

**Land and Resource Decision Making Pilot
2020 Confirmation and Amending Agreement**

Between:

**Her Majesty the Queen in Right of the Province of British Columbia, as
represented by the Minister of Indigenous Relations and Reconciliation (the
“Province”)**

And:

**Nlaka’pamux Nation Tribal Council, and the Nlaka’pamux Member `Communities
of Boothroyd Indian Band, Lytton First Nation, Oregon Jack Creek Band, Skuppah
Indian Band, and Spuzzum First Nation (“NNTC”)**

(Collectively referred to here as the “Parties”)

WHEREAS:

- A. The Parties entered into the Land and Resource Decision Making Pilot (“Agreement”) on May 7, 2014 which is attached as Appendix A;
- B. The Parties amended the Agreement on December 22, 2015 to include an Interim Forestry Appendix and extend the term to March 31, 2016 (“2015 Amending Agreement”);
- C. The Parties amended the Agreement on March 31, 2016 to extend the term to March 31, 2017 (“2016 Amending Agreement”);
- D. The Parties amended the Agreement on March 31, 2017 to extend the term to March 31, 2017 (“2017 Amending Agreement”);
- E. The Parties amended the Agreement on March 31, 2018 to extend the term to March 31, 2020 (“2019 Amending Agreement”);
- F. The 2015 Amending Agreement, 2016 Amending Agreement, 2017 Amending Agreement, and 2019 Amending Agreement are attached at Appendix B;
- G. The Parties signed the Nlaka’pamux Nation Tribal Council and British Columbia Political Accord on Advancing Recognition, Reconciliation and Implementation of Title and Rights (“Accord”) on November 27, 2017 which sets out the Parties’ commitment to frame a shared path forward; and
- H. The terms of the Agreement expire on March 31, 2020. The Parties wish to confirm their intentions to be bound by the terms of the Agreement, as previously amended, and in

accordance with the further amendments set out in this 2020 Confirmation and Amending Agreement (“the 2020 Amending Agreement”).

NOW THEREFORE THE PARTIES AGREE AS FOLLOWS:

1. This 2020 Amending Agreement will take effect on the date that it is fully executed by all of the Parties.
2. The Parties agree to continue to be bound by the Agreement, in accordance with this 2020 Amending Agreement.
3. The Agreement subsection 3.1 is replaced with the words “Subject to Section 12.1, this Agreement will be in effect until March 31, 2023”.

4. The Agreement subsection 8.1 is amended to include the following:

- (d) \$490,000 for the provincial fiscal year ending March 31, 2021 to implement the Agreement;
- (e) \$490,000 for the provincial fiscal year ending March 31, 2022 to implement the Agreement; and
- (f) \$490,000 for the provincial fiscal year ending March 31, 2023 to implement the Agreement.

5. The Agreement is amended to replace section 8.1.1 as follows:

- 8.1.1 The Province commits to seek capacity funding for the fiscal year of 2020/2021 to support:
 - a) scoping negotiations on the longer-term shared path forward contemplated in the Accord; and
 - b) scoping a mandate to negotiate a longer-term shared decision making agreement.

6. Appendix H to the Agreement is amended as follows:

- a. Section 3.0 is amended to add a new section 3.4:

- 3.4 The Province will provide the following Forestry Contributions to NNTC for the 2019/20 and 2020/21 fiscal year as follows:

- 3.4.1 The remainder of \$698,422 for the fiscal year of 2019/2020 in the amount of \$349,221 on or before March 31, 2020; and

3.4.2 \$709,587 on or before March 31, 2021.

3.5 The Province shall commit to seeking an annual Forestry Contribution payable to NNTC until such time that a Comprehensive Forestry Agreement is entered into by the Parties.

b. Section 8.2 is amended to read as follows:

8.2 This Appendix will terminate on March 31, 2023.

7. The Parties acknowledge and agree that they are negotiating a Comprehensive Forestry Agreement, upon the signing of which, will immediately void and replace Appendix H of the Agreement and all amendments thereto set out in this 2020 Amending Agreement.
8. The Parties further agree and acknowledge that they are scoping the framework for negotiating a Comprehensive Reconciliation Agreement ("the Pathways Agreement"), which may, with the agreement of both Parties, replace the Agreement, as amended.
9. The Parties further agree and acknowledge that they are collaboratively reviewing the Agreement and have identified areas for refinement based on their implementation experience and may amend the Agreement in advance of the completion of the Pathways Agreement as an interim measure.
10. In all other respects the Agreement, as amended, remains the same.

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



Trish Balcaen for Honorable Minister Scott Fraser

March 27, 2020

Date

**NLAKA'PAMUX NATION TRIBAL
COUNCIL (NNTC)**



Chief Matt Pasco, Interim Tribal Chair
On Behalf of
Boothroyd Indian Band,
Lytton First Nation
Oregon Jack Creek Band
Skuppah Indian Band, and Spuzzum First Nation

March 26, 2020

Date

Appendix A - Land and Resource Decision Making Pilot

**Appendix B - 2015 Amending Agreement, 2016 Amending Agreement,
2017 Amending Agreement, and 2019 Amending Agreement**

