

MAA-NULTH
C/o Huu-ay-aht First Nations Treaty Office
Post Office Box 418
Port Alberni, BC
V9Y 7M9

250 723 0100

September 26, 2003

Chief Commissioner Miles Richardson
British Columbia Treaty Commission
203 - 1155 West Pender Street
Vancouver, BC
V6E 2P4

Dear Chief Commissioner:

STATEMENT OF INTENT BY THE MAA-NULTH NATIONS

On behalf of the Huu-ay-aht, Ka:'yu:'k't'h'/Che:k'tles7et'h', Toquaht, Uchucklesaht and Ucluelet Nations, collectively the Maa-nulth Nations, please find attached their Statement of Intent. In the event of technical enquiries, I am available to you or your staff at 250 752 9435 and at 250 228 7196, and by email at vcpearson@shaw.ca.

We look forward to the Commission's response.

Thank you.

Yours sincerely,



Victor C. Pearson
Administrator, Maa-nulth

Cc Maa-nulth Nations
George Watts, Chief Negotiator, Maa-nulth
Commissioner Weisgerber
Peter Colenbrander
Eric Denhoff, Chief Negotiator, Canada
Mark Lofthouse, Chief Negotiator, British Columbia

MAA-NULTH FIRST NATIONS: **STATEMENT OF INTENT**

1. What is the First Nation called?

The Huu-ay-aht First Nations, the Ka:'yu:'k't'h'/Che:k'tles7et'h' Nation, the Toquaht Nation, the Uchucklesaht Nation and the Ucluelet Nation. These First Nations are negotiating as the Maa-nulth First Nations.

2. How is the governing body organized and established for the purposes of treaty negotiations by the aboriginal people it represents ("the constituents")?

Individual *Indian Act* Band Councils working in consultation with the hereditary leadership of each First Nation, and negotiating as a legal entity known as the Maa-nulth Nations.

3. How did the governing body get its mandate from its constituents to enter into the treaty process and to conduct treaty negotiations with Canada and British Columbia?

The Maa-nulth First Nations received their mandate to enter into the treaty process as part of the Nuu-chah-nulth Tribal Council. The process by which that mandate was obtained is set out in the Nuu-chah-nulth Tribal Council's Statement of Intent that was received by the British Columbia Treaty Commission on January 5, 1994.

As part of the Nuu-chah-nulth Tribal Council, the Maa-nulth First Nations were declared ready on November 3, 1994, signed a Framework Agreement on March 27, 1996, and approved a Nuu-chah-nulth Agreement in Principle on March 10, 2001. Their approval was provided by processes satisfactory to each of the Maa-nulth First Nations.

On May 15, 2001, the Nuu-chah-nulth Tribal Council passed a resolution that enabled the Maa-nulth First Nations to proceed with negotiations at their discretion; other Nuu-chah-nulth Tribal Council First Nations that had not approved the Agreement in Principle were enabled by the same resolution to continue to evaluate their options for proceeding with negotiations.

Between May 2001 and May 2003 the Maa-nulth First Nations negotiated a modified Agreement in Principle, which was initialled on May 29, 2003. During June, July and August, 2003, the constituents of the Maa-nulth First Nations ratified the Agreement in Principle. Ratification was preceded by extensive community information initiatives and was obtained by several means. On a First Nation-by-First Nation basis, these include:

- a. Authorization at community meetings for the Band Councils of the Huu-ay-aht First Nations and the Ucluelet Nation to confirm the ratification by means of a Band Council Resolution;
- b. A secret ballot conducted by the Uchucklesaht Tribe in the course of a community meeting, the results of which approved ratification;
- c. A secret ballot conducted by the Ka:'yu:'k't'h'/Che:k'tles7et'h' Nation over the course of two community meetings and by a mail-in ballot, the results of which approved ratification; and
- d. Direction at several community meetings together with the results of a poll conducted by telephone by the Toquaht Nation, the results of which approved ratification.

This new statement of intent has been authorized by the Councils of each of the Maa-nulth Nations to enable them to proceed separately from the Nuu-chah-nulth statement of intent with the treaty negotiations which the Maa-nulth constituents have already mandated.

4. Who are the aboriginal people represented in the Statement of Intent?

The aboriginal people represented in the Statement of Intent are all of the members of the HUU-ay-aht First Nations, the Ka:'yu:'k't'h'/Che:k'tles7et'h' Nation, the Toquaht Nation, the Uchucklesaht Nation and the Ucluelet Nation.

5. How many aboriginal people are represented in the Statement of Intent?

- | | | |
|----|----------------------------------|------------|
| a. | Huu-ay-aht: | 565 people |
| b. | Ka:'yu:'k't'h'/Che:k'tles7et'h': | 479 people |
| c. | Toquaht: | 116 people |
| d. | Uchucklesaht: | 161 people |
| e. | Ucluelet: | 607 people |

6. Is there any other First Nation that claims to represent the aboriginal people described in 4 and 5 above?

No other First Nation claims to represent the aboriginal people described in 4 and 5 above in treaty negotiations.

