

# **NLAKA'PAMUX NATION TRIBAL COUNCIL**

Fraser Thompson Indian Services Nlaka'pamux Services Society

P.O. Box 430, Lytton B.C. V0K 1Z0

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## **LAND AND RESOURCE DECISION MAKING PILOT PROJECT**

### **AMENDING AGREEMENT**

**BETWEEN:**

**HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF BRITISH COLUMBIA, as represented by the Minister of Aboriginal Relations and Reconciliation ("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, SPUZZUM FIRST NATION**

**("NNTC")**

**(Collectively referred to as the "Parties")**

**WHEREAS:**

The Parties entered into the Land and Resource Decision Making Pilot Project dated May 7, 2014, a copy of which is attached as Appendix A ("Agreement") to this Amending Agreement.

Section 10.1 provides the Parties may amend the Agreement in writing.

The Parties wish to amend the Agreement to include an Interim Forestry Appendix, to extend the term of the Agreement to March 31, 2016 and to make other consequential amendments.

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

On and after the Amending Agreement Effective Date the Agreement:

Subsection 1.2 is amended to include the words "Appendix H: Interim Forestry Appendix".

Subsection 2.2 is amended to include a new subsection (f) which states "Establish an interim forestry relation-

ship in accordance with Appendix H.”

Subsection 3.1 replaced with the words “Subject to section 12.1, this Agreement be in effect until March 31, 2016.”

Subsection 8.2 is amended as follows “Notwithstanding any other provision of this Agreement, any payment to be provided by the Province to NNTC under this Agreement is subject to:”

On and after the Amending Agreement Effective Date the Agreement is amended to include “Appendix H – Interim Forestry Appendix” and “Schedule 1 – Comprehensive Forestry Negotiations” which are attached to this Amending Agreement as Appendix B.

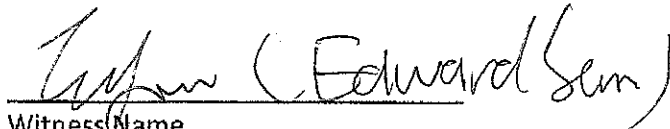
This Amending Agreement will take effect on the date that it is fully executed by all of the Parties (“Amending Agreement Effective Date”).

This Amending Agreement may be signed in counterparts and exchanged by electronic means of transmission. Together all counterparts constitute the Amending Agreement.

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



Honorable Minister John Rustad



Witness Name



Date

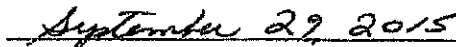
**NLAKA'PAMUX NATION TRIBAL  
COUNCIL (NNTC)**



Chief Robert Pasco  
Tribal Chair



Witness Name



Date

Michael Campbell  
Chief Michael Campbell  
Boothroyd Indian Band

D. Abbott  
Witness Name

September 29, 2015  
Date

Robert Pasco  
Chief Robert Pasco  
Oregon Jack Creek Band

D. Abbott  
Witness Name

September 29, 2015  
Date

James Hobart  
Chief James Hobart  
Spuzzum First Nation

D. Abbott  
Witness Name

September 29, 2015  
Date

Janet Webster  
Chief Janet Webster  
Lytton First Nation

D. Abbott  
Witness Name

September 29, 2015  
Date

Doug McIntyre  
Chief Doug McIntyre  
Skuppah Indian Band

D. Abbott  
Witness Name

September 29, 2015  
Date

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## **NLAKA'PAMUK NATION TRIBAL COUNCIL**

### **TRIBAL COUNCIL RESOLUTION -**

#### **Amending Agreement - Interim Forestry Appendix**

WHEREAS the Province of British Columbia ("British Columbia") and the Nlaka'pamux Nation Tribal Council ("NNTC") have entered into a Framework Agreement on March 30, 2012, setting out certain principles and procedures for negotiating one or more agreements that address shared decision making and economic relations;

AND WHEREAS the NNTC has pressed for recognition of Nlaka'pamux Aboriginal Rights, including Title throughout Nlaka'pamux Territory;

AND WHEREAS the NNTC and British Columbia are committed to finding ways to work collaboratively with respect to the use of lands and resources within the Nlaka'pamux Territory and any revenue and benefits derived from those lands and resources;

AND WHEREAS the NNTC and British Columbia wish to further reconciliation through forms of shared decision making, revenue sharing, and other agreements;

AND WHEREAS on May 7, 2014, British Columbia and the NNTC, on its own behalf and on behalf of its Member Communities, entered into a Land and Resource Decision Making Pilot Project (the "Agreement"), which the parties are working to implement;

AND WHEREAS one area of implementation is working towards achieving certainty for forest and/or range resource development within the Territory, by establishing an interim forestry agreement between British Columbia and the NNTC, while discussions regarding establishing a comprehensive forestry agreement take place;

AND WHEREAS British Columbia has negotiated a Land and Resource Decision Making Pilot Project Amending Agreement with the NNTC, on its own behalf and on behalf of its Member Communities, to establish an interim forestry relationship in accordance with Appendix H and Including Schedule

1 - Comprehensive Forestry Negotiations (the "Amending Agreement"), a final form of which has been provided to and reviewed by each of the undersigned;

NOW THEREFORE BE IT RESOLVED THAT:

- (a) the Amending Agreement is hereby approved;
- (b) the Chair of the NNTC is hereby authorized to enter into, execute and deliver the Amending Agreement in substantially the form and substance provided to and reviewed by each of the undersigned on behalf of the NNTC, its Member Communities and the Members;
- (c) the Chair of the NNTC is hereby authorized to do all such further and other acts and things and execute and deliver all such further and other documents, agreements and instruments as may be necessary in order to carry out the intent of the Amending Agreement and perform the obligations of the NNTC and its Member Communities under the Amending Agreement;
- (d) the Chair of the NNTC is hereby authorized to make the acknowledgements and covenants included in the Amending Agreement and binding on behalf of the NNTC and its Member Communities; and
- (e) this Resolution may be executed in any number of counterparts with the same effect as if all Member Communities had signed the same document. A fax transcribed copy, PDF copy delivered via e-mail or photocopy of this Resolution executed by a Member Community in counterpart or otherwise will constitute a properly executed, delivered and binding resolution or counterpart of the executing party.

DATED this 29th day of September, 2015.

Michael Campbell  
Chief Michael Campbell  
Boothroyd Indian Band

D Abbott  
Witness Name

September 29, 2015  
Date

Robert Pasco  
Chief Robert Pasco  
Oregon Jack Creek Band

D Abbott  
Witness Name

September 29, 2015  
Date

James Hobart  
Chief James Hobart  
Spuzzum First Nation

D Abbott  
Witness Name

September 29, 2015  
Date

Janet Webster  
Chief Janet Webster  
Lytton First Nation

D Abbott  
Witness Name

September 29, 2015  
Date

Doug McIntyre  
Chief Doug McIntyre  
Skuppah Indian Band

D Abbott  
Witness Name

September 29, 2015  
Date