



# DEHCHO FIRST NATIONS

BOX 89, FORT SIMPSON, NT X0E 0N0  
TEL: (867) 695-2355 FAX: (867) 695-2038  
Toll Free: 1-866-995-3748  
E-Mail: [dcfn@dehchofirstnations.com](mailto:dcfn@dehchofirstnations.com)



Winter Leadership Meeting  
February 24-27, 2009  
Ft. Simpson, NT

Resolution #01

Moved by:

Chief Keyna Norwegian  
Liidlii Kue First Nation

Seconded by:

Chief Darcy E. Moses  
Pehdzeh Ki First Nation

IN FAVOUR: 17  
MOTION CARRIED

Certified copy of resolution  
made in Ft. Simpson, NT dated  
February 25, 2009.

Gerald Antoine  
Grand Chief

## RE: Dehcho Process

**WHEREAS** the 2008 Dehcho Annual Assembly adopted a resolution which provides that:

- (i) the highest priority for negotiations with Canada at this time will be the completion, approval and timely implementation of the Land Use Plan;
- (ii) once Canada has approved and agreed to implement the Land Use Plan, and comply with their commitments under the Interim Measures Agreement, the DFN negotiating team will begin negotiations on self-government arrangements which are appropriate for the unique needs and circumstances of the DFN; and
- (iii) following self-government negotiations, the DFN will begin negotiations on other AiP matters, including the ownership of selected surface and subsurface lands, primarily outside of conservation areas; and

**WHEREAS** Canada and the GNWT refuse to negotiate on the basis of the 2008 resolution because of their position that completion and implementation of a Land Use Plan must be tied to ratification of an AiP based on land selection; and

**WHEREAS** Canada also objects to negotiations being held in distinct phases, in which the LUP phase must be completed before AiP negotiations begin and AiP negotiations on governance must be completed before negotiations on lands and resources occur; and

**WHEREAS** this impasse has resulted in Dehcho Process negotiations with Canada and the GNWT being stalled; and

**WHEREAS** the delegates at a strategy workshop held February 3-5, 2009 in Ft. Simpson recommended that the 2008 Assembly resolution be interpreted in a "flexible" manner which would not preclude AiP negotiations on self-government being conducted concurrently with work on the timely completion and implementation of the Land Use Plan;

Winter Leadership Meeting  
Ft. Simpson, NT  
February 24-27, 2009


**Resolution #01**

**RE: Dehcho Process**

Moved by:


  
\_\_\_\_\_  
Chief Keyna Norwegian  
Liidlii Kue First Nation

Seconded by:

  
\_\_\_\_\_  
Chief Darcy E. Moses  
Pehdzeh Ki First Nation

**IN FAVOUR: 17  
MOTION CARRIED**

Certified copy of resolution  
made in Ft. Simpson, NT dated  
February 25, 2009.

  
\_\_\_\_\_  
Gerald Antoine  
Grand Chief

**THEREFORE BE IT RESOLVED** that the Leadership provides the following modification of the 2008 Assembly resolution:

- i) The highest priority for negotiations with Canada at this time will continue to be the completion, approval and timely implementation of the Land Use Plan;
- ii) Negotiations towards an AiP will proceed concurrently with work on the completion and implementation of the Land Use Plan;
- iii) Once Canada has approved and agreed to implement the Land Use Plan, and comply with their commitments under the Interim Measures Agreement, the DFN negotiating team's highest priority will be negotiations towards an AiP which provides for self-government and land arrangements which are appropriate for the unique needs and circumstances of the DFN; and
- iv) Following self-government negotiations, the DFN priority will be negotiations on other AiP matters, including the ownership of selected surface and subsurface lands, primarily outside of conservation areas.



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Winter Leadership Meeting  
February 24-27, 2009  
Ft. Simpson, NT

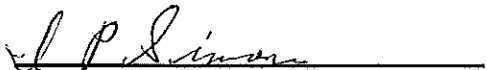
Resolution #02

Moved by:



President Marie Lafferty  
Ft. Simpson Métis Local

Seconded by:



Chief Isadore Simon  
Jean Marie River First Nation

**MOTION CARRIED**

Certified copy of resolution  
made in Ft. Simpson, NT dated  
February 26, 2009.



