

Dehcho Land Use Planning Committee

2010-2011 Annual Report



August 4, 2011

2010-2011 Dehcho Land Use Planning Committee Annual Report

Chairperson's Message

Dagondih! My name is Michael M. Nadli, and I am the Chair and Chief Executive Officer of the Dehcho Land Use Planning Committee. In my role, I chair Board Committee meetings for the Dehcho Land Use Planning Committee and facilitate its workshops and technical sessions. As Chief Executive Officer, I manage the organization and its office in Fort Providence with the assistance of Office Manager Sophie Bonnetrouge.

The Dehcho Land Use Planning Committee is targeting the recommendation of the revised draft Interim DLUP for the fall of 2011, followed by Party review and consideration and approval and implementation in the fall-winter of 2011-2012.

The Dehcho Land Use Planning Committee, ("the Committee"), was formally established in February 2002 under the authority of the Dehcho First Nations Interim Measures Agreement (IMA). The purpose of the Committee was to develop an Interim Land Use Plan for the Dehcho territory for lands outside the existing municipal boundaries and the Nahanni National Park Reserve. In June 2006, a draft Interim Dehcho Land Use Plan was submitted for ratification to the Dehcho First Nations, and the Governments of Canada and the Northwest Territories (NWT). The draft Interim Plan was not ratified by the Governments of Canada and the NWT and subsequently returned to the Committee for revisions.

On April 27, 2007, the Main Table Chief Negotiators of all three Parties for the Dehcho Process Negotiations, signed the Terms of Reference and Work plan to guide the Dehcho Interim Land Use Plan Revisions. The Terms of Reference called for the Committee to continue to develop a Dehcho Interim Land Use Plan consistent with the Terms of Reference and the Dehcho First Nations Interim Measures Agreement (IMA).

To date, the Land Use Planning Committee has held 28 Committee meetings, 11 Working Group meetings, 6 workshops, 8 Main Table information sessions, and 5 Dehcho First Nations Information Sessions since October 2007. We are working towards having a complete draft Interim Land Use Plan for the Main Table's consideration by the fall of 2011.

On behalf of the Committee and staff,

Mahsi Cho.

Michael M. Nadli

Chairperson,
Dehcho Land Use Planning Committee

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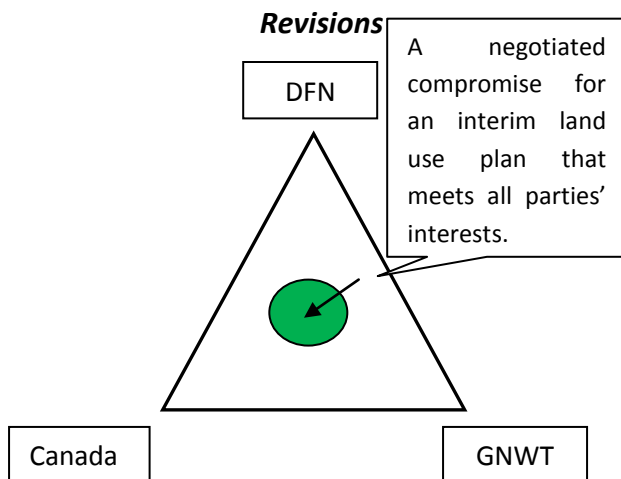
Introduction

The Dehcho Land Use Planning Committee is approaching a major milestone in their work to develop an interim land use plan. The Committee is currently at Step 9 of the Work Plan for the Interim Dehcho Land Use Plan, as per the April 2007 Terms of Reference. Our goal this fiscal year is presentation of a revised draft of the May 2006 Final Draft Dehcho Land Use Plan for the Parties' consideration and approval.

Workshop/Technical Sessions

The approach to the revisions is to work through the issues in a workshop format. A typical workshop/technical session begins with the Committee establishing an agenda, and then meeting to discuss our issues and concerns until we achieve consensus. So far, this approach has been very effective in bringing solidarity and consensus to the Committee.

