

Page 01 of 93

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Page 04 of 93

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Page 05 of 93

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Page 06 of 93

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Page 08 of 93

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Page 11 of 93

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Page 12 of 93

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Page 13 of 93

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Page 14 of 93

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To: Howie, Matthew IRR:EX (Matthew.Howie@gov.bc.ca)
Subject: FW: Follow-up meeting required with PDE/MRK/MMR w/ MST (Musqueam/Squamish/T'sleil'waatuth)
Sent: 12/19/2023 20:16:43
Attachments: [s.12](#); [s.16](#)

*Thanks,
Connie Roberts
Administrative Coordinator to the
Honourable Murray Rankin
Minister of Indigenous Relations and Reconciliation
Room #323, Parliament Buildings
Victoria, BC
Phone: 778-974-6014*

From: Howie, Matthew IRR:EX <Matthew.Howie@gov.bc.ca>
Sent: Friday, June 30, 2023 12:09 PM
To: Roberts, Connie A IRR:EX <Connie.Roberts@gov.bc.ca>
Cc: Howie, Matthew IRR:EX <Matthew.Howie@gov.bc.ca>
Subject: RE: Follow-up meeting required with PDE/MRK/MMR w/ MST (Musqueam/Squamish/T'sleil'waatuth)
Importance: High

Additional document for today's 2:45 and 3:15 PM briefings.

Matthew Howie
Senior Executive Assistant to
Tom McCarthy, Deputy Minister
Ministry of Indigenous Relations & Reconciliation
Phone: 778-974-2080

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Sent: Wednesday, June 28, 2023 3:14 PM

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Senior Executive Assistant to
Tom McCarthy, Deputy Minister
Ministry of Indigenous Relations & Reconciliation
Phone: 778-974-2080

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Sent: Thursday, June 15, 2023 11:15 AM

To: Howie, Matthew IRR:EX <Matthew.Howie@gov.bc.ca>; Roberts, Connie A IRR:EX <Connie.Roberts@gov.bc.ca>; Hrenyk, Alyssa PREM:EX <Alyssa.Hrenyk@gov.bc.ca>; Wilkins, Molly HOUS:EX <Molly.Wilkins@gov.bc.ca>

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Importance: High

Hi Alyssa,

We will still need to have a political staff attend this as well as MIRR staff. I have cc'd Matt Howie on this email, from our DMO, and if you could include both of us on the invites, that would be great!

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July 18

2:00 – 2:30 PM – IRR/HOUS Pre-Brief in PDE's office at VCO

2:30 – 4:30 PM – Meeting with MST Nations in the Cabinet Boardroom

Connie, since MMR is not able to join, does it make sense to connect me with your contact(s), or is it better for you to continue liaising?

Thank you!

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To: Wilkins, Molly HOUS:EX <Molly.Wilkins@gov.bc.ca>; Hrenyk, Alyssa PREM:EX <Alyssa.Hrenyk@gov.bc.ca>
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Sent: 12/19/2023 20:15:32
s.12; s.16

Attachments:

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**Memorandum of Understanding
Concerning MST Nations and the Province of BC Relationship Renewal
("MOU")**

Dated for Reference _____, 2021

BETWEEN:

Musqueam Indian Band ("MIB"), Squamish Nation ("SN"), AND Tsleil-Waututh Nation ("TWN")

(Collectively referred to as "MST NATIONS")

AND:

**Her Majesty the Queen in right of the Province of British Columbia,
as represented by the Minister of Indigenous Relations and Reconciliation
("B.C.")**

(Collectively referred to as the "Parties")

WHEREAS:

- A. Musqueam, Squamish, and Tsleil-Waututh people have lived in their territories located in British Columbia since time immemorial and have a historical connection to their respective territories.
- B. The Musqueam, Squamish, and Tsleil-Waututh people are represented by the Musqueam Indian Band, Squamish Nation, and Tsleil-Waututh Nation, and are collectively known as the MST Nations.
- C. B.C. and the MST Nations are entering this MOU to commit to engaging in the discussions described below.
- D. B.C. commits to engage in these discussions in a manner consistent with BC's commitment to work in partnership with Indigenous peoples to embrace and implement the United Nations Declaration on the Rights of Indigenous Peoples ("UNDRIP") in accordance with the *Declaration on the Rights of Indigenous Peoples Act*, SBC 2019, c.44, and in a manner that responds appropriately to the MST Nations interests in respect of Article 28 of UNDRIP.