Gerald Antoine  
Grand Chief

## RE: Edézhíe Boundary

**WHEREAS** the Dehcho Land Use Planning Committee related to the Dehcho Process, has made a tentative agreement on planning zones subject to the reductions in the Nahanni and/or Edézhíe interim boundaries; and

**WHEREAS** it is recognized that the Edézhíe Working Group (EWG) has the responsibility of making recommendations on a final boundary option for the Edézhíe Candidate Protected Area in order that the Canadian Wildlife Service (CWS) proceed further towards permanent legislated protection of Edézhíe; and

**WHEREAS** the EWG, which includes Dehcho First Nations (DFN) representatives has examined a number of map options so as to change the boundaries and therefore reduce the size of Edézhíe; and

**WHEREAS** the Deh Gah Gotie Dene Council of Fort Providence and the Jean Marie River Council have passed resolutions in support of map Option 4 or EWG revisions thereof; and

**WHEREAS** the EWG has received additional advice by way of a December 2008 resolution from the DFN Regional Consultation Forum on Land Use Planning and Conservation Initiatives which in general recommended revisions to map Option 4; and

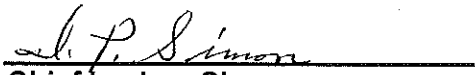
Winter Leadership Meeting  
February 24-27, 2009  
Ft. Simpson, NT

Resolution #02

Moved by:

  
President Marie Lafferty  
Ft. Simpson Métis Local

Seconded by:

  
Chief Isadore Simon  
Jean Marie River First Nation

**MOTION CARRIED**

Certified copy of resolution  
made in Ft. Simpson, NT dated  
February 26, 2009.

  
Gerald Antoine  
Grand Chief

**WHEREAS**, the EWG met on February 24<sup>th</sup> and 25<sup>th</sup>, 2009 and after examining and discussing the revisions to map Option 4, the EWG unanimously accepted Option 5-A with minor hand drawn changes as noted on the map shown to the Dehcho Leadership meeting on February 25<sup>th</sup>, 2009 as being the final boundary recommendation for the Edézhíe Candidate Protected Area;

**NOW THEREFORE BE IT RESOLVED**, that the Dehcho Leadership hereby support the EWG decision and therefore request that CWS proceed with finalizing the Edézhíe Recommendations Report based on Option 5-A for submission to the DFN and the Tl'cho Government for their approval prior to being submitted to the Minister of Environment for the establishment of a National Wildlife Area under the Canada Wildlife Act.



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Winter Leadership Meeting  
February 25-27, 2009  
Ft. Simpson, NT

Resolution #03


Moved by:

  
Elder Gabe Hardisty  
Pehdzeh Ki First Nation

## RE: Edézhíe Subsurface Land Withdrawal

**WHEREAS** the Dehcho Land Use Planning Committee related to the Dehcho Process, has made a tentative agreement on planning zones subject to the reductions in the Nahanni and/or Edézhíe interim boundaries; and

Seconded by:

  
Proxy Fred Christie  
Ft. Providence Métis Council

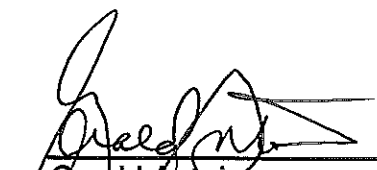
**WHEREAS** it is recognized that the Edézhíe Working Group (EWG) has the responsibility of making recommendations on a final boundary option and the disposition of the subsurface rights for the lands within the boundaries of the Edézhíe Candidate Protected Area in order that the Canadian Wildlife Service (CWS) proceed further towards permanent legislated protection of Edézhíe; and

**MOTION CARRIED**

Certified copy of resolution  
made in Ft. Simpson, NT dated  
February 26, 2009.

**WHEREAS** the EWG has accepted Option 5-A with minor hand drawn changes as noted on the map shown to the Dehcho Leadership meeting on February 26, 2009 as being the final boundary recommendation for the Edézhíe Candidate Protected Area; and

**WHEREAS** the Dehcho First Nations (DFN) and the Tl'icho community representatives on the EWG, have consistently stated that Edézhíe should be protected from all industrial development; and


  
Gerald Antoine  
Grand Chief

**WHEREAS** CWS and INAC are examining various options for subsurface land withdrawals and/or dispositions and discussed those options with the EWG on February 24<sup>th</sup> and 25<sup>th</sup>, 2009; and


Winter Leadership Meeting  
February 24-27, 2009  
Ft. Simpson, NT

**Resolution #03**

Moved by:


  
Elder Gabe Hardisty  
Pehdzeh Ki First Nation

Seconded by:

  
Proxy Fred Christie  
Ft. Providence Métis Council

**MOTION CARRIED**

Certified copy of resolution  
made in Ft. Simpson, NT dated  
February 26, 2009.

