

NAK'AZDLI BAND COUNCIL

P.O. Box 1329, Fort St. James, B.C. V0J 1P0 Telephone (250) 996 – 7171 Fax (250) 996 – 8010

April 17, 2013

Premier Christy Clark P.O. Box 9041, Stn Prov Govt, Victoria, B.C. V8W 9E1

Dear Premier:

Re: Provincial permitting for exploration related to the Enbridge Northern Gateway Pipeline
Project

Nak'azdli First Nation has begun to receive notification of Enbridge's intention to seek various provincial approvals and tenures associated with the Enbridge Northern Gateway Pipeline project ("the Enbridge project"). We attach here a copy of a letter to the Minister of Forests, Lands and Natural Resource Operations in respect of three of these applications.

As you know, the Joint Review Panel process on the Enbridge project is ongoing, and the Panel's report will not forward its report to federal Cabinet until December 30, 2013.

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We look forward to discussing further with your government in the near future.

Sincerely,

Fred Sam,

Chief of Nak'azdli Band

FS/ss

----Original Message----

From: OfficeofthePremier, Office PREM:EX Sent: Friday, April 19, 2013 10:27 AM To: 'Nakazdli.ca@birch.itsd.gov.bc.ca'

Cc: Minister, FLNR FLNR:EX

Subject: RE: Message from "RNP21DB8C"

Chief Sam.

Thank you for your letter regarding the proposed Enbridge Northern Gateway pipeline and engagement with the Nak'azdli First Nation as it relates to this project.

As you may know, we are currently in an election period. We have confirmed, however, that the Ministry of Forests, Lands and Natural Resource Operations received your letter. We understand that you will be hearing from the Ministry at the earliest opportunity.

Again, thank you for writing.

Office of the Premier Correspondence Branch

pc: Ministry of Forests, Lands and Natural Resource Operations

Not Responsive

From: Karen Joseph [mailto:karen.joseph@reconciliationcanada.ca]

Sent: Wednesday, May 15, 2013 10:59 AM To: OfficeofthePremier, Office PREM:EX

Dear Hon, Christy Clark and Deputy Ministers:

Madam Clark, congratulations on your re-election. As you begin your new term of office, we have an initiative that we need to discuss with you and your Minister of Aboriginal Relations and Reconciliation - on an urgent basis.

Reconciliation Canada is a charitable project that is aligned with the wishes of all the peoples of BC for a new way forward; a way to revitalize and renew relationships between Aboriginal peoples and all British Columbians. Response from individuals to this initiative has been strong, and response from businesses and other key community organizations has been even stronger. On a purely economic level, business and First Nations are looking for ways to build successful partnerships together. Reconciliation Canada is committed to building relationships that will become partnerships based on a foundation of openness, dignity, understanding and hope.

This matter is critical, with many organizations in BC and even further afield (in Alberta and federally) expressing a great deal of interest in our project. We are looking for a response and a

commitment from our provincial government to keep up with that of the private sector and our municipal governments.

Attached is an official letter of request signed by:

- Grand Chief Ed John of the First Nations Summit
- Regional Chief Jody Wilson-Raybould of the BC Assembly of First Nations
- Grand Chief Stewart Philip of the Union of BC Indian Chiefs
- Byron Joseph of the Indian Residential Schools Survivors Society
- Christine Smith of the Metro Vancouver Aboriginal Executive Council
- Chief Dr. Robert Joseph of Reconciliation Canada

Please contact us at your earliest opportunity and we will arrange a meeting for the signatories of this official request.

Respectfully,

Karen Joseph Executive Director, Reconciliation Canada karen.joseph@reconciliationcanada.ca | www.reconciliationcanada.ca t: 604.770.4434 m: 778.231.2115

"Let's find a way to belong to this time and place together. Our future, and the well-being of all our children, rests with the kind of relationships we build today."

~ Chief Dr. Robert Joseph



May 15, 2013

The Hon. Christy Clark Premier of British Columbia 80x 9041, Station PROV GOVT Victoria, BC Canada V8W 9E1

Dear Madam:

Congratulations on your re-election. We are writing to request an opportunity to meet with you and your Minister of Aboriginal Relations and Reconciliation and tell you about a new initiative coming to BC. Reconciliation Canada, a charitable project, has a bold and timely vision: to build new and revitalized relationships between Aboriginal peoples and all Canadians. Relationships built on a foundation of openness, dignity, understanding and hope.

Reconciliation Canada Initiatives (RCI) are producing a series of 40 community leadership events across BC starting in March 2013 ... gathering momentum towards a historic All Nations Canoe Gathering and a mass participation multi-cultural event in Vancouver—the Walk for Reconciliation—in September 2013.

We would like to meet with you to discuss the opportunity for both a successful partnership and an historic Week of Reconciliation.

We believe that the RCI events will prove to be a watershed moment for reconciliation between First Nations and British Columbians. With international attention and significant local involvement—including the City of Vancouver making 2013/14 the Year of Reconciliation in BC and urging other municipalities to do the same—the RCI events are on track to be the most highly attended and publicized events related to First Nations to date in B.C.

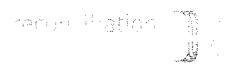
In fact, it is likely that there has never before been a more public and historic opportunity for the Government to partner with First Nations ... to demonstrate our shared commitment for reconciliation.

Reconciliation Canada is the body endorsed by BC First Nations to lead local and provincial level events leading up to and moving beyond the Truth and Reconciliation Commission of Canada (TRC) hearing in Vancouver. It is expected that that TRC will have 15,000 visitors for each of its four days, with RCI estimating 50,000 British Columbians participating in the Walk for Reconciliation.

Over the last number of months, the staff of the Ministry of Aboriginal Relations and Reconciliation has been extremely supportive. However, given the election cycle, RCI has not been able to secure the funding commitments required to ensure a successful week of Reconciliation. We understand that RCI has a goal of securing equal partnerships and financial support from the private sector, the Federal Government and Provincial Government. **Specifically,**\$ 16

s 16 We hold this initiative as a top priority for First Nations in BC.

Together, we can achieve a shared understanding, shored resilience, and a shared tomorrow.



Justice Murray Sinclair, Chief Commissioner for the TRC, and Chief Dr. Robert Joseph, Ambassador for RCI are the co-chairs of the BC National TRC Event Regional Advisory Committee (RAC). Both are signatories to a Collaboration Agreement between RCI and the TRC that guides the collaborative efforts of both organizations to ensure that the week of reconciliation surrounding the TRC will be a turning point in BC's relationship with First Nations.

Thank you for the opportunity to discuss these critical matters. We look forward to a most positive response to our request.

Best Regards,

Grand Chief Ed John Executive Task Group,

First Nations Summit

Grand Chief Stewart Philip

President.

Union of BC Indian Chiefs

Byron Joseph

Chair, Board of Directors

Jody Wilson-Raybould

BC Assembly of First Nations

Byrm Jones

Regional Chief,

Indian Residential Schools Survivors Society

Christing Smith

€hain

Metro Vancouver Aboriginal Executive Council

Chief Dr. Robert Joseph

Ambassador,

Reconciliation Canada

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From: Karen Joseph [mailto:karen.joseph@reconciliationcanada.ca]
Sent: Thursday, June 27, 2013 9:34 AM
To: OfficeofthePremier, Office PREM:EX: Minister, ABR ABR:EX
Cc: Steve.munro@gov.bc.ca; Fast, Don CSCD:EX; EDUC DM EDUC:EX; Milburn, Peter R
FIN:EX; AEIT Deputy Minister AEIT; EX; marr.deputyminister@gov.bc.ca; Peterson, Dave
FLNR:EX; MCF Deputy Ministers Office MCF:EX; DMOFFICE, HLTH HLTH:EX; Byng,
Dave A JTST:EX; Fyfe, Richard J JAG:EX; Sieben, Mark MCF:EX;
peirrette.maranda@gov.bc.ca; Dyble, John C PREM:EX; Sweency, Neil PREM:EX; Adams,
Evan IILTH:EX: Cunningham, Peter C ABR:EX; Peterson, Dave FLNR:EX:
'edjohn@fns,bc.ca'; 'Dan Smith (DSmith@fns.bc.ca)'; 'regionalchief@bcafn.ca'; 'Courtney
Daws'; '(hegrant@ins.bc.ca)'; 'Colin Braker'; 'Grand Chief Stewart Phillip
(president@ubcic.bc.ca)'; 'Bob Chaimberlin (bob@ubcic.bc.ca)'; 'Don '; 'Byron Joseph
                           )'; 'Christine Smith (
                                                      S. 22
(alvin.dixon@irsss.ca)'; Robert Joseph; Louise Raffa; Chris Little; Kristen Rivers
Subject: RE: Meeting for Reconciliation Canada and Week of Reconciliation
Importance: High
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Dear Premier Clark and Minister Rustad.

This is a follow up message to our original request for an urgent meeting dated May 15th to discuss a provincial contribution to support Reconciliation Canada Initiatives.

As mentioned, the matter is critical and a top priority for First Nations.

We look forward to a positive response in the immediate future.

Sincerely, Karen Joseph

From: Karen Joseph

Sent: Wednesday, May 15, 2013 10:59 AM

To: 'premier@gov.bc.ca'

Dear Hon. Christy Clark and Deputy Ministers:

Madam Clark, congratulations on your re-election. As you begin your new term of office, we have an initiative that we need to discuss with you and your Minister of Aboriginal Relations and Reconciliation - on an urgent basis.

