

**LOWER MAINLAND TREATY ADVISORY COMMITTEE
EXECUTIVE COMMITTEE
REGULAR MEETING**

May 17, 2006

Minutes of the Meeting of the **Lower Mainland Treaty Advisory Committee (LMTAC) Executive Committee** scheduled 4:10 to 4:30 p.m. on Wednesday, May 17, 2006, in the 2nd Floor Café East Meeting Room, 4330 Kingsway Burnaby, B.C.

ATTENDANCE:		
JURISDICTION:	LMTAC ELECTED REPRESENTATIVE:	LMTAC STAFF REPRESENTATIVE:
Greater Vancouver RD	Mayor Ralph Drew (Chair)	
Squamish, District of	Councillor Corinne Lonsdale (Vice Chair)	
Bowen Island, Municipality of	Councillor Lisa Barrett	
Langley, Township of	Councillor Mel Kositsky	
North Vancouver, District of	Councillor Alan Nixon	
West Vancouver, District of	Councillor Jean Ferguson	Rick Beauchamp
White Rock, City of	Councillor Mary Wade Anderson	
LMTAC STAFF ATTENDANCE:		
Regan Schlecker	Managing Director	
Mark Kirsop	Research and Communications Coordinator	
PREPARATION OF MINUTES:		
Carrie Peacock	Recording Secretary, Raincoast Ventures Ltd.	

Call to Order

Chair Drew confirmed a quorum was in attendance and called the meeting to order at 4:35 p.m.

1. AGENDA FOR ADOPTION

1.1 May 17, 2006

It was MOVED and SECONDED

THAT the Agenda for the Regular Meeting of the LMTAC Executive Committee scheduled May 17, 2006, be adopted as presented.

CARRIED UNANIMOUSLY

2. MINUTES FOR ADOPTION/INFORMATION

2.1 April 12, 2006 Executive Committee

It was MOVED and SECONDED

THAT the Minutes of the Regular Meeting of the LMTAC Executive Committee held April 12, 2006 be adopted as presented.

CARRIED UNANIMOUSLY

3. DELEGATION

No delegations were received.

4. REPORTS

4.1 Summary of Results – Monthly Board Feedback Form

LMTAC report regarding “Summary of Results – LMTAC Monthly Board Feedback Form – April 2006”.

Mark Kirsop, Research and Communications Coordinator, referenced the summary of results noting that comments provided were based on nine submitted feedback forms. He reviewed the suggestions indicated in the feedback forms, which were listed in the summary report. Staff was encouraged to address issues, as time permitted in order of priority.

It was noted that staff was in the process of coordinating a delegation presentation by the Chair of the Agricultural Land Commission (ALC) at a future LMTAC Executive Committee or Board meeting. Staff reported that June 14 was a potential date. Further, staff reported members' interest to initiate a communiqué regarding the role of local governments in the implementation of intergovernmental relations provisions within a Final Agreement (i.e. First Nation participation in regional governance). This was noted as a topic for discussion at a future Executive meeting.

It was MOVED and SECONDED

THAT the LMTAC Executive Committee receive for information the report regarding "Summary of Results – LMTAC Monthly Board Feedback Form, April 2006" and the summary of comments received.

CARRIED UNANIMOUSLY

- 4.2 The Restriction of Private Land Use Following Hupacasath First Nation v. British Columbia**
- a) *LMTAC report regarding "The Restriction of Private Land Use Following Hupacasath First Nation v. British Columbia", dated May 4, 2006; and*
 - b) *Fasken Martineau publication titled "Aboriginal Bulletin", dated December 2005.*

Mark Kirsop, Research and Communications Coordinator, led the meeting in a review of the report titled "The Restriction of Private Land Use Following Hupacasath First Nation v. British Columbia", and discussed the December 6, 2005 Supreme Court of British Columbia's decision in the case, as it related to Aboriginal rights and title, and the duty to consult with First Nations over private land use practices. It was noted that the court order imposed on the third party would only be in effect for two years, or until consultations between the Hupacasath First Nation and the province were complete.

Chair Drew noted that the UBCM was addressing the issue of consultation relative to private lands. It was further noted that the Hul'qumi'num Treaty Group had been given co-management rights over the Gulf Islands National Marine Park Reserve in the southern Gulf Islands.

