

## **Addendum to the Terms of Reference for the Marsh Lake Cooperative Local Area Land Use Plan**

Currently, the terms of reference for the Marsh Lake Cooperative Local Area Land Use Plan identifies only the governments of Kwanlin Dün First Nation and Yukon as parties to the plan. This addendum modifies the original document to include Government of Carcross/Tagish First Nation. From this point forward, the parties to the Marsh Lake Cooperative Local Area Plan include the governments of Carcross/Tagish First Nation, Kwanlin Dün First Nation and Yukon.

To complete the plan, Government of Carcross/Tagish First Nation will identify how their Settlement Land in the planning area will be designated and review the plan with its Citizens. This process will be funded by the Government of Yukon and carried out in accordance with section 26 of the Carcross/Tagish First Nation Self-Government Agreement.

Kwanlin Dün First Nation will undertake a review of the draft plan to incorporate additional relevant information which has arisen since the plan was recommended for approval in 2016. This includes the Kwanlin Dün First Nation *Traditional Territory Land Vision* and existing land submissions from Kwanlin Dün First Nation Beneficiaries and Citizens for residential or traditional use of settlement land in the planning area.

In the time since the local area plan was recommended, the governments of Carcross/Tagish First Nation, Kwanlin Dün First Nation, Ta'an Kwäch'än Council and Yukon have completed the Whitehorse and Southern Lakes Forest Resources Management Plan. There is a need to review the local area plan to ensure these two plans are compatible.

The work of the Marsh Lake Cooperative Local Area Plan Steering Committee ended when they forwarded a recommended plan to Kwanlin Dün First Nation and Government of Yukon for approval. The Steering Committee described in section 8 of the terms of reference will not be reconvened for the purpose of finalizing the Marsh Lake Cooperative Local Area Land Use Plan. As such, any further work on the plan will be undertaken by the staff of the governments that are party to the terms of reference or as otherwise agreed by the parties.

It is the goal of the parties to seek approval of the plan by the end of 2020.

**The parties agree to the following modifications to the Terms of Reference for the Marsh Lake Cooperative Local Area Plan:**

**Section 1.0 Preamble**

- *Add:* Whereas the Carcross/Tagish First Nation is responsible for planning on its Settlement Land subject to the Carcross/Tagish First Nation Self-Government Agreement.
- Whereas it is in the mutual interest of the Yukon government and KDFN to cooperate in the exercise of their respective Cooperative Local Area Land Use Planning responsibilities.

*Replace with:*

Whereas it is in the mutual interest of the governments of Carcross/Tagish First Nation, Kwanlin Dün First Nation and Yukon to cooperate in the exercise of their respective land use planning responsibilities.

**Section 3.0 Goals**

- Given the mix of Yukon and KDFN lands, facilitate coordinated land use between the parties.

*Replace with:*

Given the mix of public land, Kwanlin Dün First Nation Settlement Land and Carcross/Tagish First Nation Settlement Land, coordinate land use between the parties.

**Section 6.0 Planning Principles**

- The plan will encompass privately titled, Yukon and KDFN settlement lands (SGA30.2.2.1); for greater certainty will not include CTFN settlement lands.

*Replace with:*

The plan will encompass privately titled land, public land, Kwanlin Dün First Nation Settlement Land (SGA30.2.2.1) and Carcross/Tagish First Nation Settlement Land.

- Ta'an Kwäch'än Council and Carcross-Tagish First Nation traditional territories include portions of the planning area and will be consulted throughout the planning process (SGA30.2.2.6: 30.3.1.4).

*Replace with:*

Ta'an Kwäch'än Council Traditional Territory include portions of the planning area and will be consulted throughout the planning process (SGA30.2.2.6: 30.3.1.4).

**Section 8.0 Steering Committee**

- Any obligations to consult with the CTFN and TKC pursuant to their respective Final Agreements shall be conducted on a government-to-government level.

*Replace with:*

Any obligations to consult with Ta'an Kwäch'än Council pursuant to their Final Agreement shall be conducted on a government-to-government level.

**Section 11.0 Plan Approval**

- The Yukon and KDFN may approve the plan for lands under their respective jurisdiction

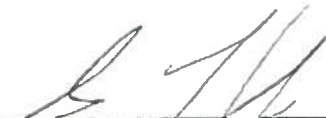
*Replace with:*

The governments of Carcross/Tagish First Nation, Kwanlin Dün First Nation and Yukon of may approve the plan for lands under their respective jurisdiction.



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Government of Carcross/Tagish First Nation

April 22, 2020



Greg Thompson  
Director Heritage, Lands and Resources  
Kwanlin Dün First Nation

April 24/2020



Manon Moreau  
Assistant Deputy Minister Sustainable Resources  
Government of Yukon

April 28/2020.