

TKC Lands Act

Community Meeting #1

December 6th, 2017

Technical Handout

Reboot: Development of the TKC Lands Act

- **What:** TKC Lands Act
- **Why:** TKC can ensure the protection of Settlement Lands and natural resources through their own legislation.
- **Who:** The legislation will be developed, enacted, and administered by the TKC government.
- **When:** The project was reinitiated in January 2017, and projected completion is within 2 years.
- **How:** With involvement from Citizens, Chief & Council, Elders Council, governance experts, and legal counsel.

TKC Self-Government Agreement section 13.0: Legislative Powers

The TKC Self-Government Agreement, section 13.3 states:

“The Ta’an Kwäch’an Council shall have the power to enact laws of a local or private nature on Settlement Land in relation to the following matters:

- 13.3.1 use, management, administration, control and protection of Settlement Land;
- 13.3.2 allocation or disposition of rights and interests in and to Settlement Land [...];
- 13.3.3 use, management, administration and protection of natural resources under the ownership, control and jurisdiction of the TKC;
- 13.3.4 gathering, hunting, trapping or fishing and the protection of fish, wildlife and habitat;
- 13.3.11 planning, zoning and land development.”

What does this mean?

- Overall protection of Settlement Lands;
- A process to handle the use and enjoyment of land;
- Penalties and fines for misuse or destruction of lands or resources (e.g. poaching of wood, unauthorized creation of new roads/trails);
- Construction of housing with a methodical approach and the establishment of by-laws;
- A process for land use planning and zoning of Settlement Lands;
- Other matters TKC and Citizens see as necessary.

Current Process (as of January 2017)

- Motion 2017-01-11 states *“As per Elders Council direction from July 25, 2016 letter, Council to defeat the Community Lands Bill 2014-01 and the Lands and Resources Act and to commence work on the new Lands Act 2017.”*
- Motion 2017-07-07 (July 19, 2017) *“That Council supports Woodward & Company to be hired as the legal firm to undertake the work required to complete the Lands Act 2017”* was defeated.
- Motion 2017-09-03 (September 7, 2017) *“That Council instructs TKC Administration to design a public consultation process to seek input from TKC Citizens with a vision of passing a Lands Act.”*



The background is a topographic map of the Takhini River area. The map shows the Takhini River, various mountains (Kingston Mountain, Anticline Mountain, Mason Landing), and several regional planning areas (R-6B, R-110, R-9A, R-110, R-25B). A yellow circular logo for 'TA'AN KWACH'AN' is in the top right corner. The map is framed by a black border with latitude and longitude coordinates (61°N, 61°30'N) marked on the sides.

Thank you!

Questions?
Natalie Leclerc
668-3613 ext. 604
landsact@taan.ca
http://taan.ca/departments/lands-resources-and-heritage/lands/lands_act_information/