Reconciliation Canada is a charitable project that is aligned with the wishes of all the peoples of BC for a new way forward; a way to revitalize and renew relationships between Aboriginal peoples and all British Columbians. Response from individuals to this initiative has been strong, and response from businesses and other key community organizations has been even stronger. On a purely economic level, business and First Nations are looking for ways to build successful partnerships together. Reconciliation Canada is committed to building relationships that will become partnerships based on a foundation of openness, dignity, understanding and hope.

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- Grand Chief Ed John of the First Nations Summit
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Please contact us at your earliest opportunity and we will arrange a meeting for the signatories of this official request.

Respectfully,

Karen Joseph Executive Director, Reconciliation Canada karen.joseph@reconciliationcanada.ca | www.reconciliationcanada.ca t: 604.770.4434 m: 778.231,2115

"Let's find a way to belong to this time and place together. Our future, and the well-being of all our children, rests with the kind of relationships we build today."

~ Chief Dr. Robert Joseph

From: Keith Henry [mailto:k.henry@bcmetis.com]

Sent: Monday, June 3, 2013 11:13 AM To: OfficeofthePremier, Office PREM:EX

Subject: Re: Provincial Government Rejection of Proposed Northern Gateway Pipelines Project

Thank you for the response.

We are requesting an opportunity to meet with the Premier in the future to further discuss this important matter.

Can a date or meeting be arranged?

Thank you

On Mon, Jun 3, 2013 at 10:46 AM, OfficeofthePremier, Office PREM:EX <Premier@gov.bc.ca> wrote:
Thank you very much, Mr. Henry. We appreciate hearing from you.

From: Keith Henry [mailto:k.henry@bcmetis.com]

Sent: Friday, May 31, 2013 12:48 PM

To: OfficcofthePremier, Office PREM:EX

Cc: Cunningham, Peter C ABR:EX; paul.heighington@aandc.gc.ca; Daryl Piper; TSD; Joe Desjarlais; BC MetisFederation; Maxine Lavallce; gloria RENDELL; Wayne Lucier; patrick; mamway@telus.net; Beverly Lambert; Rene Therrien; Richard Lucier-larson

Subject: Provincial Government Rejection of Proposed Northern Gateway Pipelines Project

Good afternoon Premier Clark,

Please accept the attached letter submitted in response to the announcement by Environment Minister Terry Lake earlier today to reject the proposed Enbridge Northern Gateway Pipelines Project.

We are very pleased.

This will be posted on our website today.

Thank you

Keith Henry President British Columbia Metis Federation k.henry@bcmetis.com 1-778-388-5013 Keith Henry President British Columbia Metis Federation k.henry@bcmetis.com 1-778-388-5013 Not Responsive

From: Grace [mailto:gracel@kib.ca] Sent: Friday, August 16, 2013 11:33 AM To: OfficeofthePremier, Office PREM:EX

Cc: Minister, ABR ABR:EX; Minister, FLNR FLNR:EX; Transportation, Minister TRAN:EX; Minister, HLTH HLTH:EX; Minister, MEM MEM:EX; Minister, ENV ENV:EX; Minister, FIN FIN:EX

Subject: Request to Schedule Meetings

I am writing to provide further information to our letter of August 9 2013, where we requested a meeting with the Premier and various Ministers to discuss various topics of concern to Tk'emlúps te Secwépeme.

Some of the topics we hope to discuss would be:

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Also, although we initially asked for these meetings to be scheduled the week of September 23 we now find that the following week – September 30 through October 4 would be much preferred as a General Band Meeting is scheduled for September 24 in Kamloops.

Your on-going assistance is appreciated.

Grace LaBossicre
Executive Assistant to
Chief Shane Gottfriedson
CEO-CFO Howard Campbell
Tkemlúps te Secwépemc
Phone: 250.314.1587
Fax: 250.372.8833
gracel@kib.ca
www.tkemlups.ca

www.spiritwarriors.ca breast cancer survivors dragon boat club

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From: Grace [mailto:gracel@kib.ca] Sent: Friday, August 9, 2013 1:21 PM

To: OfficeofthePremier, Office PREM:EX

Cc: Minister, ABR ABR:EX; Minister, FLNR FLNR:EX; Transportation, Minister TRAN:EX;

Minister, HLTH HLTH:EX; Minister, MEM MEM:EX; Minister, ENV ENV:EX

Subject: Request to Schedule Meetings

Importance: High

Good Afternoon,

As indicated in the letter attached, the Chief and Council wish to schedule meetings with various Ministries the week of September 23 2013.

To simplify this process I have requested the assistance of the Premier's Scheduling Assistant.

Please contact me directly if you require further information.

Sincerely,

Grace LaBossiere Executive Assistant to Chief Shane Gottfriedson CEO-CFO Howard Campbell Tkemlúps te Secwépemc Phone: 250.314.1587

Fax: 250.372.8833 gracel@kib.ca www.tkemlups.ca

www.spiritwarriors.ca breast cancer survivors dragon boat club

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From: Grace [mailto:gracel@kib.ca] Sent: Friday, August 9, 2013 1:21 PM To: OfficeofthePremier, Office PREM:EX

Cc: Minister, ABR ABR:EX; Minister, FLNR FLNR:EX; Transportation, Minister TRAN:EX;

Minister, IILTH HLTII:EX; Minister, MEM MEM:EX; Minister, ENV ENV:EX

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Grace LaBossiere
Executive Assistant to
Chief Shane Gottfriedson
CEO-CFO Howard Campbell
Tkcmlúps te Secwépeme
Phone: 250.314.1587

Fax: 250.372.8833 gracel@kib.ca www.tkemlups.ca www.spiritwarriors.ca breast cancer survivors dragon boat club

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August 9, 2013

Via e-mail premier@gov.hc.ca

The Honourable Christy Clark Office of the Premier PO Box 9041 Stn Prov Govt Victoria, BC V8W 9E1

Dear Madame Premier:

The Chief and Council of Tkemhips to Secwépeine have directed me to schedule meetings in Victoria the week of September 23 2013 to meet with the Premier and various Ministers.

In addition to the Premier, they would like to meet with the following:

The Honourable John Rustad - Minister of Aboriginal Relations and Reconciliation

The Honourable Steve Thomson - Minister of Forests, Lands and Natural Resources

The Honourable Todd Stone - Minister of Transportation and Infrastructure

The Honourable Terry Lake - Minister of Health

The Honourable Bill Bennett - Minister of Energy and Mines

The Honourable Mary Polak - Minister of the Environment

As the logistics involved are quite complicated I am hopeful that your Scheduling Assistant will be able to aid me in organizing meetings with all the parties.

Any assistance that can be provided will be greatly appreciated. I can be reached at 250-314-1587.

Sincerely,

Tkemlúps te Secwépeme

Grace LaBossiere

EA to Chief Shane Gottfriedson, CEO and CEO

Hussell Land

e-mail copies: Ministers Rustad, Thomson, Stone, Lake, Bennett and Polak

From: Allison Nelson [mailto:anelson@cvrd.bc.ca]

Sent: Friday, May 3, 2013 3:53 PM

To: OfficeofthePremier, Office PREM:EX

Ce: adrian.dix@bendp.ca

Subject: Correspondence from Ditidaht First Nation and Cowichan Valley Regional District

Importance: High

Please see the attached correspondence from Jack Thompson, Chief Councillor, Ditidaht First Nation and Rob Hutchins, Chair, CVRD Board of Directors.

Thank you,

Allison Nelson Executive Assistant Cowichan Valley Regional District 175 Ingram Street, Duncan, BC V9L 1N8

email: anelson@cvrd.bc.ca

Tel: 250.746.2502 / Toll Free: 1.800.665.3955 / Fax: 250.746.2513



Ditidaht First Nation

Phone (250) 755.7824 Fax (250) 755.7828 PO Box 340 Port Alberni, B.C. V9Y 7M8

May 3, 2013



Cowichan Valley Regional District

Phone (250) 746.2500 Fax (250) 746.2513 175 Ingram Street, Duncan, BC V9L 1N8

The Honourable Christy Clark Premier of British Columbia PO Box 9041 Stn Prov Gov't Victoria, BC V8W 9E1

Attention: Honourable Premier Clark

Dear Premier Clark,

Re: Road to Ditidaht First Nation and Nitinaht Lake

Together, the Ditidaht First Nation (Ditidaht) and Cowichan Valley Regional District (CVRD) are asking the Province of British Columbia to pave the road between Honeymoon Bay at Cowichan Lake, and the Ditidaht First Nation and Nitinaht Lake.

At present, the only roads into Nitinat Lake are unpaved, rough and filled with pot holes, making access for all both difficult, and unsafe. Travel is not only expensive, due to wear and tear from gravel, car maintenance and fuel costs, but is also a financial hardship for those living in the area who have no choice but to travel the road daily in its unsafe condition. The socioeconomic benefits of paving the road would be of great benefit, not only for the local community, but also for the public and eco-tourism in the region. Resources directed toward improving access and safety will facilitate increased economic and cultural development opportunities throughout the region.

Ditidaht and the CVRD are, therefore, jointly asking the Province to improve the safety, accessibility, and the socio-economic conditions of the region and the local community, by paving the road to lake.

In support of this request, the Ditidaht Council and Regional District Board have each passed the following resolution. It is our mutual interest and common goal that by speaking with one voice, and making this request together, the importance and urgency of this matter is clearly demonstrated and addressing this matter will be made a priority by the Province:

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WHEREAS the only road from Honeymoon Bay to the Ditidaht First Nation and Nitinaht Lake is rough, unpaved and a barrier to economic development, cultural exchange and public safety;

AND WHEREAS a hard surfaced road, owned and operated by the Province of British Columbia would lead to enhanced cultural exchanges, trading opportunities, ecotourism, recreational camping, fishing, hiking and other economic development opportunities for the Ditidaht First Nation and others;

AND WHEREAS the Ditidaht First Nation and Cowichan Valley Regional District share a common goal to improve access and travel safety between Nitinaht and Cowichan Lake:

NOW THEREFORE BE IT RESOLVED that the Ditidaht First Nation and Cowichan Valley Regional District together request the Province of British Columbia to acquire and hard surface the road between Honeymoon Bay and the Ditidaht First Nation, and undertake the necessary planning and work required to ensure that the paved road is adequately maintained into the future.