  
Gerald Antoine  
Grand Chief

**WHEREAS** the Deh Gah Gotie Dene Council of Fort Providence and the Jean Marie River First Nation Council have passed resolutions requesting that CWS make application to Indian and Northern Affairs Canada (INAC) for a subsurface land withdrawals of the lands within the final boundary of Edézhíe; and

**WHEREAS** EWG members from Pehdzeh Ki First Nation (Wrigley) and Liidlii Kue First Nation (Fort Simpson) at the February 24<sup>th</sup> and 25<sup>th</sup>, 2009 meeting stated their support for a subsurface land withdrawals of the lands within the final boundary of Edézhíe; and

**WHEREAS** World Wildlife Fund – Canada (WWF) and Ducks Unlimited Canada (DUC) as EWG members have supported the community positions on the need for subsurface land withdrawals of the lands within the final boundary of Edézhíe;

**NOW THEREFORE BE IT RESOLVED**, that the Dehcho Leadership add its support for the need for a subsurface land withdrawal of the lands within the final boundary for the Edézhíe Candidate Protected Area so that Edézhíe will be fully protected from all industrial development when it is designated as a National Wildlife Area under the Canada Wildlife Act.



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Winter Leadership Meeting  
February 24-27, 2009  
Ft. Simpson, NT

Resolution #04

Moved by:

Chief Keyna Norwegian  
Liidlil Kue First Nation

Seconded by:

President Marie Lafferty  
Ft. Simpson Métis Local

MOTION CARRIED

Certified copy of resolution  
made in Ft. Simpson, NT  
dated February 26, 2009.

Gerald Antoine  
Grand Chief

**RE: Land Use Planning**

**WHEREAS** a regional forum on the draft Dehcho Interim Land Use Plan was held December 2-4, 2008 in Ft. Providence; and

**WHEREAS** the regional forum adopted a resolution expressing concerns with respect to the current draft Plan and providing direction to DFN negotiators and Planning Committee representatives, a copy of which is attached to this resolution; and

**WHEREAS** the DFN Leadership have reviewed the draft Interim Plan and heard a report from the DFN representatives on the Planning Committee,

**THEREFORE BE IT RESOLVED** that the DFN Leadership hereby adopt the resolution adopted by the December, 2008 regional forum.



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Regional Consultation Forum on  
Land Use Planning & Conservation Initiative  
December 2-5, 2008  
Ft. Providence, NT

Recommendation #01

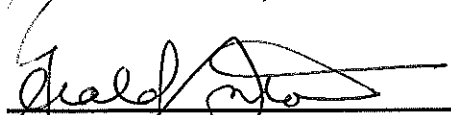
Moved by:

  
Elder Jim Thomas  
West Point First Nation

Seconded by:

  
Elder Rita Cui  
Liidlii Kue First Nation

Certified copy of resolution  
made in Ft. Providence, NT  
dated December 2, 2008.

  
Gerald Antoine  
Grand Chief

**RE: Edehzhie**

**WHEREAS**, DFN remain committed to the protection of Edehzhie through the Protected Areas Strategy (PAS); and

**WHEREAS**, the PAS initiative is now in the final stages and it is necessary to agree upon a boundary for the protected area of Edehzhie; and

**WHEREAS**, the Edehzhie Working Group (EWG), which includes DFN representatives, has developed four options to consider for a final boundary; and

**WHEREAS**, the EWG has presented these options to community consultation meetings and to a regional consultation forum ("the forum") on land use planning and conservation initiatives held in Ft. Providence December 2, 2008; and

**WHEREAS**, the participants in the forum generally support Boundary Option #4 which would protect approximately 57% of the total Edehzhie PAS study area but would not protect the areas around the Willow River and the mouth of the Lower Rabbit Skin River,

**THEREFORE BE IT RESOLVED THAT**, this regional consultation forum on land use planning and conservation initiatives recommends to the Leadership and the EWG that the EWG revise draft Option #4 to include protection for the Willow River area, as identified by the PKFN, and the mouth of the Lower Rabbit Skin River, and present the new option to the DFN leadership meeting scheduled for January 13-15, 2009.