Committee Approach to Land Use Plan



The Parties have reached a balance of approximately 47 % for Conservation purposes and 53 % for Development purposes; when the expanded Nahanni National Park Reserve is excluded from the Plan area, the interim land use plan protects about 40 % of the Plan area.

2010-2011 Activities

Meetings

The Dehcho Land Use Planning Committee held 2 Regular Committee Meetings leading up to the Annual Dehcho Assembly in June 2011.

The Committee also chose to hold 8 Teleconferences rather than regular face-to-face meetings since the summer to save on meeting costs. A Land Use Planner was hired in July but resigned in December 2010 and the position is currently vacant. There were 3 updates to the Main Table in the reporting period. In addition, a Dehcho First Nations Regional Land Use Planning Forum was held in January 2011.



April 2011 Dehcho First Nations Spring Leadership Meeting, Katl'odeeche Reserve.

Dehcho First Nations Forum

As part of the Dehcho First Nations internal review, a Regional Forum was held in January 2011 in Fort Providence. The forum brought together Dehcho First Nations' leaders, elders, and harvesters of the Dehcho region. DFN Representatives Petr Cizek and Tim Lennie attended, along with the Chair/CEO Michael M. Nadli, and made presentations. Dehcho First Nations staff organized and coordinated the forum. DFN Representatives explained the changes to the May 2006 Draft Land Use Plan. After three days, the participants passed a resolution that this workshop "recommends that the Plan be submitted to the Main Table for consultation and negotiation on outstanding items, as contemplated by the Work Plan agreed to by Canada, the DFN, and the GNWT in April 2007".

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2010-2011 Activities , continued.

A new GNWT representative was named to the DLUPC in November. Shannon Cumming, a lawyer working as Associate Director for the GNWT, replaced Mark Warren. In January 2011, a Geographic Information Systems Consultant was retained to update the zoning maps. In November 2010, the Dehcho First Nations commenced court proceedings against Canada concerning the removal of subsurface protection for Edehzhie (the Horn Plateau). On February 28, 2011, Canada suspended all substantive negotiations on revising the Dehcho Interim Land Use Plan. Work resumed in July 2011.

Teleconferences

The Dehcho Land Use Planning Committee incurred a surplus this year, due to Dehcho First Nations litigation and the Federal Elections, which caused Canada to halt further work on the land use plan. Further negotiation between the parties were also delayed due to internal Dehcho First Nations reviews between June 2010 and January 2011. Rather than face-to-face meetings, the Committee held eight teleconferences.

Summary of Activities from October 2007 to July 2011:

- 29 Dehcho Land Use Planning Committee Meetings
- 12 Working Group Meetings
- 2 DFN Regional Forums
- 8 Presentation updates to DFN Leadership and Annual Assembly
- 12 Updates to Main Table negotiators
- 3 updates to Communities as specifically requested by Liidlii Kue First Nation (Fort Simpson), Deh Gah Got'ie Dene First Nation (Fort Providence), and Pehdzeh Ki First Nation (Wrigley).

Revising the June 2006 Draft Dehcho Interim Land Use Plan

Authority

The Committee was formally established in February 2002 under the Authority of the Dehcho First Nations Interim Measures Agreement (IMA).¹ The purpose of the Committee was to develop an Interim Land Use Plan (Plan) for the Dehcho territory for lands outside existing municipal boundaries and the Nahanni National Park Reserve. In February 2003, the Committee formally adopted the Draft Guidelines for the Development of a Dehcho Interim Land Use Plan as its Terms of Reference (ToR).

June 2006 Draft Land Use Plan

A final draft plan was presented and approved by the Dehcho Assembly in June 2006. However, the Governments of Canada and the Northwest Territories did not support the draft Interim Plan because too much land with economic potential was excluded from development. Also Canada and the GNWT thought it was too complex and did not fit into existing legislation and policy in the NWT.

