

# Blueberry River First Nations Implementation Agreement

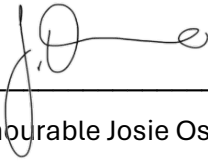
## Gundy Plan – Approval Decision Statement

Given the Blueberry River First Nations (“BRFN”) and Provincial Senior Officials Table (“SOT”) was unable to reach agreement regarding the outstanding issues related to the approval of the Gundy HV1 Plan, Minister Josie Osborne and Chief Judy Desjarlais have met May 15, 2024 to resolve the outstanding issues in accordance with s.7.11 of the BRFN Implementation Agreement. We have decided the following:

1. to approve the proposed Gundy Plan (as shared via email on May 14, 2024) as an HV1 plan to implement new land protections, restoration measures and conditions on oil and gas development activities, but on the conditions that it:
  - a. is piloted for a 3-year period and there is regular review and oversight of its implementation by the SOT;
  - b. includes the identified Protection Zone as set out in the agreed-to Gundy Plan Protection Zone map dated May 16, 2024 and direction conveyed by government to British Columbia Energy Regulator (“BCER”) to apply BRFN monitoring activity reports to permit decisions related to the pinch point areas previously reviewed by the Senior Officials Table;
  - c. has over 60% of the area identified as Protection Zone that legally prohibit oil and gas new disturbance;
  - d. does not involve a disturbance cap in the plan area under the following conditions:
    - i. should any additional development activities be proposed beyond what was considered in developing the Gundy Plan and to which BRFN opposes on the basis of additional New Disturbance, BRFN may trigger a review of the proposed additional activities in relation to the Plan. Those activities will not be permitted under the Gundy Plan until a review is carried out with BRFN, and a determination is made regarding whether the HV1 areas may or may not support the additional development;
    - ii. quarterly review of Gundy Plan implementation by BRFN leadership and the Province takes place at SOT meetings;
    - iii. tenure holders in the Gundy Plan area must meet (at least once per year) with BRFN to discuss annual permitting and construction priorities; and
    - iv. annual review of implementation of caps under the BRFN Implementation Agreement must take place at the Annual Meeting under s.7.15 of the Implementation Agreement;

2. to support BRFN community meetings and provide accessible information about the Gundy Plan for BRFN members, with participation by senior provincial officials, as soon as possible in May or June, 2024; and
3. to ensure that tenure holders are pre-engaging with BRFN before permit applications are made to the BCER and to ensure that BCER carries out consultation obligations with BRFN on any permit applications for development in accordance with the Implementation Agreement.

The Minister of Energy, Mines and Low  
Carbon Innovation



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Honourable Josie Osborne  
May 17, 2024

Chief of Blueberry River First Nations



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Chief Judy Desjarlais  
May 17, 2024