We welcome the opportunity to meet with Provincial officials to discuss our common goal further and we will be in contact with the Office of the Premier after May 14, 2013 to discuss making these arrangements.

On behalf of the Ditidaht and the CVRD Board, thank you in advance for your consideration and attention to this matter of mutual importance and concern.

Sincerely,

Jack Thompson Chief Councillor

Ditidaht First Nation

Rob Hutchins

Chair

CVRD Board

CC.

Adrian Dix, Leader of the NDP

From: OfficeoffhePremier, Office PREM:EX

Sent: Thursday, May 9, 2013 9:39 AM

To: XT:Cowichan Valley Regional District GCPE:IN

Ce: Transportation, Minister TRAN:EX

Subject: RE: Correspondence from Ditidaht First Nation and Cowichan Valley Regional District

Thank you for your email and attached letter from Jack Thompson, Chief Councillor of the Ditidaht First Nation, and Rob Hutchins, Chair of the CVRD Board. We note that you are calling for the paving of the road from Honeymoon Bay to the Ditidaht First Nation and Nitinaht Lake.

This is just a note to let you know that your correspondence has been shared with the Ministry of Transportation and Infrastructure for review at this time, and the Ministry will respond to your correspondence at the earliest opportunity following Election Day on May 14th.

Again, thank you for writing.

Office of the Premier Correspondence Branch

pc: Ministry of Transportation and Infrastructure

From: Rob Botterell [mailto: S. 22

Sent: Friday, August 9, 2013 4:13 PM

To: OfficeofthePremier, Office PREM:EX; Minister, ABR ABR:EX; Minister, MNGD

MNGD:EX

Cc: Karen Ogen; Felicia Erickson

Subject: Constitutional Obligation to Consult with Wet'suwet'en First Nation on New BC LNG

Industry

Please refer to the attached correspondence from Chief Karen Ogen, Wet'suwet'en First Nation.

We request that you confirm receipt.

Regards,

Rob Botterell

Botterell Law Corporation 2324 Brethour Avenue Sidney, BC V8L 2A3 Ph: 250,361,5009

email: rbotterell@telus.net

THIS MESSAGE IS INTENDED SOLELY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL, OR EXEMPT FROM DISCLOSURE. ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION BY ANY MEANS (INCLUDING FORWARDING THIS E-MAIL) IS STRICTLY PROHIBITED WITHOUT THE EXPRESS PERMISSION OF THE SENDER. If the reader of this message is NOT the intended recipient or an employee or agent responsible for delivering this communication to the intended recipient, please notify us immediately by telephone at 250-361-5009 and destroy this message without delay. Thank you.

From: Rob Botterell [mailto:rbotterell@telus.net]

Sent: Friday, August 9, 2013 3:38 PM

To: OfficcofthePremier, Office PREM:EX

Cc: Karen Ogen; Minister, ABR ABR:EX; Minister, MNGD MNGD:EX; Felicia Erickson Subject: Constitutional Obligation to Consult with Wet'suwet'en First Nation on New BC LNG

Industry

Please refer to attached correspondence from Chief Karen Ogen, Wet'suwet'en First Nation.

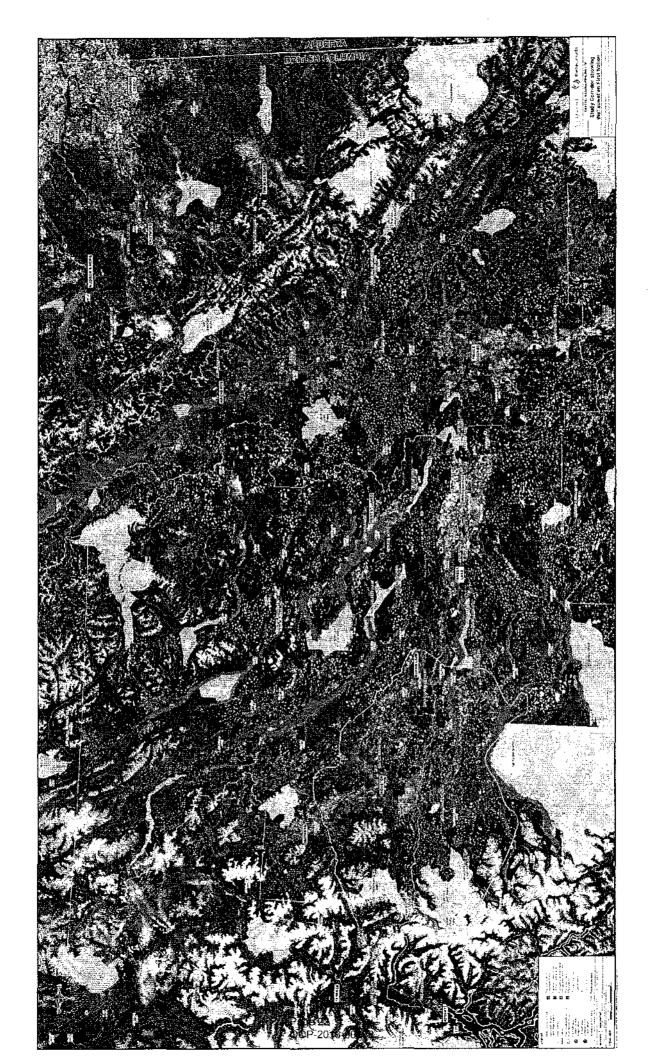
Robert H. Botterell

Botterell Law Corporation

2324 Brethour Avenue Sidney, BC V8L 2A3 Ph: 250,361,5009

email: rbotterell@telus.net

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Wet'suwet'en First Nation

PO Box 760, Burns Lake, BC V0J 1E0
Phone: (250) 698 7307 Fax: (250) 698 7480 Email: wfinchief@leakescom.net

Delivered by Hand and E-mail

August 9, 2013

The Honourable Christy Clark Premier of British Columbia Box 9041 Station PROV GOVT Victoria, BC V8W 9E1

Dear Premier Clark.

Re: <u>Constitutional obligation to consult on establishment of a new industry – British</u>
Columbia Liquefied Natural Gas Export Industry

I am writing on behalf of Wet'suwet'en First Nation to request a meeting with you in Vancouver during the week of September 9-13th, 2013. The purpose of this meeting is to begin Crown consultation regarding strategic planning and high level decision-making in relation to government plans to promote and develop a new British Columbia liquefied natural gas export industry (new LNG export industry).¹

The start of a new LNG export industry is a <u>unique and rare opportunity</u> to develop a resource strategically, with a broad and long view, to provide economic benefits, fulfill environmental responsibilities and honour Constitutional obligations to consult and accommodate Wet'suwet'en First Nation in the establishment of a new industry.

The balance of my letter sets out the reasons for this meeting request.

¹ Please note that this Crown consultation is separate and distinct from Crown consultation regarding individual pipeline applications.

New LNG Export Industry is an unprecedented high priority economic opportunity

Since the re-election of your government on May 14th, 2013 and your re-election on July 10th, 2013, you have made establishment of a new LNG export industry a very high priority by

- appointing Deputy Premier Rich Coleman as Minister of Natural Gas Development,
- · establishing a new ministry for the sole purpose of natural gas development,
- making natural gas development a priority issue in other BC government ministries,
- · planning an Asian LNG trade mission.

The June 2013 BC Ministry of Finance Update to the Budget and Fiscal Plan 2013/14 – 2015/16 re-confirms the exceptional outlook for this new LNG export industry:

British Columbia has an unprecedented economic opportunity and the potential for significant increases in revenues from liquefied natural gas (LNG) development. The revenue can be used for the benefit of all British Columbians, both now and in future generations.

Independent experts retained by the BC government forecast that the new industry will bring in between \$4.3 billion and \$8.7 billion in extra government revenues each year.

Supreme Court of Canada mandates Crown consultation on strategic, higher level decisions

When establishing a new industry to be built upon and affecting lands and resources claimed by First Nations such as the new LNG export industry, the scope of the Crown's duty to consult is not limited to the individual and incremental decisions along proposed pipeline routes, the related regulatory permitting or physical impacts.

The duty to consult transcends this. The Crown's duty to consult requires high level consultation about what resources should or will be exploited, by whom and how.

The Gitxsan and Wet'suwet'en brought the landmark aboriginal title case of *Delgamnukw v. The Queen*, [1997] 3 SCR 1010. In that decision, the Supreme Court of Canada held that aboriginal title encompasses the right to exclusive use and occupation of the land and the right to choose to what use the lands are put.

The Supreme Court also recognized that aboriginal title has an "inescapable economic component" and the uses of the land are not restricted to traditional uses. Aboriginal title includes the right to exploit the land and resources "for a broad variety of purposes" to meet the general welfare of the First Nation and present-day needs of the aboriginal community.

These fundamental statements by the Supreme Court of Canada about the nature of aboriginal title also apply to the nature and scope of consultation required when the Crown contemplates initiatives and activities that engage lands subject to aboriginal title or assertions thereof.

