

shíshálh Nation Interim Forestry Agreement Amending Agreement

Between:

Sechelt Indian Band, as represented by Chief and Council ("shíshálh Nation")

And:

Her Majesty the Queen in Right of the Province of British Columbia, as represented by the Minister of Aboriginal Relations and Reconciliation ("British Columbia")

(Collectively the "Parties")

WHEREAS:

- A. The Parties have entered into the shíshálh Nation Interim Forestry Agreement as signed on behalf of the authorized signatories of the shíshálh Nation on March 30, 2016 and by British Columbia on June 20, 2016 (the "Interim Forestry Agreement");
- B. Section 12.1 of the Interim Forestry Agreement provides that any alteration or amendment to its terms and conditions must be in writing and duly executed by the Parties; and
- C. The Parties wish to alter and amend the Interim Forestry Agreement in accordance with this Amending Agreement to clarify the Effective Date of the Interim Forestry Agreement, provide for additional Revenue Sharing Contributions, and to extend the Term of the Interim Forestry Agreement to December 31, 2017.

NOW THEREFORE THE PARTIES AGREE AS FOLLOWS:

1.0 Definitions and Interpretation

1.1. In this Amending Agreement:

"Amending Agreement" means this shíshálh Nation Interim Forestry Agreement Amending Agreement;

"Interim Forestry Agreement" has the meaning ascribed to that term in recital A;

"Amendment Date" means the date this Amending Agreement comes into force and effect in accordance with section 2.1.

1.2 Unless the context requires otherwise, all capitalized terms in this Amending Agreement have the meaning ascribed to them in the Interim Forestry Agreement.

2.0 Coming into Effect and Effective Date of Amendments

2.1 This Amending Agreement comes into force and effect when it has been signed and delivered by both Parties.

2.2 The amendments to the Interim Forestry Agreement set out in section 3.0 of this Amending Agreement take effect as of the Amendment Date.

3.0 Amendments to Interim Forestry Agreement

3.1 Section 1.1 of the Interim Forestry Agreement is amended by deleting the definition of "Effective Date" and inserting the following:

"**Effective Date**" means, notwithstanding the date that this Agreement is signed by the Parties, April 1, 2016;"

3.2 The Interim Forestry Agreement is amended by renumbering section 3.4 as section 3.5, replacing the cross references to section 3.4 in sections 3.2 and 3.3 with "section 3.5", and inserting following as section 3.4:

"3.4 Subject to 3.1.2 and section 10.0 of this Agreement, the Revenue Sharing Contribution for the BC Fiscal Year commencing on April 1, 2017 and ending March 31, 2018 will be deemed to be a total of \$965,233 and will be disbursed by British Columbia to shíshálh Nation as follows:

3.4.1 a payment of \$563,489 to be paid on or before September 30, 2017; and

3.4.2 a payment of \$401,744 to be paid on or before March 31, 2018."

3.2 Section 11.1.2 of the Interim Forestry Agreement is amended by deleting section 11.1.2 and inserting the following subsection:

"11.1.2 will end on December 31, 2017, unless terminated in accordance with section 10."

4.0 General

4.1 This Amending Agreement may be entered into by each Party signing a separate copy of this Amending Agreement (including a scan, photocopy or facsimile


copy) and delivering to the other Party by facsimile or electronic transmission at the address provided for in the Interim Forestry Agreement.

- 4.2 The Parties ratify and confirm the Interim Forestry Agreement and acknowledge that, subject to the amendments set out in this Amending Agreement, the Interim Forestry Agreement is valid and in force and effect and binding on the Parties in accordance with its terms.

IN WITNESS WHEREOF the Parties have executed this Amending Agreement as set out below:

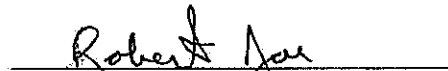
Signed on behalf of:

shishálh Nation


Chief Calvin Craigan

March 15, 2017
Date


Councillor Warren Paul

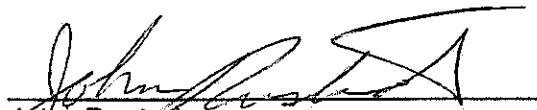

Councillor Robert Joe


Councillor Christopher August


Witness of shishálh Nation signatures

Signed on behalf of:

Government of British Columbia


John Rustad
Minister of Aboriginal Relations and Reconciliation or authorized signatory

March 27, 2017
Date


Witness