

MAA-NULTH FIRST NATIONS SIDE AGREEMENT SUMMARY

KA:'YU:'K'T'H'/CHE:K'TLES7ET'H' FIRST NATIONS: MONUMENTAL CEDAR AND CYPRESS HARVEST AGREEMENT

Purpose

The Monumental Cedar and Cypress Harvest Agreement (“Agreement”) sets out the Ka:'yu:'k't'h'/Che:k'tles7et'h' First Nations ability to harvest Monumental Cedar and Cypress, which is old-growth cedar and cypress as defined in the Agreement, on Crown Land within its Maa-nulth First Nations Area for Cultural Purposes, which are purposes integral to the culture of the Ka:'yu:'k't'h'/Che:k'tles7et'h' prior to contact and community purposes, but does not include a commercial or individual purpose.

How the Agreement Works

- The Agreement is between the Ka:'yu:'k't'h'/Che:k'tles7et'h' First Nations and the Province, represented by the Minister of Forests and Range.
- The Agreement will take effect on the date that the Final Agreement takes effect and the Parties will review the Agreement no later than five years after the Effective Date.
- Each Party is responsible for their own costs in participating in this Agreement.
- Each calendar year, Ka:'yu:'k't'h'/Che:k'tles7et'h' will have an Allocation of Monumental Cedar and Cypress to harvest for Cultural Purposes up to 250 m³ within the Maa-nulth First Nations Area and any unharvested portion of an Allocation in a given year cannot be added to the Allocation for subsequent years.
- The Allocation will be limited by measures necessary for the purposes of conservation, public health or public safety, or authorized uses and disposition of Provincial Crown Land that exists from time to time.
- Prior to the Effective Date, the Parties will develop a Cedar Harvesting Plan consistent with the Agreement.
- Prior to harvesting a Monumental Cedar and Cypress for Cultural Purposes on Provincial Crown Land, the Ka:'yu:'k't'h'/Che:k'tles7et'h' First Nations must apply to the District Manager or authorized forest officer for a permit.
- The Ka:'yu:'k't'h'/Che:k'tles7et'h' First Nations will not pay stumpage to British Columbia for any Monumental Cedar and Cypress harvested under this Agreement.