



BRITISH
COLUMBIA



Ktunaxa Kinbasket Treaty Council

Canada

Ktunaxa Kinbasket Treaty Council Treaty Negotiations

PARKS AND PROTECTED AREAS

Interim Negotiating Framework

Public Information Draft

APRIL 10, 2002

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PARKS AND PROTECTED AREAS Interim Negotiating Framework

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 Interim Negotiating Framework 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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Parks and Protected Areas Sub-agreement Interim Negotiating Framework Public Information Draft

PREAMBLE

The British Columbia Government will be holding a referendum this year to guide its approach to treaty negotiations. The province has requested that some topics under negotiation be temporarily set aside until the provincial referendum on treaties is completed.

At the July meeting of the Chief Negotiators, the Side Table was asked to develop a mechanism to monitor the ongoing progress of negotiations during the period prior to the referendum. To address this request, BC proposed that the Parties develop and agree upon an Interim Negotiating Framework for each chapter.

The Interim Negotiating Framework for Parks and Protected Areas sets out an agreed upon list of topics on which all Parties believe progress can be made during this interim period.

DEFINITIONS

Cultural Heritage Sites
Ecological Reserve
Kootenay, Yoho, Mount Revelstoke and Glacier National Parks
[Ktunaxa Lands]
[Ktunaxa Parks]
National Park
National Park Reserve
Provincial Parks
Protected Areas
Traditional Territory

PROVINCIAL PARKS AND PROTECTED AREAS

1. Confirmation of existing Provincial Parks, Ecological Reserves, and Protected Areas at the time of the Final Agreement.
2. Address matters relating to the nature and extent of the Ktunaxa role in the planning and management

Drafting conventions:

All Parties; *KKTC*; **British Columbia**; **Canada**; [not yet agreed]; (elaboration); additions; ~~deletions~~

processes of specific Provincial Parks, Ecological Reserves, and Protected Areas. (BC's interim negotiation mandate provides for this to be implemented as a Treaty Related Measure)

3. Address matters relating to the establishment of new Provincial Parks, Ecological Reserves and Protected Areas within the Ktunaxa Traditional Territory.
4. Address matters relating to the protection, management, and presentation of Ktunaxa history and culture as cultural features in Provincial Parks, Ecological Reserves, and Protected Areas.
5. Address matters relating to the nature and scope of Ktunaxa use of Provincial Parks, Ecological Reserves, and Protected Areas for food, social and ceremonial purposes.
6. Address how the issue of economic opportunities within Provincial Parks and Protected Areas will be dealt with. (BC interim negotiation mandate provides for this to be accomplished through Treaty Related Measures outside the Treaty).

**NATIONAL PARKS, NATIONAL PARK RESERVES,
CULTURAL HERITAGE SITES**

7. Confirmation of existing National Parks, National Park Reserves, and Cultural Heritage Sites at the time of the Final Agreement.
8. Address matters relating to the nature and scope of the Ktunaxa role in the planning and management processes of National Parks, National Park Reserves, and Cultural Heritage Sites.
9. Address matters relating to the establishment of new National Parks, National Park Reserves, and Cultural Heritage Sites within the Ktunaxa Traditional Territory.
10. Address matters relating to the protection, management, and presentation of Ktunaxa history and culture as cultural features in National Parks, and

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National Park Reserves, Cultural Heritage Sites.

11. Address matters relating to the nature and scope of Ktunaxa use of National Parks, National Park Reserves, and Cultural Heritage Sites for food, social and ceremonial purposes.
12. Address how the issue of economic opportunities within National Parks, National Park Reserves, and Cultural Heritage Sites will be dealt with.
13. Address the issue of establishing special management areas within National Parks, National Park Reserves, Cultural Heritage Sites, for the protection of cultural resources.

KTUNAXA PARKS

14. Address the issue of the Ktunaxa's ability to create and dispose of Ktunaxa Parks on [Ktunaxa Lands].
15. Address the issue of whether Ktunaxa Parks will be designated under the Final Agreement.
16. Describe the areas to be designated as Ktunaxa Parks under the Final Agreement.

ACCESS

17. Address matters related to Ktunaxa access to National Parks, National Park Reserves, Cultural Heritage Sites, Provincial Parks and Protected Areas.
18. Address matters related to public access to Ktunaxa Parks.

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