

HUU-AY-AHT FIRST NATIONS



**Report of Executive Council on
People's Assembly on Support of
Timber Harvest on Treaty
Settlement Lands – Short Term &
Long Term Tenure**

**For consideration at the session of the
Huu-ay-aht First Nations People's Assembly
on Saturday, June 22, 2013**

Prepared By: Executive Director

Date: June 5, 2013, 2013

BACKGROUND:

At the December 8, 2012 People's Assembly the following two motions we adopted by Consensus:

MOTION #2012-221

WHEREAS Huu-ay-aht First Nations owns the Huu-ay-aht Forestry Limited Partnership (LP) through its ownership of the Huu-ay-aht Development Corporation; and

WHEREAS the Huu-ay-aht First Nations relies on the returns of its investment in HFN Forestry LP to help fund important programs and services; and

WHEREAS Huu-ay-aht First Nations can support the success of HFN Forestry by providing HFN Forestry LP with access to timber on Huu-ay-aht Treaty Lands;

THEREFORE BE IT RESOLVED to recommend that Executive Council direct that the necessary steps be taken all in accordance with Huu-ay-aht Law to direct award to HFN Forestry LP:

- (1) A non-replaceable forest licence in 2013 for up to 50,000 cubic meters as soon as practicable and by no later than June 30, 2013.
- (2) A non-replaceable forest licence in 2014 for up to 50,000 cubic meters by June 30, 2014, and
- (3) A non-replaceable forest licence in 2015 for up to 50,000 cubic meters by June 30, 2015.

MOTION #2012-221

WHEREAS Huu-ay-aht First Nations owns the Huu-ay-aht Forestry Limited Partnership (LP) through its ownership of the Huu-ay-aht Development Corporation;

WHEREAS the Huu-ay-aht First Nations relies on the returns of its investment in HFN Forestry (LP) to help fund important programs and services;

WHEREAS Huu-ay-aht First Nations can support the success of HFN Forestry LP by providing HFN Forestry LP with access to timber on Huu-ay-aht Treaty Lands; and

THEREFORE BE IT RESOLVED that the HFN People's Assembly supports the adoption of the laws and processes necessary for the creation of an economically, socially and environmentally sustainable timber harvest on Huu-ay-aht Treaty Settlement lands and recommends that Executive Council takes the necessary steps to create an economically, socially and environmentally sustainable long term timber harvest tenure for HFN Forestry LP on Huu-ay-aht Treaty Settlement Lands by January 1st, 2016.

INFORMATION / UPDATE:

As per Section 10 (g) of the *Land Act*, Executive Council has to pass a regulation to prescribe the form for forest tenure to be used for the non-replaceable forest licence. We are currently reviewing the requirements defined in the *Land Act* regarding tenure to ensure all requirements are being met. As well, there needs to be meaningful consultation with the Ha'wiih Council.

The reason the tenure is set by regulation is to ensure that Executive Council is aware of the terms and conditions.