The "duty to consult extends to "strategic, higher level decisions" that may have an impact on Aboriginal claims and rights" (*Rio Tinto Alcan v. Carrier Sekani Tribal Council* 2010 SCC 43, para. 44). The Supreme Court of Canada lists examples of the sorts of high level strategic planning initiatives that require high level consultation—in our view, the proposed new LNG industry in British Columbia is just this sort of an initiative.²

Wet'suwet'en First Nation has a direct interest in the new LNG export industry

Our Nation asserts aboriginal title over lands (aboriginal title lands) that will be directly impacted and necessary to the new LNG export industry. Please refer to the attached map of aboriginal title lands.

In so far as the new LNG export industry depends upon pipeline transport through the core of the lands to which we claim aboriginal title, we must be appropriately consulted about this significant proposed new land use and its implications for our community. This goes beyond Crown consultation on individual pipeline proposals. The new LNG export industry is a unique and rare circumstance involving high level strategies and decisions to establish a new industry on aboriginal title lands.

We are currently aware of three potential projects that involve transporting natural gas by pipeline laid through our aboriginal title lands in proximity to our Indian reserves. Based on your public statements and the government's plans, we recognize that these pipeline projects are integrally connected to government initiatives to promote and develop the new LNG export industry and, based upon these initiatives, will likely be followed by further proposals to use our aboriginal title lands.

Our aboriginal title includes the right to choose the use to which our aboriginal title lands are put, and the right to the use and benefit of the land and resources within those lands. Failure to consult and develop a model of shared decision making with us would "be to deprive the Aboriginal claimants of some or all of the benefit of the resource. That is not honourable": Supreme Court of Canada, *Haida Nation* para. 27.

Crown consultation on the new LNG export industry must take place before, not after, the new industry is established

Over the past year, your government has released at least three strategy documents related to the development of the new LNG export industry and as noted above, since your re-election in July 2013, establishment of this new industry has been made an even higher priority.

² The examples listed by the Court include: a) the transfer of tree ticences which would have permitted the cutting of old-growth forest, b) the approval of a multi-year forest management plan for a large geographic area, c) the establishment of a review process for a major gas pipeline, and d) the conduct of a comprehensive inquiry to determine a province's infrastructure and capacity needs for electricity transmission.

(B.C.U.C.))."

Wet'suwet'en First Nation has not been consulted on the establishment of this new LNG export industry.

The Supreme Court of Canada's decision in *Haida Nation v. British Columbia*, 2004 SCC 73 made clear, the Crown cannot unilaterally take up and manage our lands pending resolution of our claims. Proceeding unilaterally, the government:

- deprives our Nation of choosing the use to which our land can be put;
- · deprives our Nation of the use, value and benefit of our aboriginal title lands;
- · deprives our Nation of using our lands for the modern needs of our community;
- is much more likely to cause negative physical impacts to the lands, resources and environment on our aboriginal title lands.

Premier, you have said that a new LNG export industry in British Columbia "is right around the corner," and that companies that want to participate must get "in the game now." Therefore we seek consultation now, before any meaningful participation in the choices and planning for our aboriginal title lands is effectively eliminated.

Our people suffer to this day from the direct and incidental effects of government policies and industrial development established without prior consultation. Let us work together to avoid the repetition of this province's past, that is, a history where lands and resources were unilaterally taken up, without prior consultation, for the primary or exclusive benefit of a population that excluded indigenous people.

Proposed Meeting Agenda and Timing

We request that Crown consultation on the establishment of this new LNG export industry commence immediately.

Recognizing the speed with which you hope this new industry will develop and the need for meaningful Crown consultation, we ask for a meeting with you in Vancouver during the week of September 9-13th, 2013. At this first meeting we wish to discuss the establishment of a consultation process that will address:

s 16

We look forward to your reply to our meeting request and to meeting with you and establishing a process for consultation on strategic planning and high level decisions regarding this unique and rare circumstance – the establishment of a new LNG export industry,

Mess'ih

Chief Karen Ogen

CC:

The Honourable Rich Coleman Deputy Premier and Minister of Natural Gas Development and Minister Responsible for Housing

The Honourable John Rustad Minister of Aboriginal Relations and Reconciliation

Resent to the corrected email address ...

From: OfficeofthePremier, Office PREM:EX Sent: Thursday, August 15, 2013 9:33 AM

To: 'wfnchief@lcakescom.net'

Cc: Minister, MNGD MNGD:EX; Minister, ABR ABR:EX

Subject: your letter to Premier Christy Clark

Hello Chief Ogen:

Just a note to let you know we have received your letter addressed to the Premier. We have ensured that the Minister responsible for Natural Gas and the Minister of Aboriginal Relations and Reconciliation are also aware of the comments made. Please be assured that you will be receiving a subsequent response related to the content of your letter, and the request to meet, from one of those Ministers at the earliest opportunity.

We do appreciate your bringing your comments forward.



British Columbia Astringly of First Nationa

So/FigG Park Royal South Vest Vapocouver, 6C 777 1A3

> Ph. 604-922-7733 Fa: 664-922-7439



first Natonis Summit

1200-160 Park Royal South West Vancouver, 80 V7T 1A2

Ph: 664-925-9903 Pb: 664-926-9923 Volt Free: 865-999-9939



500-342 Water Street Vancouver, BC V68 186

Ph: 604-684-0231 Fx: 604-684-5726

FIRST NATIONS LEADERSHIP COUNCIL

May 15, 2013

Premier Christy Clark
Province of British Columbia
PO Box 9041, STN PROV GOVT
Victoria, BC, V8W 9E1

Dear Premier Clark:

The First Nations Leadership Council would like to extend our sincere congratulations on your recent re-election as Premier of British Columbia. We look forward to continuing the work we began with you upon your first election, and welcome the apportunity to map out our joint work over the next four years.

As you recall, the First Nations Leadership Council represents a collaborative working relationship between the political executives of the Union of BC Indian Chiefs, the First Nations Summit, and the BC Assembly of First Nations. In 2005, we signed the Leadership Accord to affirm mutual respect amongst the three organizations and to formalize a cooperative working relationship to: address issues of common concern; develop strategies and actions to bring about significant and substantive changes to government policy that will benefit all First Nations in BC; create space and opportunity for First Nations to engage directly with governments on their priority issues; and, engage in advocacy on behalf of First Nations to achieve these objectives.

Also in 2005, the First Nations Leadership Council entered into the New Relationship with the Province of British Columbia, which involved ground-breaking joint commitments, including that both parties, "...agree to a new government-to-government relationship based on respect, recognition, and accommodation of aboriginal Title and Rights. Our shared vision includes respect for our respective laws and responsibilities. Through this new relationship, we commit to reconciliation of Aboriginal and Crown titles and jurisdictions." Although we made much initial progress, this work has been effectively stalled, and we welcome the opportunity to meet with you, under your renewed mandate, to invigorate this important agreement.

Over the next four years of your term, collectively, we have an incredible opportunity to make real change for First Nations in British Columbia and, in doing so, we stand to make positive changes for all British Columbians. We seek a sustained high-level political engagement with you and your Cabinet and a commitment to strategically address key issues relating to First Nations quality of life, resource issues and economic issues.

We also continue to uphold and support the unconditional implementation of the *United Nations Declaration on the Rights of Indigenous Peoples*, and will continue urging your government to fully support this important international human rights instrument, which promotes the full and effective participation of Indigenous Peoples in all matters that concern them.

Once again, congratulations on your successful re-election as Premier. Following up on your commitments at our January 17 meeting, we are seeking an early meeting

Page 1 of 2

between yourself and the First Nations Leadership Council, where we can pick up our earlier work and jointly determine our priorities for the next four years, as well as provide you with an update on important First Nations issues in BC. We also note that you have not yet responded to our letter dated March 6 with respect to s 16 and look forward to your positive reply. Please contact our offices as soon as possible to set up our next meeting.

Yours truly,

FIRST NATIONS LEADERSHIP COUNCIL

On behalf of the FIRST NATIONS SUMMIT:

Grand Chief Edward John

Chief Douglas White III Kwulasultun Dan Smith

On behalf of the UNION OF BC INDIAN CHIEFS:

Grand Chief Stewart Phillip

Thorng Com

Chief Bob Chamberlin Councillor Marilyn Baptiste

On behalf of the BC ASSEMBLY OF FIRST NATIONS:

Regional Chief Jody Wilson-Raybould





May 31, 2013

Grand Chief Edward John Chief Douglas White III Kwulasultun Dan Smith First Nations Summit Suite 1200 - 100 Park Royal South West Vancouver, BC V7T 1A2

Regional Chief Jody Wilson-Raybould BC Assembly of First Nations 507 - 100 Park Royal South West Vancouver, BC V7T 1A2

Grand Chief Stewart Phillip Councillor Marilyn Baptiste Chief Robert Chamberlin Union of BC Indian Chiefs 500 - 342 Water Street Vancouver, BC V6B 1B6

Dear Members of the First Nations Leadership Council:

Thank you for your letter of May 15, 2013, congratulating me on the election.

I agree that this is a time of great opportunity for First Nations in British Columbia. In particular, I believe that we should work together to ensure that First Nations benefit from the development of the liquefied natural gas industry, and other transformational opportunities in the province.

I am currently making decisions about my Cabinet. Once its members are appointed, it will be important for the Minister of Aboriginal Relations and Reconciliation and me to meet with you to discuss how to build on the work that we initiated together before the election.

At that meeting, we can map out a work plan to address the issues raised in your recent letter and your previous correspondence of March 14, 2013. My office will be in contact with you to make the arrangements.