On April 27, 2007, the Dehcho First Nations, the Governments of Canada and the Northwest Territories (“the Parties”), agreed to the Terms of Reference and Work Plan to guide the revision of the June 2006 final draft Land Use Plan. These documents have guided the Committee’s work over the last year.

¹ http://www.ainc-inac.gc.ca/pr/agr/dci_e.pdf

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Mission Statement

The Land Use Planning Committee's mission is to continue developing a draft Dehcho Interim Land Use Plan consistent with the Terms of Reference and the Dehcho First Nations Interim Measures Agreement (IMA). The Interim Plan will balance economic, social, environmental and cultural needs and interests.

Guiding Principles and objectives of the Planning Process

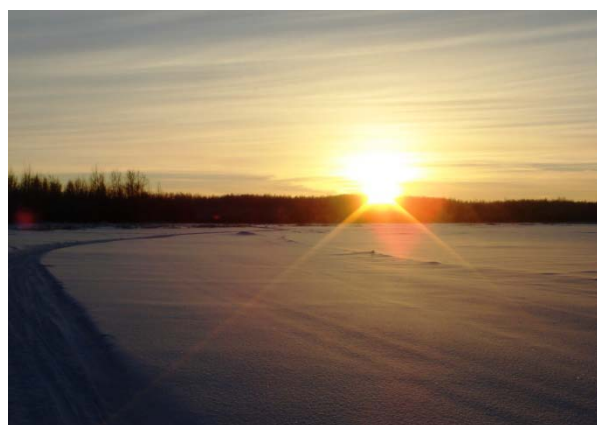
These are the objectives of the planning process from the April 2007 Terms of Reference and Work Plan:

- (a) To continue developing an Interim Land Use Plan for the Dehcho Territory (excluding lands within existing municipal boundaries and Nahanni National Park Reserve) which promotes the social, cultural and economic well being of residents and communities in the Dehcho Territory, having regard the interests of all Canadians.
- (b) To consider the principles of respect for the land, as understood and explained by the Dehcho Elders, and sustainable development in developing the Interim Land Use Plan, which shall provide for the conservation, development and utilization of the land, waters and resources in the Dehcho territory.
- (c) The Dehcho Final Agreement will take into consideration the work of the Committee.
- (d) To develop, following the approval of the Dehcho Interim Land Use Plan, concurrent with the Dehcho Process negotiations, a Dehcho Land Use Plan which takes into account the provisions of the Dehcho Final Agreement, including any necessary conformity requirements.

Membership

The Dehcho Land Use Planning Committee, established as a non-profit Society with an office located in Fort Providence, NT. is comprised of the following members:

- (a) Dehcho First Nations – 2 appointees;
- (b) Canada - 1 appointee;
- (c) GNWT – 1 appointee;
- (d) Chairperson – 1 person appointed by the other members of the Committee, who shall serve as Chairperson of the Committee.



Horn River Sunset, Fort Providence

The Dehcho Land Use Planning Committee members are:

Michael M. Nadli, *Chairman and CEO*

Michael M. Nadli is a Deh Gah Got'ie Dene First Nation member. Mr. Nadli recently held the position of Intergovernmental Advisor with Aboriginal and Northern Affairs Canada in the Yellowknife Regional Office. Michael also served as Chief Operating Officer of the Dehcho Bridge Corporation and worked as a Consultant. Michael served two terms as Dehcho Grand Chief from 1997 to 2003. Before this, Michael worked as Executive Director of the Deh Gah Got'ie First Nation and as a broadcaster with CBC Radio. Michael also worked as a Regional Land Use Facilitator with the Denendeh Land Use Planning Commission during the period 1988-1991.

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Committee Members, continued.

Michael attended Lester B. Pearson College of the Pacific and received an education through the International Baccalaureate Program. He is bilingual in Deh Gah Got'ie Dene and English. He currently lives with his wife and family in Fort Providence.