NOW THEREFORE, THE PARTIES AGREE IN PRINCIPLE AS FOLLOWS:

Purpose

1. The purpose of the engagement between B.C. and the MST Nations is to:
 - a. realize tremendous social and economic benefits for the MST Nations and B.C., beginning with a renewed approach to the disposition of properties within the MST Nations territories; and
 - b. build on the trust established in the property disposition process to reshape B.C.'s relationship with the MST Nations as a collective, and with each of the MST Nations individually, based on respect and recognition of Aboriginal rights, including title.

Recognition and Acknowledgment of Aboriginal Rights, Including Title

2. B.C. recognizes and acknowledges that the MST Nations hold Aboriginal rights, including title, in the MST Nations' territories.
3. B.C. recognizes and acknowledges the inescapable economic component of MST Nations' Aboriginal title.
4. B.C. recognizes and acknowledges the importance of provincial crown lands and lands held by crown corporations to the process of recognition of title and rights in the territories of the MST Nations, and the tremendous economic and social benefit that may be gained by working collaboratively with the MST Nations on the disposition of those lands for the benefit of the MST Nations and their members.

Engagement Topics

5. B.C. and the MST Nations agree to seek to address the following topics in good faith, acknowledging that further mandates are required for agreements to be reached with respect to each of these topics.
6. The topics for engagement are proposed to be generally as follows. These topics are not exhaustive, and are intended to reflect the interests of the Parties in engaging a good-faith government-to-government discussions in accordance with this MOU:
 - a. Land dispositions, including but not limited to the properties set out in Appendix A, and including:
 - i. approaches to obtaining free, prior and informed consent in the context of land disposition;
 - ii. approaches to the MST Nations through their legal entities, or one or two of the MST Nations, having the right of first opportunity to acquire lands that the Province or its crown corporations are proposing to dispose;
 - iii. opportunities for partnership on social and economic objectives, including affordable housing or other social amenities;
 - b. Jericho lands vendor take back mortgage;
 - c. Approaches to recognition of Aboriginal title and rights through advancing comprehensive reconciliation government to government reconciliation dialogues with each of the MST Nations, including but not limited to:

- i. how the land disposition approach may contribute to recognition of Aboriginal title for the MST Nations;
 - ii. opportunities for B.C. to participate in Aboriginal title and self-government dialogue with the MST Nations and the government of Canada;
 - iii. fiscal and tax tools, including, but not limited to property transfer tax;
 - iv. opportunities to create other self-government and Aboriginal title recognition tables with each of the MST Nations; and
 - v. approaches to shared territory dialogues with other Indigenous nations, including consideration of how Aboriginal title recognition might be approached in that context;
- d. Approaches to decision-making and partnership on other major projects in the MST Nations' territories, should the MST Nations agree that consultation and accommodation on the major project in question will be conducted collectively, including:
- i. approaches to evaluation of major projects, including cumulative effects frameworks, where provincial crown agencies have decision-making roles; and
 - ii. partnership or consultation/accommodation approaches on major projects where B.C. is the project proponent; and
- e. For the purposes of s. 6 (d), major projects means a project proposed within the MST Nations' territories that:
- i. is a reviewable project under the *Environmental Assessment Act*, SBC 2018, c. 51; or
 - ii. has the potential to cause significant adverse impacts on MST Nations' Aboriginal rights, including title, requires multiple permits, authorizations, certificates, approvals or licenses under provincial enactments and is coordinated by multiple B.C. agencies.

Timeline

7. The Parties will immediately identify opportunities to coordinate their efforts to further the goals of this MOU. In particular:
 - a. B.C. will confirm its authority to engage in discussions with respect to land dispositions, proposed by Crown agencies and corporations; and
 - b. the MST Nations will undertake discussions as a collective, in groups of two Nations, or as individual Nations in accordance with Appendix A.
8. The Parties will collectively determine the appropriate timeframes for completion of discussions on each of the topics and make good faith efforts to achieve these timeframes.

Process

9. There will be a main table and technical table for the negotiations. The main table will be composed of the senior negotiators of each of the Parties chosen by them and any advisors that they deem appropriate plus a senior representative of the MST Development Corporation. The technical table will be composed of the technical representatives of the Parties and MST Development Corporation, as chosen by them, and each Party's legal counsel.