Premier



FIRST NATIONS SUMMIT

June 25, 2013

Hon. Christy Clark Premier of British Columbia PO Box 9041, Stn Prov Govt VICTORIA, BC V8W 9E1

Dear Premier Clark:

Re: Province of British Columbia Incremental Ore Policy

Attached for your consideration is a copy of First Nations Summit Resolution #0313.07 (BC Government Incremental Ore Revenue Sharing Policy), recently approved by the First Nations Summit Chiefs in Assembly. The resolution expresses opposition to the current provincial policy to share only a portion of mining tax revenue that the Province attributes to expansion activities ("incremental ore"), with First Nations affected by existing mining projects. Information was provided to the Chiefs in Assembly at the March 2013 First Nations Summit meeting which led to the approval of the resolution.

It is our understanding the BC government policy on sharing mineral tax revenue with First Nation is directed by Cabinet mandate and is not a legislated requirement. We further understand that for new mines the BC policy is for sharing 100% of a percentage of the mineral tax collected by BC. However, for existing mines that are expanding, the Province appears to be taking a fixed, take-it-or-leave-it position with some First Nations for existing mines (i.e. expansions), such that they are only willing to share only a portion of mining tax revenue that the province attributes to the expansion activities – this portion the province calls the "incremental ore".

Changes must be made to the BC policy of only sharing revenues from "incremental ore" for expanding mines within First Nations' territories, and First Nations offered the full revenue sharing from all the ore, not just incremental ore. Besides the inconsistency in this policy approach, First Nations with an expanding mine in their territory will see a lost potential in revenue sharing in the present and short-term future. We call on the Province to meet with our Executive on a priority basis to address these concerns.

Please have your officials contact Colin Braker by telephone (604-926-9903) or email (<u>cbraker@fns.bc.ca</u>) to arrange a mutually agreeable meeting time.

Please contact our office if further information is required.

Yours truly,

FIRST NATIONS SUMMIT TASK GROUP

Grand Chief Edward John

Cheryl Casimer

Robert Phillips

Attachment (1) Fi

First Nations Summit Resolution #0313.07 (BC Government Incremental Ore Revenue Sharing Policy)

cc. Hon. Bill Bennett, MLA, Minister of Mines
Hon. John Rustad, MLA, Minister of Aboriginal Relations and Reconciliation
BC First Nations Energy and Mining Council



FIRST NATIONS SUMMIT

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RESOLUTION #0313.07

SUBJECT: BC GOVERNMENT INCREMENTAL ORE REVENUE SHARING POLICY

WHEREAS

A. In 2005, the Province and the First Nations Leadership Council ("FNLC" composed of BC Assembly of First Nations, First Nations Summit, and Union of BC Indian Chiefs) committed to the New Relationship Vision Statement which includes the goal:

To achieve First Nations self-determination through the exercise of their aboriginal title including realizing the economic component of aboriginal title; and exercising their jurisdiction over the use of the land and resources through their own structures.

B. In 2005, the Province, the FNLC, and the Federal Government entered into the Transformative Change Accord which sets out:

The purpose of this Accord is to bring together the Government of British Columbia, First Nations and the Government of Canada to achieve the goals of closing the social and economic gap between First Nations and other British Columbians over the next 10 years, of reconciling aboriginal rights and title with those of the Crown, and of establishing a new relationship based upon mutual respect and recognition. The Accord acknowledges and respects established and evolving jurisdictional and fiduciary relationships and responsibilities and will be implemented in a manner that seeks to remove impediments to progress by establishing effective working relationships.

- C. The United Nations Declaration on the Rights of Indigenous Peoples sets out that States must take effective measures to ensure continuing improvement of Indigenous peoples economic and social conditions (Article 21); Indigenous peoples have the right to determine priorities and strategies for exercising their right to development (Article 23); and Indigenous peoples have the right to redress, including compensation for the lands, territories and resources which they have traditionally owned and which have been confiscated, taken, occupied, used or damaged without their free, prior and informed consent (Article 28).
- D. The Province has agreed to share the full amount of mining revenue tax from new mines with First Nations through Economic Community Development Agreements, but the Province appears to be taking a fixed, take-it-or-leave-it position with some First Nations in BC on mining revenue sharing agreements for existing mines (i.e. expansions), such that they are willing to share only a portion of mining tax revenue that the Province attributes to the expansion activities this portion the province calls the "incremental ore".

PAGE TWO

RESOLUTION #0313.07

SUBJECT: BC GOVERNMENT INCREMENTAL ORE REVENUE SHARING POLICY

THEREFORE BE IT RESOLVED

- That the First Nations Summit Chiefs in Assembly oppose the current provincial
 policy to share only a portion of mining tax revenue that the Province attributes to
 expansion activities ("incremental ore"), with First Nations affected by existing
 mining projects.
- 2. That the First Nations Summit Chiefs in Assembly direct the First Nations Summit Executive and staff to work with the BC Assembly of First Nations and the Union of BC Indian Chiefs, as the First Nations Leadership Council, and with the BC First Nations Energy and Mining Council and other like-minded organizations, to strongly advocate for a change of the provincial policy of only offering revenue sharing of incremental ore from mining projects undergoing an expansion, to a policy that sees the revenue sharing of all the ore processed/produced from mine expansion projects.

MOVED BY:

Chief Maureen Chapman, Skawahlook First Nation

SECONDED BY:

Kathryn Teneese, Ktunaxa Nation Council

DATED:

March 8, 2013

Passed by consensus.

ENDORSED BY:

wace.

Chief Douglas White III4Kwulasultun

Grand Carlot Laward John

Page 35 OOP-2013-00588



Stk'emlupseme te Secwepeme Nation Stk'emlupseme Enterprises Inc. PO Box 188 Savona, BC V0K 2J0

P: 250 373-0023

F: 250 373-0025

FAX Cover Sheet

To:	
Premier Christy Clark	Fax # 250 387-0087
From: Chief Shane Gottfriedson Chief Ron Ignace	Date: April 03, 2013
Re:	· · · · · · · · · · · · · · · · · · ·
Secwepemc Reconciliation Framework	# 7 of pages including covering sheet

Please find attached:

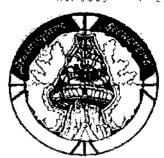
- Cover correspondence dated April 4, 2013 a)
- Correspondence dated March 21, 2013 b)
- Correspondence dated March 12, 2013 c)



Stk'emlupseme te Secwepeme Nation PO Box 188

Savona, BC V0K 2J0 P: 250 373-0023

F: 250 373-0025



April 4, 2013,

Honourable Christy Clark, Premier PO Box 9041, Stn Prov Govt Victoria, BC V8W 9E1

Delivered by Fax: 250 387-0087

Premier Clark:

Re: Reconciliation Framework Agreement (RFA)

Thank you for meeting with us on March 21 2013, in Kamloops. We are following up, the attached correspondence of March 12, 2012.

We look forward to receiving a reply to both letters dated March 12, 2013 and March 21, 2013.

Thank you very much, we look forward to a long term Government to Government relationship with Province.

Regards,

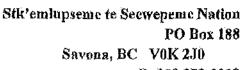
STK'EMLUPSEMC TE SECWEPEMC

Chief Shane Gottfriedson

Chief Ron Ignace

Fax: (250) 373-0025





P: 250 373-0023 F: 250 373-0025



March 21, 2013

Honourable Christy Clark Premier PO Box 9041, Stn Prov Govt Victoria, BC V8W 9E1

Premier Clark:

Re: Reconciliation Framework Agreement (RFA)

This meeting is to further discuss the points of our March 12, 2013 felter to you, concerning our draft Reconciliation Framework Agreement (RFA).

Fax: (250) 373-0025



Honourable Christy Clark Premier March 21, 2013



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Thank you for taking the time to meet with us today and we look forward to these changes.

Yours truly,

STK'EMLUPSEMC TE SECWEPEMC NATION

6h-0-6-

Chief Shane Gottfriedson

Chief Ron Ignace

Sik'emlupseme te Secwepeme Nation PO Box 188, Savona, BC VOK 210

Ph: (250) 373-0023 Fax: (250) 373-0025



Page 2 of 2

Stk'emlupseme te Secwepeme Nation PO Box 188 Savona, BC VOK 2J0 P: 250 373-0023 F: 250 373-0025



March 12, 2013

Honourable Christy Clark, Premier PO Box 9041, Stn Prov Govt Victoria. BC V8W 9E1 Delivered by Fax: 250 387-0087

Premier Clark:

Re: Reconciliation Framework Agreement (RFA)

In early 2012, the Stk'emlupseme te Secwepeme Chiefs requested a Reconciliation Framework Agreement with the Province of British Columbia (Province) to develop a relationship based on shared decision-making, comanagement of resources, revenue sharing and partnerships.

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Premier Christy Clark March 12, 2013



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Stk emlupseme te Secwepeme Nation PO Box 188, Savona, BC VOK 210

Ph: (250) 373-0023 Fax: (250) 373-0025





s 16

We request a meeting with you as soon as possible. Please contact Barbara Stewart directly at the SSN office at (250) 373-0023 or our respective cell phone numbers: Chief Shane Gottfriedson (250) 318-8527, Chief Ron Ignace (250) 851-6757.