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Dehcho Regional Forum on  
Land Use Planning & Conservation Initiative  
December 2-5, 2008  
Ft. Providence, NT

## Recommendation #02

Moved by:

Chief Dolphus Jumbo  
Sambaa K'e Dene Band

Seconded by:

Elder Jim Thomas  
West Point First Nation

Certified copy of  
recommendation made in Ft.  
Providence, NT dated  
December 4, 2008.

  
Gerald Antoine  
Grand Chief

**WHEREAS** the Dehcho Land Use Planning Committee was established and mandated under the terms of the Interim Measures Agreement signed by the DFN, Canada and the GNWT in 2001; and

**WHEREAS** land use planning is an integral part of the Dehcho Process which seeks to balance the conservation of ecologically sensitive areas and watersheds with development opportunities for both Dehcho Dene and other Canadians; and

**WHEREAS** many of the key objectives of the Dehcho Proposal can be achieved by implementing the Land Use Plan and exercising our jurisdiction throughout the Dehcho Territory; and

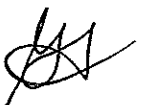
**WHEREAS** the DFN approved a draft Land Use Plan at the 2006 Annual Assembly Canada, but Canada and the GNWT then changed their position and refused to implement the Plan because, according to Canada and the GNWT, the Plan would "protect too much land" from industrial development; and

**WHEREAS** the Land Use Planning Committee has worked to develop a compromise Interim Land Use Plan which would be approved by all three parties to the Plan as soon as possible after the Plan's completion; and

**WHEREAS** the revised draft Interim Plan has been presented to a series of community consultation meetings and to this regional forum,

**THEREFORE BE IT RESOLVED THAT:**

1. This forum recommends that the DFN continue to work with Canada in good faith to produce, approve implement a Dehcho Land Use Plan as soon as possible;
2. This forum further recommends that the draft Interim Land Use Plan address concerns expressed by delegates at this forum, including:
  - (a) the status of the IMA after implementation of the ILUP, particularly relating to proposed industrial developments in general use zones and special development zones;
  - (b) whether the implementation of the ILUP is contingent upon the completion and approval of an AiP in the Dehcho Process;
  - (c) whether lands zoned under the ILUP as 'conservation' lands can be used for industrial purposes, including quarrying, feeder pipelines, public infrastructure, dams and power lines and transportation corridors;
  - (d) the use of both surface and sub-surface withdrawals for the protection of conservation zones and in order to maintain consistency between the ILUP and the IMA;
  - (e) special conditions establishing moratoria on new commercial fishing lodges which are not associated with existing lodges;
  - (f) confirmation that nothing in the ILUP diminishes the requirement of regulatory authorities and decision makers to consult with and accommodate affected communities before making any decisions which could impact on the rights of DFN members;
  - (g) the zoning under the ILUP of lands which are currently protected under the Edehzhie and Nahanni land withdrawals but which are not included in the final boundaries of those federal protected areas initiatives;
  - (h) the requirement to consult and accommodate affected DFN communities before approving the construction of new roads; and



- (i) whether an approved LUP can expire or be terminated without the consent of the DFN.
3. The DFN appointees on the DCUPC will, as a priority, address and attempt to resolve the concerns raised at this forum regarding
- a) That public roads be included in CR#6 Transportation Corridors
  - b) That CR#10 Public Water Supply require the use of best available technology in the watershed of a community's public water supply
  - c) That R#11 Aquatic Environment become a Conformity Requirement that minimizes impacts and ensure wastewater meet CCME guidelines, where practical
  - d) That a Special Condition for a 5 year moratorium on new leases for the purposes of establishing a fishing lodge in Zone 5 (Sambaa Ke/Redknife) not associated with an existing fishing lodge be established.
  - e) That at least two out of three parties, of which at least one is DFN, be required to terminate the Interim Dehcho Land Use Plan.
4. This forum further recommends that the DFN leadership direct the team negotiating an access and benefits agreement for the MGP to thoroughly consult with the DFN chief negotiator and legal counsel concerning possible impacts of an access and benefits agreement on the Dehcho Process and on existing agreements between Canada and the DFN.