



huu ay aht

ANCIENT SPIRIT, MODERN MINE

## PUBLIC NOTICE of PEOPLE'S ASSEMBLY

(Government Act, s. 80)

February 2, 2017

To all Huu-ay-aht Citizens,

**PUBLIC NOTICE** is hereby given that at the Special People's Assembly on February 19, 2017, the matter of a proposed transaction with Western Forest Products and necessary approvals under the *Land Act* will be discussed in addition to the referendum question that was the subject of public notice dated January 29, 2017.

Please see the attached proposed agenda, which includes details about the location and time of the Special People's Assembly, and the attached proposed motion regarding the proposed Western Forest Products transaction.

Kim Chretien,  
Law Clerk



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ANCIENT SPIRIT, MODERN MIND

2017 Special  
PEOPLE'S ASSEMBLY

February 19, 2017

## 2017 Special Session of the People's Assembly

February 19, 2017

Echo Centre, 4255 Wallace Street, Port Alberni

*with satellite locations in:*

- Anacla at the Government Office, 170 Nookemus Road
- Nanaimo at the Coast Bastion Hotel, 11 Bastion Street
- Victoria at the Songhees Conference Room, 1100 Admirals Road
- Vancouver at the Aboriginal Mother Centre Society, 2019 Dundas Street

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**9:30 a.m. Morning information sessions about:**

- a. The March 25 referendum vote on the Huu-ay-aht Sarita LNG Project
- b. The proposed Sarita Bay Lands Transaction with Western Forest Products

Documentary film screening: "*Coming Home*"

**12 p.m. Lunch**

**1 p.m. Formal Special People's Assembly Session Proposed Agenda:**

1. Adoption of Agenda
2. Presentation and Discussion regarding the March 25 Referendum  
Question as proposed:  
**"Do you approve the proposed Huu-ay-aht Sarita LNG Project?"**
3. Presentation and Discussion regarding Proposed Sarita Bay Lands Transaction with Western Forest Products.  
Motion for related approvals under the *Land Act*.
4. Adjournment

Dinner will be served following the voting session

*Please note: In accordance with requests from citizens, cultural healers will be present to brush off attendees entering or leaving the Assembly, if they so wish.*



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ANCIENT SPIRIT, MODERN MINE

# WRITTEN MOTION of the PEOPLE'S ASSEMBLY

(Government Act, s. 86)

For ease of reference, this motion may be referred to as:

## Motion Regarding Approval of Proposed WFP Transaction

### Whereas:

- a) Subject to the necessary approvals by the People's Assembly and other requirements under Huu-ay-aht Law, Huu-ay-aht First Nations Executive Council and the Ha'wiih Council have approved a transaction with Western Forest Products ("WFP", the "Proposed WFP Transaction") on the following terms:
  - Huu-ay-aht would acquire lands at Sarita Bay (shown on the map at Appendix B of the attached report, referred to in this motion as the "Sarita Bay Lands") from WFP for \$3 million;
  - The interest acquired by Huu-ay-aht would not include the standing timber on the Sarita Bay Lands and would be subject to certain use restrictions, in particular the lands would be subject to a restrictive covenant that would prevent Huu-ay-aht from operating a timber sort on the lands;
  - Huu-ay-aht would lease back a portion of the Sarita Bay Lands used by WFP as a dryland timber sort to WFP for a period of 99 years in accordance with the terms set out in Appendix A of the attached report and would grant a statutory right of way to allow WFP access to the dryland sort; and
  - The Huu-ay-aht would, through HFN Forestry LP, sell 200,000 m<sup>3</sup> to WFP.
- b) Under the *Land Act*, s. 5, People's Assembly approval is required for the acquisition of land with a fair market value greater than \$1,000,000; and
- c) Under the *Land Act*, s. 27, People's Assembly approval is required for the disposition of an interest in Huu-ay-aht Lands if the interest is in a parcel greater than 10 hectares, the term of the interest is greater than 49 years or the appraised fair market value of the interest exceeds \$1,000,000.

**Be it resolved that** the People's Assembly hereby approves the Proposed WFP Transaction as outlined in the attached report and presented to citizens present at the People's Assembly, including approval of:

- i) the acquisition of the Sarita Bay Lands in accordance with the *Land Act*, s.5, subject to all restrictions contemplated in the attached report and discussed in the presentation including but not limited to the reservation of all standing timber and the registration of a restrictive covenant;
- ii) the leaseback of the dryland sort lands to WFP on the terms outlined;
- iii) granting a statutory right of way to WFP to allow access to the leased lands;
- iv) granting HFN Forestry LP a 200,000 m<sup>3</sup> timber licence for the harvest of timber from the areas shown on the maps in Appendix B to the attached report; and
- v) granting any other ancillary interests necessary to give effect to the WFP Transaction.

### Appendices attached to Motion:

Written report prepared by Rob Botterell, on behalf of Executive Council.



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ANCIENT SPIRIT, MODERN MIND

# WRITTEN MOTION of the PEOPLE'S ASSEMBLY

(Government Act, s. 86)

The following documents:

*nil*

Introduced by:

\_\_\_\_\_

Date:

February 19, 2017

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DATE OF PEOPLE'S ASSEMBLY