Yours truly,

STK'EMLUPSEMC TE SECWEPEMC NATION

Chief Shane Gottfriedson

Chief Ron Ignace

Сс Minister Ida Chong delivered via email: ABR.Minsiter@gov.bc.ca

Ph: (250) 373-0023 Fax: (250) 373-0025





BC ASSEMBLY OF FIRST NATIONS

#507 – 100 Park Royal South West Vancouver, BC V7T 1A2

Tel: 604 922-7733 Fax: 604-922-7433

Email: reception@bcafn.ca

Web: www.bcafn.ca

FACSIMILE TRANSMITTAL SHEET

TO : H	Honourable Christy Clark First Nations Leadership Council		FAX:	250-3	87-0087
FROM: Fi			DATE:	Aug. 29, 2013	
RE:			Pages:	5 (incl	uding cover)
□ Urgent	☐ For Review	☐ Please Comment	☐ Please	Reply	☐ Please Recycle
Hel lo ,					
Please cor	ntact our office at 604-	922-7733 if there are any	problems w	ith the	fax transmission.
Thank you	Ι,				
Teyem					



507-100 Park Royal South West Vancouver, BC V7T 147

> Ph: 604-922-7733 Fx: 604-922-7433



1200-100 Park Royal South West Vancouver, BC V7T 1A2

Ph: 604-926-9903 Fx: 604-926-9923 Tall Free: 866-990-9939



500-342 Water Street Vancouver, BC V6B 1B6

Ph: 604-684-0231 Fx: 604-684-5726

FIRST NATIONS LEADERSHIP COUNCIL

August 28, 2013

Honourable Christy Clark Premier of British Columbia PO Box 9041 STN PROV GOVT Victoria, BC V8W 9E1 Fax: (250) 387 – 0087

Dear Premier Clark,

Re: Engagement between BC First Nations, First Nations Leadership Council, and BC Premier's office and Cabinet

In follow-up to our May 15th, 2013 letter, the First Nations Leadership (FNLC) is looking forward to meeting with you on September 23, 2013, to discuss, among other key issues and opportunities, the possibility of jointly planning for a high level meeting between the BC Cabinet and First Nations in BC. The FNLC was encouraged to hear reference to your government working with First Nations in the June 26, 2013 Speech from the Throne, which signaled some of your government's commitments for the new four year term.

The FNLC believes that early and direct engagement between the new government and First Nations is critical given your government's agenda, and the obvious connections to issues of Aboriginal Title, Rights and Treaty Rights. As the Title and Rights holders, First Nations in BC hold constitutionally-protected rights that require the Provincial government to meaningfully engage with First Nations on decisions and projects that have the potential to impact on these rights.

We also continue to uphold and support the unconditional implementation of the *United Nations Declaration on the Rights of Indigenous Peoples*, and will continue urging your government to fully support this important international human rights instrument, which promotes the full and effective participation of Indigenous Peoples in all matters that concern them.

The FNLC views the meeting with you on September 23, 2013 as an opportunity to work towards a shared agenda for this term of government, which must include meaningful engagement on a government-to-government basis between the province and First Nations in order to ensure that both your government's commitments to British Columbians and the priorities of BC First Nations are understood.

The June 2013 Throne Speech signalled, specifically, that the BC Government was, "committed to finalizing long-term treaties and partnerships, including additional revenue-sharing agreements, to seize economic development opportunities, particularly in the area of liquefied natural gas—which must, can and will create a legacy for all British Columbians, including those who were here first." This is a commitment which, of course, requires the direct and continued engagement of your Cabinet with First Nations.

Page 1 of 2

At meetings of the UBCIC, FNS, and BCAFN, First Nations in BC have continually expressed their desire for direct high level engagement with the Province and, specifically, for a direct meeting between the BC Cabinet and First Nations in BC to discuss issues relating to Aboriginal Title and Rights, including treaty rights, and to begin to set a joint agenda for change in the province (BCAFN Resolution 3(p)/2013).

Individually and collectively, the role of our organizations is to support the positive work underway by BC First Nations within their communities and, when directed, advocate for high level change and policies which compliment that work. Based on feedback from BC Chiefs some key issues for discussion with the Province are:

Meaningful and sustained engagement is only achieved with First Nations on a foundation of reconciliation whereby each Nation has opportunities to discuss their distinct priorities with Provincial leadership in the spirit of relationship building. For this reason, the FNLC supports the planning of a meeting between the BC Cabinet and BC First Nations.

We look forward to our upcoming meeting with you on September 23rd, 2013 and to the opportunity to further explore with you opportunities for high level engagement between your government and BC First Nations directly.

Yours truly,

FIRST NATIONS LEADERSHIP COUNCIL

On behalf of the FIRST NATIONS SUMMIT:

Grand Chief Edward John

Robert Phillips

Cheryl Casimer

On behalf of the UNION OF BC INDIAN CHIEFS:

Grand Chief Stewart Phillip

& Orombalis

Chief Bob Chamberlin Councillor Marilyn Baptiste

On behalf of the BC ASSEMBLY OF FIRST NATIONS:

Regional Chief Jody Wilson-Raybould

Page 2 of 2



BRITISH COLUMBIA ASSEMBLY OF FIRST NATIONS

507 – 100 Park Royal West Vancouver, BC V7T 1A2 Telephone: 604-922-7733

Facsimile: 604-922-7433 Website: www.bcafn.ca

BCAFN 10th ANNUAL GENERAL MEETING River Rock Casino Resort — Richmond, BC June 26-27, 2013

Resolution 3(p)/2013

SUBJECT:

SUPPORT FOR THE BCAFN TO ENGAGE IMMEDIATELY WITH PREMIER CHRISTY

CLARK AND THE NEW BC CABINET

MOVED BY:

CHIEF MAUREEN CHAPMAN, SKAWAHLOOK FIRST NATION

SECONDED BY:

SHANA MANSON, PROXY FOR LYACKSON FIRST NATION

DECISION:

CARRIED BY CONSENSUS AS PART OF OMNIBUS RESOLUTION 03/2013

WHEREAS:

- A. On May 14, 2013, the provincial election in BC resulted in Premier Christy Clark and the BC Liberal Party returning to office;
- B. During the BC Throne Speech, June 26, 2013, the government of BC signalled that under the Clark government, work would continue to "secure non-treaty economic benefit agreements with First Nations." The government further committed to "finalizing long-term treaties and partnerships, including additional revenue-sharing agreements, to seize economic development opportunities, particularly in the area of liquefied natural gas...";
- C. As the Clark government begins a new four year mandate, an opportunity exists for First Nations in BC to influence the new government, and to partner with the government to make change for First Nations in British Columbia and, in doing so, to make positive changes for all British Columbians;
- D. The BCAFN Building on OUR Success Action Plan focuses on four interrelated pillars: Strong and Appropriate Governance, Access to Fair Lands and Resources, Improved Education, and Individual Health. As the newly elected BC government builds their agenda, it will be important for the BCAFN and BC First Nations to work together to ensure that the priorities of our BC First Nations continue to be brought forward;
- E. The BCAFN has, in the past, and continues to seek high-level of engagement with the BC government, in order to strategically address key issues relating to First Nations quality of life,

Certified copy of a resolution adopted on the 27th day of June, 2013, Richmond, BC

Jedy Wilson-Raybould, BC Regional Chief

Page 1 of 2

- resource issues, and economic issues and to create opportunities and space for the Crown to meet directly with BC First Nations, as the rights and title holders; and
- F. High-level political engagement, is identified in the 8CAFN Legal/Political Strategy (8CAFN Resolution 01(e)/2012) as key to our collective success as BC First Nations, and will be important in order to set a joint agenda for change in BC with the province over the new government's four year mandate.

THEREFORE BE IT RESOLVED THAT;

The Chiefs in Assembly direct the Regional Chief to secure financial resources in order to carry
out an early Joint BCAFN-Provincial meeting between BC Premier Christy Clark, the BC Cabinet
and First Nations leaders in the Province to dialogue on issues relating to Abaciginal title and
rights, including treaty rights, and to begin to set a joint agenda for change in BC.



Certified copy of a resolution Rispited on the 27th day of June, 2013, Richmond, BC

Jedy Wilson-Raybould, BC Regional Chief

Page 2 of 2













Nadleh Whut'en

Wet'suwet'en

shMet,eu 25

VIA FACSIMILE: 250-387-0087

Premier Christy Clark
PO Box 9041, Stn Prov Govt,
Victoria, BC V8W 9E1
premier@gov.bc.ca

June 4, 2013

Hadih Premier Clark:

Re: Your letter of May 24, 2013 regarding a meeting with the Yinka Dene Alliance

Thank you for your letter responding to our May 17, 2013 request for a government-to-government meeting on the Enbridge Northern Gateway Pipeline Project ("the Enbridge project"), which we received last week.

We note your reiterated commitment to the five conditions your government had previously announced on the Enbridge project, and your opposition to the project in your submissions at the Joint Review Panel for its failure to meet those conditions. We appreciate your government's willingness to discuss our position on the Enbridge project and First Nations roles in energy projects in BC, and we look forward to meeting with you at your earliest convenience.

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Nak'azdli First Nation, which is a member of the Yinka Dene Alliance, has begun to receive notification of various provincial approvals and tenures associated with the Enbridge project. We attach here a copy of a letter from the Minister of Forests, Lands and Natural Resource Operations in respect of three of these applications for temporary use permits on the Stuart River.

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We look forward in the near future to discussing a holistic decision-making process that addresses the Province's authority in respect of the Enbridge project and the governance rights and responsibilities of the Yinka Dene Alliance nations.

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Please contact Geraldine Thomas Flurer,

Yinka Dene Alliance Coordinator, who is copied below, to arrange a meeting.

Snachailya, Mussi cho'

Wetsuwaten

Table are fire Nation

Nadieh Whut'en

Nak'azdii

c.c.: Geraldine Thomas Flurer

Yinka Dene Alliance Coordinator

c/o Saik'uz First Nation 135 Joseph Street

Saik'uz Traditional Territory (Vanderhoof, BC) VOJ 3A1

salkuzwoman@gmail.com

Beryl Nesbit
Senior Advisor, First Nations Relations
Regional Operations Division
Omineca Region
1044 5th Avenue
Prince George, BC V2L 5G4
beryl.nesbit@gov.bc.ca

Page 49 OOP-2013-00588 Salk uz first Nation



RECENTED MAY 2.4 298

File: 7409643 7409644 7409645

May 15, 2013

Chief and Council Nak'azdli First Nation PO Box 1329 Fort St James, BC VOJ 1PO

Dear Chief Fred Sam: .