Tim Lennie, Dehcho First Nations Representative - Vice-Chair

Tim represents DCFN and is Vice-Chairman of the Committee and Chief of the Wrigley Band. He has held various leadership positions in the region over the last twenty years, including Chief of Pehdzeh Ki First Nation for 4 terms. He has been actively involved in the Dehcho Process since the beginning.

Tim is a regular subsistence harvester who believes and practices the Dene Laws, Values and Principles. He is a recognized drummer in the Dehcho territory.

Petr Cizek, Dehcho First Nations Representative Director

For over a dozen years, Petr Cizek lived and worked in the Northwest Territories. He is an independent environmental consultant who specializes in the integration and analysis of traditional knowledge and natural resource data using geographic information systems. He is a graduate of the land use planning programs at the University of Waterloo (BES 1988) and the University of Guelph (MSc. 1992).

Petr is currently living in Texada Island, BC and working on a PhD at the Collaborative for Advanced Landscape Planning in the Faculty of Forestry, University of British Columbia.

Bob Overvold, Federal Representative – Director

Bob Overvold was born and raised in the Mackenzie Valley community of Tulita. He attended high school in Yellowknife, then took teacher training going on to become one of the Northwest Territories' first graduates of the teacher educational program. Following that, he attended the University of Alberta where he attained a Bachelor of Education degree. Mr. Overvold taught elementary school in Inuvik and Hay River, and also worked as the Chief Negotiator for the Dene/Métis Comprehensive Land Claims. Mr. Overvold then joined the Government of the Northwest Territories as Principal Secretary to Dennis Patterson, former Government Leader. He then went on to be the Deputy Minister of Intergovernmental and Aboriginal Affairs.

Mr. Overvold recently retired from the federal government after spending the past ten years working for Indian and Northern Affairs Canada as Regional Director General, NWT Region. He most recently engaged with AECOM and is now a practicing consultant residing in Yellowknife with his wife and two children.

Shannon Cumming, GNWT Representative-Secretary Treasurer

Shannon Cumming is currently an Associate Director with the Department of Environment and Natural Resources, Government of the Northwest Territories. Originally from Fort Smith, he has extensive experience on land and resource issues. He is a graduate of Mount Royal College (Community and Regional Planning), the University of Calgary (Geography/Resource Management) and the University of British Columbia (Law).

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Committee Members, continued.

Shannon gained experience with land use planning with the Denendeh Land Use Planning Commission, the forerunner to the current regional land use planning processes.



Yellowknife Highway, north of Fort Providence

Prior to coming to the GNWT, Shannon worked for many years with the Northwest Territory Métis Nation, serving as legal counsel and then as Chief Negotiator. He gained exposure to complex negotiations, intergovernmental relations, community consultations and policy and regulatory issues.

Shannon credits his parents with instilling in him the belief that education is the key to our communities' achieving their vision of being strong and self-reliant. He speaks to youth about the importance of achieving a post-secondary education, and participates in mentoring opportunities for the emerging generation of leaders in the NWT. Shannon believes strongly in the principles of integrated resource management and collaborative work, and looks forward to working with the Dehcho Land Use Planning Committee.

Conclusions

The Dehcho Land Use Planning Committee continues to make progress on revising the May 2006 Draft Land Use Plan. Significant steps have been made to bring the Committee closer to completing the revisions, as per the April 2007 Work Plan and Terms of Reference.

At Committee level, In November 2010, Shannon Cumming succeeded Mark Warren as the Government of the Northwest Territories representative. Mr. Warren will remain on the file on an interim basis to assist with transitioning. A Land Use Planner was hired in July 2010 but resigned in December and the position remains vacant.

The Dehcho Land Use Planning Committee incurred a surplus this year, due to Dehcho First Nations litigation and the Federal Elections, which caused Canada to halt further work on the land use plan. Further negotiation between the parties was also delayed due to internal Dehcho First Nations reviews between June 2010 and January 2011. Rather than face-to-face meetings, the Committee held eight teleconferences.