It was MOVED and SECONDED

THAT the LMTAC Executive Committee:

- a) receive for information the report regarding "The Restriction of Private Land Use Following Hupacasath First Nation v. British Columbia"; and
- b) direct staff to monitor policy developments resulting from this decision.

CARRIED UNANIMOUSLY

- 4.3 Amendments to the ALC Act, 2004**
- a) *LMTAC report regarding "Amendments to the Agricultural Land Commission Act, 2004", dated May 8, 2006;*
 - b) *Letter regarding the "Amendments to the Agricultural Land Commission Act, 2004" extracted from the Provincial Agricultural Land Commission's website; and*
 - c) *Order of the Lieutenant Governor in Council regarding the "Agricultural Land Commission Amendment Act", dated July 22, 2004.*

It was MOVED and SECONDED

THAT the LMTAC Executive Committee:

- a) receive for information the report regarding "Amendments to the Agricultural Land Commission Act, 2004";
- b) advise staff of questions to submit to the ALC in advance of a the ALC's presentation to a future LMTAC Board Meeting; and
- c) direct staff to extend an invitation to LMTAC Board members to attend the June 14, 2006 [date to be confirmed] LMTAC Executive Committee Meeting and ALC presentation.

CARRIED UNANIMOUSLY

5. STANDING REPORTS

- 5.1a) **Katzie**
No items were presented.
- 5.1b) **Musqueam**
No items were presented.
- 5.1c) **Squamish**
No items were presented.
- 5.1d) **Tsawwassen**
Regan Schlecker, Managing Director, reported that the next TFN Public Information Meeting would be held May 31, 2006, and noted that a reminder of the meeting would be sent to all LMTAC Board members.
- 5.1e) **Tsleil-Waututh**
No items were presented.
- 5.1f) **Other**
No items were presented.

6. OTHER BUSINESS

6.1 Finance & Administrative Sub-Committee (FASC)

Councillor Lonsdale, Chair, Finance and Administrative Sub-Committee, acknowledged the organization's currently positive financial situation. The province's negative response to a request to cover treaty table representative's travel expenses for meetings scheduled in Victoria, was acknowledged.

7. INFORMATION

7.1 Chair's Report

Chair Drew noted that LMTAC provided a presentation at the May 2006 LMMA Meeting. He acknowledged that a date had not been set for the second Lower Mainland Roundtable Steering Committee meeting, as the GVRD Chair had not yet appointed GVRD political representatives.

Agenda Varied

The order of the agenda was varied at the meeting to consider Item 8.2 prior to Item 7.2.

8.2 Union of British Columbia Municipalities (UBCM)

Chair Drew noted that a resolution was passed at a recent UBCM Aboriginal Relations Committee Meeting, requesting the UBCM to seek a legal opinion relative to the unreasonable withholding of municipal consent as per the additions to Treaty Settlement Lands provisions within the Tsawwassen Final Agreement.

7.2 Staff Report

No items were presented.

8. MISCELLANEOUS REPORTS

8.1 Fraser Valley Treaty Advisory Committee (FVTAC)

No items were presented.

8.3 Federation of Canadian Municipalities (FCM)

No items were presented.

9. OTHER BUSINESS

No items were presented.

10. INFORMATION

It was MOVED and SECONDED

THAT the LMTAC Executive Committee receive for information the following items:

- 10.1 Correspondence;
- 10.2 Premier's Statement on the New Relationship (May 4, 2006);
- 10.3 Media Clip – Federal Budget and Aboriginal Issues (May 2, 2006);
- 10.4 Media Clip – Provincial Response to Federal Budget (May 5, 2006); and
- 10.5 The New Relationship Progress Report (April 2006).

CARRIED UNANIMOUSLY

11. NEXT MEETING

The next Regular Meeting of the LMTAC Executive Committee was scheduled May 24, 2006 (as required).

12. CONCLUSION

It was MOVED and SECONDED

THAT the Regular Meeting of the LMTAC Executive Committee held May 17, 2006 be concluded.

CARRIED UNANIMOUSLY

(Time: 4:53 p.m.)