The Province of British Columbia has received three applications from the same proponent and is initiating consultation on the following Application for a Temporary Use Permit for Industrial -General. This application involves geotechnical investigations through geotechnical drilling and geophysical surveying. This site involves 3 boreholes, less than 0.01 km of new access and 100m3 of tree removal.

PROPOSAL: Temporary Use Permit Industrial-General

APPLICANT: Northern Gateway Pipelines Limited Partnership (Enbridge)

LOCATION: Stuart River

RESPONSE is requested by: June 4, 2013

Your review and response is required within the time period so that your interests can be fully

considered in the decision making process.

We invite the Nak'azdli First Nation's input on how the proposed application for Temporary Use Permit Industrial-General may impact your aboriginal rights and interests in an effort to better inform our decision making process.

The following table lists the authorization required for the Temporary Use Permit Industrial-General. Further Information is attached including: Temporary Permit Application, Geotechnical Investigations Management Plan and area and site maps.

Authorization	Agency Decision Maker	Agency Responsible		
Land Act- Temporary Use Permit	Director, Authorization	Ministry of Forests, Lands and		
	Omineca Region	Natural Resource Operations		
Other Associated Crown Applicat	ions for this Activity			
Forest Act	District Manager, Fort St James	Application Pending		
Occupant Licence to Cut	Resource District			
Forest Practices Code Act	District Manager, Fort St James	Application Pending		
Special Use Permit (temporary	Resource District			
access)	1			
Additional authorizations that ma	v be required			

Ministry of Forests, Lands & Natural Resource Operations

First Nation Relations Team

Mailing Address: 1044 5th Avenue PRINCE GEORGE BC V2L 5G4 Telephone: (250) 565-6779 Facsanile: (250) 565-6941

Heritage Conservation Act-	Archaeology Branch, MFLNRO	Application Pending
Section 14 Inspection Permit	Victoria	
and/or Section 12 Site Alteration		
Permit		1

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The Province intends to proceed with a decision on June 4, 2013. If you have any further information that may inform how the proposed activities may impact Nak'azdli First Nation rights and interests please contact me at 250-565-6440 or at beryl.nesbit@gov.bc.ca prior to June 4, 2013 to enable the Province to consider such information in relation to its decision making process in this matter. If you prefer to provide written comment, please fax our office at 250-565-6941, or direct mail to the address listed at the bottom of the first page of this letter.

Should you wish to discuss this matter further the writer can be reached directly at (250) 565-6440.

Yours truly

Beryl Nesbit

Senior-Advisor, First Nations Relations

Regional Operations Division

Omineca Region

Pc. Evan Prince, Natural Resource Assistant Co-ordinator, assistant coordinator@nakazdli.ca

Enc: Temporary Permit Application, Geotechnical Investigations Management Plan and area and site maps. Summary of potential environmental impacts.

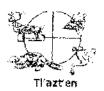












Nadieh What'en

Wet'suwet'en

Saikuz

July 26, 2013

Premier Christy Clark
PO Box 9041, Stn Prov Govt,
Victoria, BC V8W 9E1
premier@gov.bc.ca
Fax: 250-387-0087

Dear Premier:

Re: Approval of Referrals regarding Temporary Use Permits Industrial-General (FLNRO files 7409643, 7409644 and 7409645) for the Enbridge Northern Gateway Project

We write to express our deep concern that it appears the Province intends to proceed to a decision on the three Temporary Use Permit applications numbered above (the "Applications") in relation to the proposed Enbridge Northern Gateway Pipeline Project ("the Project"). In our view, it is imperative that we meet as soon as possible to discuss the Project, and further that the Applications and any others related to Project must not be approved until this occurs.

We refer to your previous letter to us on May 17, 2013 and to a letter of July 23, 2013 from the Ministry of Forests, Lands and Natural Resource Operations ("FLNRO") regarding the Applications. We have also received a letter from Minister John Rustad of Aboriginal Relations and Reconciliation dated July 10, 2013 on this matter, which we have attached.

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Yinka Dene Alliance c/o Saik'uz First Nation, 135 Joseph St, Saik'uz Traditional Territory (Vanderhoof, BC, Canada) V0J 3A1 e: yinkadenealliance@gmail.com

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We once again extend our offer to meet for high-level government-to-government discussions on the Project and the development of energy projects in our traditional territory. We would like to invite you and your ministers to visit our communities for this purpose as we feel it is important in order for the voices of our people to be heard. Please contact Geraldine Thomas Flurer, Yinka Dene Alliance Coordinator, directly to discuss possible dates for such a meeting. As a matter of protocol going forward, we ask that the Province address all future correspondence regarding the Project to the Yinka Dene Alliance via its coordinator at the address on the letterhead.

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Snachailya,' Mussi cho

Nak'azdli

Saik'uz first Nation

cc:

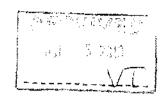
Minister Steve Thompson PO 8ox 9049 Stn Prov Govt Victoria BC V8W 9E2 FLNRO, Minister@gov.bc.ca Fax: 250 387-1040

Minister John Rustad Aboriginal Relations and Reconciliation PO Box 9051 Stn Prov Govt Victoria, BC V8W 9E2 ABR.Minister@gov.bc.ca

Fax: 250-953-4856

Beryl Nesbit Ministry of Forests, Lands and Natural Resource Operations 1044 5th Avenue Prince George, BC V2L 5G4 beryl:nesbit@gov.bc.ca Fax: 250 565-6941





JUL 1 0 2013

Ref. 31831 and 31861

Yinka Dene Alliance c/o Saik'uz First Nation 135 Joseph Street Vanderhoof BC V0J 3A1

Dear Yinka Dene Alliance members:

Thank you for your letters of May 17 and June 4, 2013 wherein the members of the alliance communicate their concerns about the proposed Enbridge Northern Gateway Pipelines project (ENGP). I am following up on the Premier's response of May 24, 2013 as the newly appointed Minister of Aboriginal Relations and Reconciliation.

As you know, the project is currently the subject of a federal government Joint Review Panel (JRP), during which the Province submitted detailed questions to ENGP to understand if the project would meet British Columbia's heavy oil conditions.

After a thorough review and cross examination on May 31, 2013, provincial representatives have submitted British Columbia's final written arguments. It is the Province's assessment that ENGP responses during the JRP were not adequate and that British Columbia does not support the issuance of a certificate for the proposed project. A complete copy of the Province's final written arguments is available at http://www.env.gov.bc.ca/main/docs/2013/BC-Submission-to-NGP-JointReviewPanel 130531.pdf.

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Ref. 31831 and 31861

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I understand that Enbridge Inc. has made application for some investigative permits associated with the proposed project, and that consultation with First Nations on those applications is being carried out by the Ministry of Forests. Lands and Natural Resource Operations (FLNR).

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once they are known I would be happy to meet with you to discuss the JRP's recommendation and next steps.

Thank you again for writing and expressing your viewpoint on this project.

Sincerely,

John Rustad

Minister

pe:

Geraldine Thomas Flurer

Coodinator

Yinka Dene Alliance

Beryl Nesbit

Senior Advisor, First Nations Relations

Ministry of Forests, Lands and Natural Resource Operations

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Proposed pipeline a barrier or a benefit?

First Nations would rather see Enbridge respect sacred land, while others view opportunity to improve B.C.'s economy

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Martin Louie, fred Sam. Dolly Abraham, Stanley Thomas, Karen Dgen and Ralph Pierre

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National Post ePaper - The Vancouver Sun - 4 Jul 2013 - Page #15

2013-07-04-7:26 AM

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Social policy framework would improve quality of life in British Columbia

MICHAEL DAVIS

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Page 2 of 2

ASSEMBLES OF THE MINE AND ATTOMY

BC ASSEMBLY OF FIRST NATIONS

Suite 507 – 100 Park Royal South West Vancouver, BC V7T 1A2 Tel: (604) 922-7733 Fax: (604) 922-7433

> reception@bcafn.ca www.bcafn.ca

June 4, 2013

Premier Christy Clark Province of British Columbia PO Box 9041, STN PROV GOVT Victoria, BC, V8W 9E1

Dear Premier Clark:

Re: Invitation to Attend the BC Assembly of First Nations' 10th Annual General Meeting

I want to begin by extending my congratulations to you on your successful campaign and the strong mandate achieved by the BC Liberal Party in the 2013 BC Election. I would like to extend an invitation to both you and your new Minister for Aboriginal Relations and Reconciliation to attend our upcoming BC Assembly of First Nations' 10th Annual General Meeting, June 26-27, 2013 at the River Rock Casino Resort, in Richmond, BC. I understand that at the time of writing, you have yet to name the new Minister for Aboriginal Relations and Reconciliation, but I would welcome this early opportunity in both of your new mandates to meet with the BC Chiefs in Assembly at our BCAFN AGM.

I believe it is critical that we work together to achieve the engagement of your new cabinet, with our Nations, on key issues moving forward over the next four years. Large-scale energy infrastructure projects, such as the proposed Northern Gateway pipeline project, highlight the enormity of the questions and challenges faced by your government and indeed by First Nations' governments. In areas such as health and education, BC First Nations have achieved noted success, but we are still working as Nations and collectively to ensure that these achievements benefit all our citizens, leaving no one behind, and we will need to continue to work with the province of BC in realizing this vision.