Prairie Creek Mine, NWT

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Looking Forward to 2011-2012

The Committee's 2011-2012 goal is completion of a revised Interim Dehcho Land Use Plan that can be approved and implemented on a date acceptable to all Parties. The Dehcho Land Use Planning Committee is targeting the recommendation of the revised draft Interim Dehcho Land Use Plan for the fall of 2011, followed by Party review and consideration and approval and implementation in the fall-winter of 2011-2012.

The Committee plans to carry out the following objectives towards achieving the Committee's goal:

- 1) Undertake bi-monthly Committee meetings.
- 2) Undertake Working Group meetings in support of Committee meetings.
- 3) Retain specialized planning consulting services as necessary in the revisions process.
- 4) Retain Geographic Information System expertise as necessary in the zone revisions process.
- 5) Develop and implement a revised draft Interim DLUP public outreach and information strategy.
- 6) Develop and implement a revised draft Interim DLUP implementation strategy and work plan.
- 7) Printing and advertising associated with the approval of the Revised draft Interim DLUP by the Parties.

Financial Statement

The financial statement for the year ending March 31, 2011 begins in the next page.

Contact Information

P.O. Box 199
Dehcho Land Use Planning Committee
Fort Providence NT, X0E 0L0
Website: www.dehcholands.org

Mr. Michael M. Nadli, Chair/CEO:
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Email: mnadli@dehcholands.org

DEHCHO LAND USE PLANNING COMMITTEE
Financial Statements
Year Ended March 31, 2011

DEHCHO LAND USE PLANNING COMMITTEE

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Year Ended March 31, 2011

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INDEPENDENT AUDITOR'S REPORT

To the Directors of Dehcho Land Use Planning Committee

We have audited the accompanying financial statements of Dehcho Land Use Planning Committee, which comprise the statement of financial position as at March 31, 2011, and the statements of operations and changes in net assets for the year then ended, and a summary of significant accounting policies and other explanatory information.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with Canadian generally accepted accounting principles, and for such internal control as management determines is necessary to enable the preparation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with Canadian generally accepted auditing standards. Those standards require that we comply with ethical requirements and plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

(continues)

Independent Auditor's Report to the Directors of Dehcho Land Use Planning Committee *(continued)*

Opinion

In our opinion, the financial statements present fairly, in all material respects, the financial position of Dehcho Land Use Planning Committee as at March 31, 2011, and the results of its operations and its cash flows for the year then ended in accordance with Canadian generally accepted accounting principles.

Hay River, Northwest Territories
June 22, 2011



Ashton, Chartered Accountants

DEHCHO LAND USE PLANNING COMMITTEE**Statement of Operations****Year Ended March 31, 2011**

	2011	2010
Revenue		
Indian Affairs & Northern Development	\$ 488,415	\$ 488,415
Contribution repayable	(16,815)	-
	471,600	488,415
Expenditures		
Salaries and wages	301,005	245,771
Rent	42,946	44,777
Travel and per diems	23,680	25,319
Repairs and maintenance	18,547	14,316
Consulting fees	15,398	32,121
Honorariums	13,977	12,757
Communications	12,505	14,812
Office supplies and equipment lease	8,752	1,882
Accommodations	7,875	9,720
Audit and accounting fees	7,540	7,562
Advertising and promotion	6,040	16,138
Insurance	4,126	3,700
Vehicle	3,803	2,035
Meeting expenses	2,645	3,219
Bank charges and interest	2,131	1,656
Freight and postage	630	346
Legal fees	-	16,400
Equipment	-	41,176
	471,600	493,707
Deficiency of revenue over expenditures from operations	-	(5,292)
Application of deficit to prior year deferred revenue	-	5,292
Excess of revenue over expenditures for the year	\$ -	\$ -

