

MAA-NULTH FIRST NATIONS SIDE AGREEMENT SUMMARY

TOQUAHT NATION: WILDFIRE SUPPRESSION AGREEMENT

Purpose

The Wildfire Suppression Agreement (“Agreement”) sets out how the costs incurred by British Columbia for wildfire control on the Maa-nulth First Nation Lands of Toquaht Nation for wildfires that originate on such lands will be shared by British Columbia, Canada and Toquaht Nation.

How the Agreement Works

- The parties to the Agreement are Canada, as represented by the Minister of Indian Affairs and Northern Development, British Columbia, as represented by the Minister of Aboriginal Relations and Reconciliation, and the Toquaht Nation.
- The Agreement is effective on the Effective Date [Capitalized, but not defined in Agreement; likely Date from Final Agreement] and will remain in effect between British Columbia and Toquaht on the same terms and conditions until terminated by Toquaht in writing. The Agreement in regards to Canada commences on the Effective Date and remains in effect until March 31 of the Billing Year (provincial government’s fiscal year) in which the tenth anniversary of the Effective Date occurs.
- Direct Costs are the costs incurred by British Columbia each fiscal year for Wildfire suppression for Wildfires originating on the Maa-nulth First Nation, which are recoverable under the provincial *Wildfire Act*.
- Wildfire Preparedness Costs means the provincial appropriation for Wildfire preparedness such as costs for aircraft, salaries, accommodation, training and any other such operational costs.
- Toquaht Nation will pay a one-third proportionate share of the Direct Costs and the Wildfire Preparedness Costs (together, “Wildfire Control Costs”) based on costs over the previous five-year period and the Toquaht Nation’s share of these costs will not exceed \$10,000 in any Billing Year, up to the tenth anniversary of the Agreement where these costs will be subject to review and amendment.
- Canada and British Columbia will share equally in contributing to the remaining Wildfire Control Costs.
- Canada will continue to be responsible for any obligations pursuant to a cost-sharing arrangement in effect between Canada and British Columbia for Wildfire

Control Costs on Former Indian Reserves where those obligations relate to costs prior to the Effective Date.