At our meeting together with the First Nations Leadership Council in January 2013, I was pleased to hear you reflect on revenue sharing as being a key part to unlocking economic development opportunities in the province. At the BCAFN AGM, we will be discussing fiscal relations/revenue sharing, work currently underway to reform Canada's Comprehensive Claims Policy, and the development of mechanisms to move beyond the *Indian Act*. Following the January 11, 2013 meeting with Prime Minister Harper, there has been an increased focus among our Nations and others around developing a framework that addresses shared governance of resource development, including all forms of revenues and benefits generated from resource development. At the January 11 2013 meeting, Prime Minister Harper indicated the need for provinces and territories to be engaged in the dialogue on revenue sharing and I adamantly agree.

As Regional Chief for British Columbia, I intend to continue working to see that the space is created for our BC First Nations to dialogue directly with your new government on critical issues. First Nations' fiscal relationship with the Province, which includes revenue sharing in the case of some of our Nations, is key to our ongoing efforts at Nation building and rebuilding.

It is my hope that your BC government, in partnership with our BC First Nations, will take a lead if these discussions move forward nationally. Though this promises to remain difficult work, I am optimistic that we can, together, move forward on revenue sharing and on many other issues. I hope that you and your new Minister will make the time to join us at our BCAFN AGM. I desire, in the presence of our Chiefs in Assembly, to recognize you in your newly re-elected role as Premier of British Columbia, signaling our shared commitment to deepen our dialogue and work together on building solutions. My office will be happy to work with the Office of the Premier and the Office of the Minister in providing more information about the BCAFN AGM, and in scheduling for your attendance.

Respectfully,

BRITISH COLUMBIA ASSEMBLY OF FIRST NATIONS

Jody Wilson-Raybould

Regional Chief

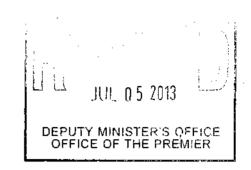
cc: Deputy Minister to the Premier, Minister MARR, Deputy Minister MARR





July 4, 2013

Regional Chief Jody Wilson-Raybould British Columbia Assembly of First Nations 507 – 100 Park Royal South West Vancouver BC V7T 1A2



Dear Regional Chief Wilson-Raybould:

Thank you for your congratulations, and the invitation to attend the BC Assembly of First Nations' 10th Annual General Meeting on June 26th and 27th. Unfortunately I was not able to attend due to the Throne Speech and the Budget that were presented that week.

My government is committed to building a strong economy for the province, and I understand that securing opportunity for First Nations is key to ensuring our government delivers on economic and community development opportunities. Great success has been achieved with our BC Jobs Plan to secure non-treaty benefit agreements with First Nations, and we will continue to work to secure these agreements with First Nations partners across British Columbia. Our working together is key.

In particular, I want to ensure that First Nations participate and benefit from the Liquefied Natural Gas (LNG) opportunity and the benefits that will arise from its success. LNG will provide our province and country with billions of dollars in new revenue and tens of thousands of new jobs. These new jobs and revenues will be critical to First Nations as we, together, build economic opportunities for your communities and future generations.

As well, we will continue the dialogue between our government and the business community to ensure that industry understands its obligations and responsibilities to First Nations. Through this dialogue, we can provide better certainty and increase economic development in other important economic sectors such as mining, forestry and tourism.

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In addition, I have asked the Honourable John Rustad, the Minister of Aboriginal Relations and Reconciliation, to work with First Nations on a number of priority initiatives, including:

- Increasing the number of First Nations people participating in our apprenticeship and skills training programs
- Ensuring participation in the Standing Offer Program by BC Hydro through the First Nations Clean Energy Business Fund. My government has committed to adding another \$1 Million to that fund
- In addition to the 18 agreements already achieved since the BC Jobs Plan was introduced, securing another ten new non-treaty benefit agreements over the next two years, and showcase the economic and social results of these agreements to encourage further First Nations participation
- Continuing to work with BC First Nations to secure long-term treaties that provide economic benefit and security for all British Columbians.

I would like to meet with you and the rest of the First Nations Leadership Council as soon as possible to renew our engagement and discuss how we can make progress together on my government's commitments. My office will contact you, and the other members of the First Nations Leadership Council, to arrange a time.

Christy Clark

Premier

Pc: Honourable John Rustad, Minister of Aboriginal Relations and Reconciliation Deputy Minister to Minister Rustad, Steve Munro Deputy Minister to the Premier, John Dyble First Nations Summit Union of BC Indian Chiefs

FIRST NATIONS LEADERSHIP COUNCIL



British Columbia Assembly of First Nations

507-100 Park Royal South West Vancouver, BC V7T 1A2

> Ph: 604-922-7733 Fx: 604-922-7433



FLAGT NATICALS SIGNAUT

1200-100 Park Royal South West Vancouver, BC V7T 1A2

Ph: 604-926-9903 Fx: 604-926-9923 Toll Free: 866-990-9939



500-342 Water Street Vancouver, BC V6B 1B6

MOIAN OHERS

Ph: 604-684-0231 Fx: 604-684-5726 Honourable Christy Clark Premier of British Columbia

June 27th, 2013

R

Honourable John Rustad
Minister of Aboriginal Relations & Reconciliation
Box 9041, Station PROV GOVT
Victoria, BC Canada
V8W 9E1

Dear Premier Clark and Minister Rustad.

This letter is a follow up to the letter dated May 15, 2013 requesting an urgent meeting between the First Nations Leadership Council, Reconciliation Canada the Minister of Aboriginal Relations and the Premier of British Columbia s 16

s 16 to support Reconciliation Canada Initiatives (RCI).

What Reconciliation Canada Is All About:

 Reconciliation Canada is building new relationships among Aboriginal peoples and all British Columbians—relationships built on a foundation of openness, dignity, understanding and hope. Reconciliation Canada's focus extends beyond the Indian residential school experience to those communities who have received official apologies from the government of Canada, including the Jewish, Sikh, Chinese and Japanese peoples. Together we can build a shared resilience that supports a renewed future for all our children.

MOVING BEYOND SORRY. AND MAKING IT RIGHT.

Our model for reconciliation—through dialogue and storytelling—is a new way
forward for all British Columbians from numerous faiths, cultures and backgrounds.
 We envision a strong and vibrant social fabric that incorporates each of our
community's unique strengths.

A CONVERSATION BECOMES A RELATIONSHIP WHICH BECOMES A PARTNERSHIP.

We are taking the diversity dialogue to a new level—engaging our youth with a
positive message that inspires a hopeful outlook in their everyday life.
Reconciliation Canada is strengthening our foundation for the future ... for resilient,
sustainable communities.

A SHARED FUTURE. BUILDING RESILIENT, SUSTAINABLE COMMUNITIES.

Page 1 of 3

1.8 Million British Columbians - Willing to Talk

A 2008 National Benchmark Survey found that, "Two-thirds of Canadians believe (and 4 in 10 strongly believe) that Canadians with no experience in Indian residential schools have a role to play in reconciliation between Aboriginal and non-Aboriginal people."

Every British Columbian regardless of background has lessons of resilience to share. Our goal is to reach 40% of British Columbians, an estimated 1.8 million people, through community engagement initiatives, communications, public education and high profile events.

Reconciliation Action Plans

Reconciliation Canada is producing a series of 40 community leadership events across BC starting in March 2013 ... Gathering momentum towards a historic All Nations Canoe Gathering and a mass participation multi-cultural event in Vancouver – the Walk for Reconciliation – in September 2013. The Walk for Reconciliation is a public display of commitment to reconciliation and acts as the kick-off for a long term engagement strategy to develop community specific Reconciliation Action Plans.

BC Jobs Plan – An Opportunity for a Provincial Reconciliation Action Plan

Consider this. One of the fastest growing populations in Canada is urban aboriginal youth, with almost half a million aboriginal people under the age of 20. Within that youthful community there is much frustration, anger and even despair. Recent events have demonstrated the power of social media—that large numbers of people, especially youth, can be engaged and mobilized into action very quickly and effectively.

At the same time, Canada faces a looming shortage of skilled workers for its industry. A recent report calculates that the tipping point – where the number of jobs in BC will exceed the number of qualified workers – is just three years away.

In this maeistrom of uncertainty, what some are calling 'a perfect storm', Reconciliation Canada is a voice of reason with a message of hope. There is an untapped potential for our youth. And opportunities for businesses to develop a much-needed workforce. And further yet, many companies with operations in British Columbia are looking for ways to establish relationships and economic partnerships with First Nations. There is a tremendous opportunity to create new ways of working together that embody a model of shared prosperity.

Key Partnerships

- BC Assembly of First Nations
- First Nations Summit
- Union of BC Indian Chiefs
- BC Association of Aboriginal Friendship Centers
- Metro Vancouver's Urban Aboriginal Executive Council
- · Truth & Reconciliation Commission of Canada
- Anglican Church of Canada
- Mennonite Christian Council of BC
- Roman Catholic Archdiocese of Vancouver
- United Church of Canada
- Union Gospel Mission

- The Centre for Israel and Jewish Affairs
- Jewish Federation of Greater Vancouver
- S.U.C.C.E.S.S.
- · World Sikh Organization
- Alberni-Clayquot Regional District
- City of Vancouver
- City of Port Alberni
- Cariboo Regional District

We would like to meet with you to discuss the opportunity for both a successful partnership and an historic momentum for Reconciliation across this great province.

Thank you for the opportunity to discuss these critical matters. We look forward to a most positive response to our request.

Sincerely,

FIRST NATIONS LEADERSHIP COUNCIL

On behalf of the FIRST NATIONS SUMMIT:

Grand Chief Edward John

On behalf of the UNION OF BC INDIAN CHIEFS:

Grand Chief Stewart Phillip

On behalf of the BC ASSEMBLY OF FIRST NATIONS:

Regional Chief Jody Wilson-Raybould