DEHCHO LAND USE PLANNING COMMITTEE

Statement of Changes in Net Assets

Year Ended March 31, 2011

	General Fund	Capital Fund	2011	2010
Net assets, beginning of year	\$ -	\$ 445,791	\$ 445,791	\$ 468,280
Additions	-	-	-	49,176
Disposals	-	-	-	(11,566)
Amortization	-	(51,306)	(51,306)	(60,099)
Net assets, end of year	\$ -	\$ 394,485	\$ 394,485	\$ 445,791

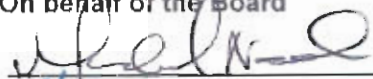
DEHCHO LAND USE PLANNING COMMITTEE

Statement of Financial Position

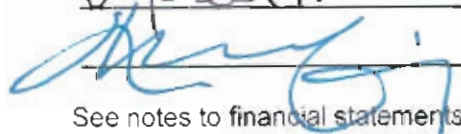
March 31, 2011

	2011	2010
ASSETS		
Current		
Cash	\$ 17,935	\$ 23,486
Accounts receivable	52,569	54,519
Prepaid expenses	1,270	2,479
	71,774	80,484
Capital assets (Note 4)	394,485	445,791
	\$ 466,259	\$ 526,275
LIABILITIES		
Current		
Accounts payable	\$ 41,199	\$ 66,724
Contribution repayable/deferred revenue	30,575	13,760
	71,774	80,484
NET ASSETS		
General fund	-	-
Capital fund	394,485	445,791
	\$ 466,259	\$ 526,275

On behalf of the Board



Director



Director

See notes to financial statements
Ashton, CA

DEHCHO LAND USE PLANNING COMMITTEE

Notes to Financial Statements

Year Ended March 31, 2011

1. Nature of operations

Dehcho Land Use Planning Committee was incorporated under the Societies Act of Northwest Territories on January 20, 2002 to develop a land use plan for the Deh Cho Territory which promotes the social, cultural and economic well being of residents and communities in the Deh Cho Territory.

2. Measurement Uncertainty

The financial statements have been prepared by management in accordance with Canadian generally accepted accounting policies. The precise determination of many assets and liabilities is dependent on future events. As a result, the preparation of financial statements for a period involves the use of estimates and approximations which have been made using careful judgment. Actual results could differ from those estimates and approximations. The financial statements have, in management's opinion, been properly prepared within reasonable limits of materiality and within the framework of the accounting policies.

3. Summary of significant accounting policies

Capital assets

Capital assets are expensed in the program for which they were purchased and also capitalized on the statement of financial position at cost. The investment in capital assets reflects the historical cost of all assets less amortization. Amortization is calculated at the annual rates and methods as follows:

Satellite imagery	20 years	straight-line method
Motor vehicles	20%	declining balance method
Office furniture and equipment	30%	declining balance method
Leasehold improvements	20%	declining balance method

Revenue recognition

Revenue is recognized as it becomes receivable under the terms of applicable funding agreements. Funding received under funding agreements which relates to subsequent fiscal period, or which is being carried forward from the current fiscal period to be used in the subsequent fiscal period or to be repaid to the respective funding agency, is reflected as deferred revenue in the year of receipt and classified as such on the Balance Sheet.

Economic Dependence

The Organization is dependent on the Government of Canada - Indian Affairs and Northern Development for funding. Management is of the opinion that operations would be significantly disrupted if the funding was discontinued.

DEHCHO LAND USE PLANNING COMMITTEE

Notes to Financial Statements

Year Ended March 31, 2011

4. Capital assets

	Cost	Accumulated amortization	2011 Net book value	2010 Net book value
Satellite imagery	\$ 575,268	\$ 262,315	\$ 312,953	\$ 340,416
Motor vehicles	42,850	15,426	27,424	34,280
Office furniture and equipment	336,007	287,268	48,739	64,384
Leasehold improvements	39,995	34,626	5,369	6,711
	\$ 994,120	\$ 599,635	\$ 394,485	\$ 445,791