10. There will also be, as appropriate and as determined between each of MIB, SN and TWN and B.C. representatives, individual dialogues with each Nation, which may comprise topics particular to the interests of that Nation in its relationship to B.C..

Approvals

11. The MST Nations each represent and warrant they have taken all necessary steps and obtained all necessary approvals, including band council resolutions authorizing representatives from each of the elected Councils to sign this MOU.
12. B.C. represents and warrants it has taken all necessary steps and obtained all necessary approvals to enter into this MOU.
13. The Parties agree any proposed agreements relating to properties identified in Appendix A will require a separate agreement with appropriate approvals by MIB, SN and TWN by way of band council resolutions, and approvals of appropriate Crown agencies and corporations.

Funding and Other Resources Negotiation Support

14. B.C. will provide reasonable financial and other resources to the MST Nations pursuant to separate funding agreements to support these discussions, consult with their respective legal counsel, engage consultants if required, and implement the actions to be taken by the MST Nations arising from these discussions.

General

15. This MOU is an expression of the respective interests and intent of the Parties to work together and negotiate in good faith to achieve the goals of this MOU. The Parties acknowledge that further mandates and approvals will be required in respect of future agreements contemplated under this MOU.
16. This MOU does not establish, define, limit, abrogate or derogate from any MST Nations' Aboriginal rights, including title. The Parties acknowledge and agree that further processes are needed, such as those contemplated under s. 6 c) in order to reach a common understanding of the Aboriginal rights, including title of each of the MST Nations.
17. This MOU does not create any legally binding obligations on any of the Parties.

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18. This MOU may be signed in counterpart and will take effect on the reference date.

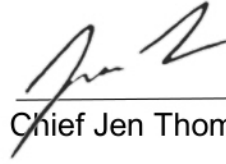
MUSQUEAM INDIAN BAND



November 8, 2021

DATE

TSLEIL-WAUTUTH NATION



Chief Jen Thomas

October 25, 2021

DATE

SQUAMISH NATION

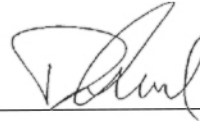


Dustin Rivers, Council Chairperson

October 21, 2021

DATE

PROVINCE OF BRITISH COLUMBIA



November 18, 2021

DATE

Page 55 of 93

Withheld pursuant to/removed as

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Page 56 of 93

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s.12 ; s.13 ; s.16

Page 57 of 93

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Page 58 of 93

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Page 59 of 93

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Page 60 of 93

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Page 61 of 93

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Page 62 of 93

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Page 63 of 93

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Page 64 of 93

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Page 65 of 93

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Page 66 of 93

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Page 67 of 93

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Page 68 of 93

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Page 69 of 93

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s.12 ; s.13 ; s.16

Page 70 of 93

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s.12 ; s.13 ; s.16

Page 71 of 93

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Page 72 of 93

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s.12 ; s.13 ; s.16

Page 73 of 93

Withheld pursuant to/removed as

s.12 ; s.13 ; s.16

Page 74 of 93

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s.12 ; s.13 ; s.16

Page 75 of 93

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Page 76 of 93

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Page 77 of 93

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Page 78 of 93

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s.12 ; s.13 ; s.16

Page 79 of 93

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s.12 ; s.13 ; s.16

Page 80 of 93

Withheld pursuant to/removed as

s.12 ; s.13 ; s.16

Page 81 of 93

Withheld pursuant to/removed as

s.12 ; s.13 ; s.16

Page 82 of 93

Withheld pursuant to/removed as

s.12 ; s.13 ; s.16

Page 83 of 93

Withheld pursuant to/removed as

s.12 ; s.13 ; s.16

Page 84 of 93

Withheld pursuant to/removed as

s.12 ; s.13 ; s.16

Page 85 of 93

Withheld pursuant to/removed as

s.12 ; s.13 ; s.16

Page 86 of 93

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s.12 ; s.13 ; s.16

Page 87 of 93

Withheld pursuant to/removed as

s.12 ; s.13 ; s.16

Page 88 of 93

Withheld pursuant to/removed as

s.12 ; s.13 ; s.16

Page 89 of 93

Withheld pursuant to/removed as

s.12 ; s.13 ; s.16

Page 90 of 93

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s.12 ; s.13 ; s.16

Page 91 of 93

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s.12 ; s.13 ; s.16

Page 92 of 93

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s.12 ; s.13 ; s.16

Page 93 of 93

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