



Tseycum First Nation West Saanich Road Reconciliation Agreement (the “Agreement”)

**Between Tseycum First Nation and the Province of British Columbia
as represented by the Ministry of Aboriginal Relations and
Reconciliation
(hereinafter Collectively the “Parties”)**

The Province and Tseycum First Nation have worked together under the Halitun Nutusmat Protocol to seek to address concerns of the Tseycum First Nation and have, as an interim measure, agreed to a resolution of the following issues between them relating to West Saanich Road:

1. Journey Home Cemetery

The Province will provide the Tseycum First Nation with \$150,000 towards the costs that have been and will be incurred in relation to the establishment of the Journey Home Cemetery and the re-interment of Tseycum First Nation ancestors.

2. Acknowledgement and Honouring

The Provincial Government acknowledges the continuing pain and hurt felt by the Tseycum First Nation people as a result of the troubled history of the West Saanich Road and agrees that:

- (a) the Provincial Government will, in a public manner, express its deep and sincere regret for the pain and hurt felt by the Tseycum First Nation people,
- (b) the Province will erect a roadside landmark to acknowledge and honour the history of the Tseycum First Nation in the area, the wording of which will be developed and agreed to by both Parties.

3. West Saanich Road

The Parties agree to begin addressing Tseycum First Nation's interest regarding improvements to that portion of West Saanich Road through Union Bay Indian Reserve No. 4 (the "Road") as follows:

- (a) the Province will engage a Canadian Land Surveyor to conduct a field survey and prepare a sketch plan showing the location of the travelled Road through the reserve,
- (b) the Province will notify Tseycum First Nation of any contractual or employment opportunities that may be available as a result of the above field survey.

4. Further Engagement

The Province acknowledges the Tseycum First Nation's strong interest in acquiring additional land for its community. The Parties agree to continue to explore options to address that interest. The Province will make \$50,000 capacity funding available to the Tseycum First Nation to be applied towards the cost of ongoing engagement.

District staff from the Ministry of Transportation and Infrastructure (MOTI) will work with Tseycum First Nation to jointly identify and prioritize proposed improvements to the Road, and will then jointly request approval from MOTI executive to undertake the proposed improvements.

MOTI and Tseycum First Nation will work together to develop a potential Patricia Bay foreshore restoration pilot project.

The Tseycum First Nation and the Province will participate in discussions with the Victoria Airport Authority regarding the lease referred to in 5 (c).

5. Government Relations

The Parties have a mutual desire to foster a relationship based on cooperation, understanding and respect and to further that relationship agree that:

- (a) if either Party has an issue of concern it wants brought to the attention of the other it will do so by contacting that other Party directly by contacting the following representatives of the Parties:

(i) for the Province:

Ministry of Aboriginal Relations and Reconciliation
Laurel Nash, Chief Negotiator
2957 Jutland Road
Victoria, B.C., V8T 5J9
Tel: 250-953-4004 Fax: 250-387-0887

(ii) for the Tseycum First Nation:

Tseycum First Nation
Chief Tanya Jones
1210 Totem Lane
North Saanich, BC, V8L 5S4
Tel: 250-656-0858 Fax: 250-656-0868

The Parties have agreed to work together to reconcile and resolve the issues between them with respect to Tseycum First Nation burial sites that lie adjacent to and within the West Saanich Road right-of-way, and therefore in this regard:

- (b) the Tseycum First Nation will make every effort to avoid conflict or resolve an issue of concern through discussion and negotiation with the province.
- (c) the Province will seek to enter into a lease with the Victoria Airport Authority of the land referred to by the Parties as “the Seaplane Base”.

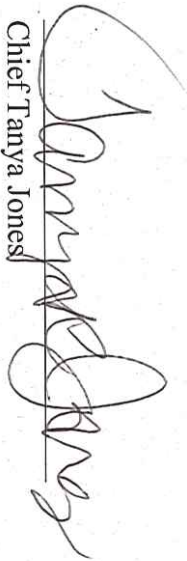
6. Nature of this Agreement

The Parties acknowledge and agree that this Agreement:

- (a) is intended to resolve some issues and concerns regarding West Saanich Road identified by the Parties through the Halitun Nutusmat Protocol work plan,
- (b) is not intended to address all issues of concern and that together the Parties will continue to seek to resolve the Tseycum First Nation’s desire to acquire more land for its community and to resolve the remaining issues between them,
- (c) is without prejudice to the position either Party may take in any legal proceeding,
- (d) does not and is not intended to contain any admission of fact or liability by either Party,
- (e) except as expressly provided herein, does not and is not intended to define, create, recognize, deny or amend the rights of the Parties.

IN WITNESS WHEREOF the Parties have signed this Reconciliation Agreement this
16th day of November, 2012 in the Province of British Columbia

SIGNED ON BEHALF OF
THE TSEYECUM FIRST NATION:


Chief Tanya Jones

Councillor Joseph Bill

Witness



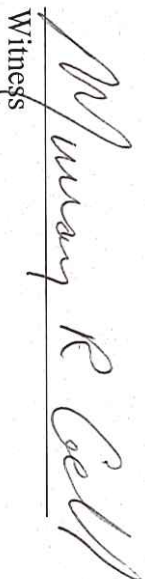


SIGNED ON BEHALF OF
THE PROVINCE OF BRITISH COLUMBIA:


Councillor Glenn Jim

Honourable Ida Chong
Minister of Aboriginal Relations and Reconciliation




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