of its provisions.
- C. The Parties have previously agreed to make certain amendments to the Nisga'a Final Agreement.
- D. The Parties now propose the further amendments to the Nisga'a Final Agreement set out in Part II of this Amending Agreement related to the definition of Nisga'a settlement trust.

- E. The Parties have determined that the processes set out in paragraph 37, 38 and 40 of Chapter 2 – General Provisions apply to the proposed amendments set out in Part II of this Amending Agreement No. 4.

NOW THEREFORE the Parties agree that the proposed amendments to the Nisga'a Final Agreement set out in Part II of this Amending Agreement No. 4 be recommended

- a) **By the Nisga'a Lisims Government Executive to Wilp Si'ayuukhl Nisga'a,**
- b) **By the Minister of Crown-Indigenous Relations to the Governor in Council, and**
- c) **By the Minister of Indigenous Relations and Reconciliation to the Legislature of British Columbia.**

PART I – DEFINITIONS

1. In this Amending Agreement No. 4:
 - a) "Nisga'a Final Agreement" means the Nisga'a Final Agreement among the Nisga'a Nation, Her Majesty The Queen in right of Canada and Her Majesty the Queen in right of British Columbia, as it took effect on May 11, 2000, as amended;
 - b) A reference to a Chapter by number or name is a reference to the corresponding chapter number or name in the Nisga'a Final Agreement; and
 - c) A reference to a number and paragraph of a Chapter is a reference to the corresponding number and paragraph of the chapter in the Nisga'a Final Agreement.
2. Words and expressions appearing in this Amending Agreement No. 4 that are not defined in this Amending Agreement but are defined in the Nisga'a Final Agreement have the meanings ascribed to them in the Nisga'a Final Agreement.

PART II - AMENDMENTS

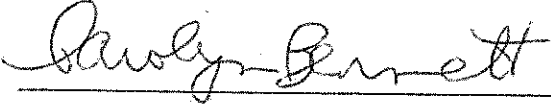
3. The definition of "Nisga'a settlement trust" in paragraph 1 of Chapter 15 of the Nisga'a Final Agreement is amended by deleting "means any trust having the following characteristics" and substituting "at any time means a Nisga'a settlement trust as defined in the Taxation Agreement referred to in paragraph 21 of the Tax Chapter or any trust having the following characteristics".

4. Subparagraph (f) of the definition of “Nisga’a settlement trust” in paragraph 1 of Chapter 15 of the Nisga’a Final Agreement is amended by deleting “Financial Transfers Chapter” and substituting “Capital Transfer and Negotiation Loan Repayment Chapter”.

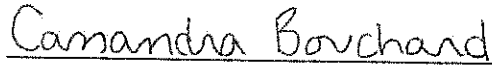
PART III – PROCEDURES

5. The proposed amendments set out in Part II of this Amending Agreement will take effect in accordance with paragraph 41 of Chapter 2 – General Provisions, on the date that the last Party required to consent to the amendments gives its consent.
6. This Amending Agreement may be signed in one or more counterparts. A signed counterpart may be delivered by one Party to another Party by facsimile transmission and a facsimile so transmitted will constitute an original document. Signed counterparts held by a Party, taken together, will constitute one and the same instrument.

FOR HER MAJESTY THE QUEEN IN RIGHT OF CANADA, as represented by the Minister of Crown-Indigenous Relations, signed this 30 day of AUGUST, 2019.

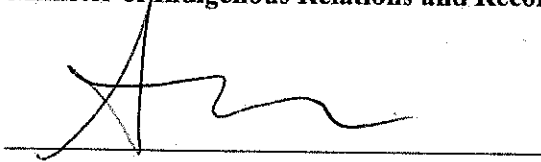


The Honourable Carolyn Bennett, Minister of
Crown-Indigenous Relations

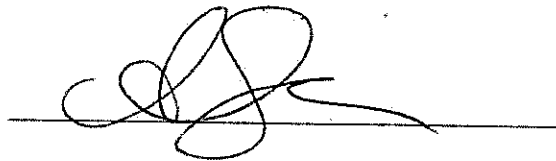


Witnessed by

FOR HER MAJESTY THE QUEEN IN RIGHT OF BRITISH COLUMBIA, as represented by the Minister of Indigenous Relations and Reconciliation, signed this 28 day of October, 2019.




The Honourable Scott Fraser, Minister of
Indigenous Relations and Reconciliation

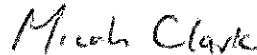


Witnessed by

FOR THE NISGA'A NATION, as represented by the Nisga'a Lisims Government Executive, signed this 9 day of October, 2019.



Eva Clayton, President



Witnessed by

