



BRITISH
COLUMBIA



Canada

Ktunaxa Kinbasket Treaty Council

Ktunaxa Kinbasket Treaty Council Treaty Negotiations

FOREST RESOURCES SUB-AGREEMENT

Common Principles Document

Public Information Draft

APRIL 10, 2002

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FOREST RESOURCES SUB-AGREEMENT

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BACKGROUND

Canada, British Columbia and the Ktunaxa Kinbasket Treaty Council are engaged in treaty negotiations in the British Columbia Treaty Commission process. Our treaty negotiations include public consultation and internal review of documents jointly drafted by the three Parties.

The preparation of this Common Principles Document is one step in the negotiation process leading to the completion of a chapter that will be included in the Agreement-in-Principle.

The Parties are releasing this document for public information.

For further information on the negotiations, please contact any of the following people:

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The Parties agree that the Final Agreement will:

1. Reconcile the interests of the [Ktunaxa Nation] and the Crown in forest resources.
2. Provide certainty regarding ownership of forest resources and the associated authorities, [jurisdictions], responsibilities and roles in relation to:
 - a) awarding tenures;
 - b) setting stumpage rates;
 - c) collecting revenue;
 - d) regulating forest practices;
 - e) enforcement;
 - f) regulating the commercial use of forests;
 - g) conducting research;
 - h) maintaining forest health, and conducting fire protection, suppression and control activities; and
 - i) other matters identified by the Parties.
3. Describe the nature and extent of the role of the [Ktunaxa Nation] in any forest management and planning processes required to be undertaken on Crown land and the role of the Crown in any forest management and planning processes required to be undertaken on [Ktunaxa Lands].
4. Define the nature of any information sharing between the Parties in relation to forest management activities.

Discussion regarding jurisdiction is temporarily set aside.

Drafting conventions:

all parties; *KKTC*; *British Columbia*; *Canada*; [not yet agreed]; (elaborations); additions; ~~deletions~~

5. Include transition provisions to address matters related to any existing harvesting agreements where the [Ktunaxa Nation] will be assuming ownership of forest resources, including outstanding obligations for reforestation and road deactivation.
6. Describe the [Ktunaxa Nation's] economic access to forest resources.
7. Describe the [Ktunaxa Nation's] domestic use of forest resources.