



INDIVIDUAL AGREEMENT SUMMARY

Background

Iskut Band is a party to the *Framework Agreement on First Nation Land Management*. The *Framework Agreement on First Nation Land Management* provides Iskut Band with the option to manage its reserve lands under its own Land Codes. The federal government is also a party to the agreement ratified through the *First Nation Lands Management Act* on June 17, 1999.

In order to take over the management and administration of reserve lands from Canada, Iskut Band must enter into an Individual Agreement with Indigenous and Northern Affairs Canada. The Individual Agreement sets out the specifics of the transfer of management of reserve lands from Canada to Iskut Band.

The Individual Agreement for Iskut Band is summarized as follows:

Section 1 – INTERPRETATION

This section sets out definitions for terms used in the Individual Agreement on First Nation Land Management. It also confirms reserves for which this Individual Agreement applies, listed in Annex G.

Section 2 – INFORMATION PROVIDED BY CANADA

This section confirms that Canada has provided Iskut Band with information on, and documents related to:

- all the interests and licences granted by Canada in relation to Iskut Band Reserve Land,
- copies of all existing information in Canada's possession, including any actual or potential environmental problems with the Iskut Band Reserve Land, any other information in Canada's possession that may impact the interests and licences that are set out in Annex C
- information on the Phase 1 Environmental Site Assessment (ESA) completed on September 2017 are provided in Annex D.

Section 4 – ACCEPTANCE OF TRANSFER OF LAND ADMINISTRATION

This section confirms that Iskut Band accepts the transfer of land administration and management from Canada and that the land management sections of the Indian Act no longer apply to Iskut Band Reserve land.



Section 5 – OPERATIONAL FUNDING

This section confirms that Canada will provide Iskut Band with funding for administering and managing reserve lands. The amount of funding is determined by a funding formula that would provide Iskut Band with \$279,536.00 for the first fiscal year.

This funding amount may be amended from time to time, and the funding formula is outlined in Annex A.

Section 6 – TRANSFER OF REVENUES

This section obligates Canada to transfer any land-related revenues it holds in trust for the use and benefit of Iskut Band. The procedures for the transfer of funds and the transfer amount are set out in Annex B.

Section 7 – NOTICE TO THIRD PARTIES OF TRANSFER OF ADMINISTRATION

This section requires that within 30 days of passing the Land Code, Iskut Band notify all non-members who have a legal interest in Reserve lands that Iskut Band is taking over management of the lands.

Section 8 – INTERIM ENVIRONMENTAL ASSESSMENT PROCESS

This section states that Iskut Band will follow the federal environmental assessment process until it develops an environmental assessment process under its own laws for the Iskut Band Reserve land. The interim process is set out in Annex F.

Section 9 – AMENDMENTS

This section requires that the agreement may only be amended when the parties both agree. Any and any amendment must be made in writing and executed by authorized representatives on behalf of the parties.

Section 10 – NOTICES BETWEEN THE PARTIES

This section sets out official communication procedures between Iskut Band and Canada, including methods of communication. These methods may include personal delivery, registered mail, courier, facsimile, or electronic mail. This section also sets out the addresses of parties to the Agreement.



Section 11 – DISPUTE RESOLUTION

This section provides for a dispute resolution framework for any disputes between Iskut Band and Canada regarding the Individual Agreement. The dispute resolution provisions are set out in Part IX of the *Framework Agreement on First Nation Land Management*.

Section 12 – DATE OF COMING INTO FORCE

This section states that the Individual Agreement and the Land Code will come into force at the same time.

Annex A Funding Provided By Canada

Annex B Details for the Revenue Moneys Transfer

Annex C List of Interests and Licenses Granted by Canada

Annex D List of all Existing Information in Canada's Possession Respecting any Actual or Potential Environmental Problems with First Nations Lands

Annex E List of other Material Information Provided by Canada that Materially Affects Interests and Licenses

Annex F Interim Environmental Assessment Process

Annex G Descriptions of Iskut First Nation Land