All of the Maa-nulth Nations continue to be full members of the Nuu-chah-nulth Tribal Council, and some programs and services are provided to Maa-nulth Nations (or, as the case may be, to individual members of Maa-nulth Nations) through the Nuu-chah-nulth Tribal Council.

7. What is the First Nations' traditional territory in British Columbia? Please identify any First Nations with whom the First Nation may have overlapping or shared territory.

A map showing the traditional territory is attached.

Agreements have been reached as follows:

- Between HUU-ay-aht, Tsessaht, and Uchucklesaht regarding Tzartus Island;
- Between HUU-ay-aht and Tsessaht regarding Coleman Creek;
- Between HUU-ay-aht and Ditidaht regarding the Tsusiat area; and
- Between Toquaht and Tla-o-qui-aht regarding the boundary between them.

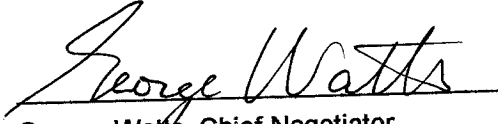
Negotiation is underway and is expected to conclude within two months between the Uchucklesaht Tribe and the Ucluelet First Nation regarding their interests in Effingham Inlet.

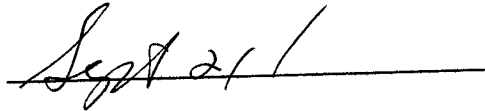
The above summarizes the status of overlap issues known to the Maa-nulth Nations at this time. It is understood that the Hupacasath Nation has made assertions in the print media regarding an alleged overlap with the Ucluelet Nation. This assertion has not been made to the Ucluelet Nation. As and when it is made the assertion will be investigated and, if considered valid, resolution by negotiation will be attempted.

8. **Contact person for formal communications:**

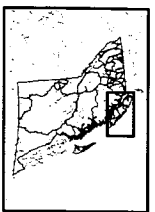
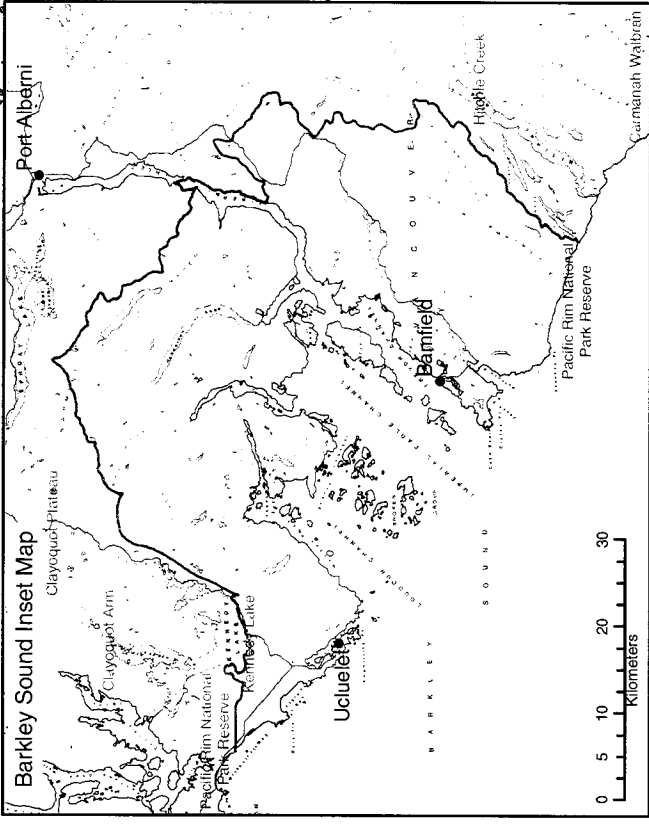
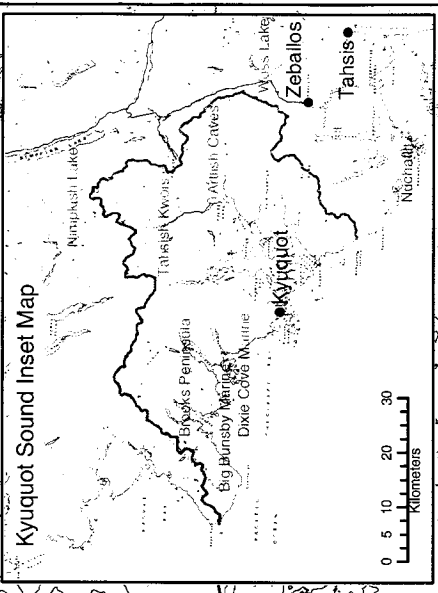
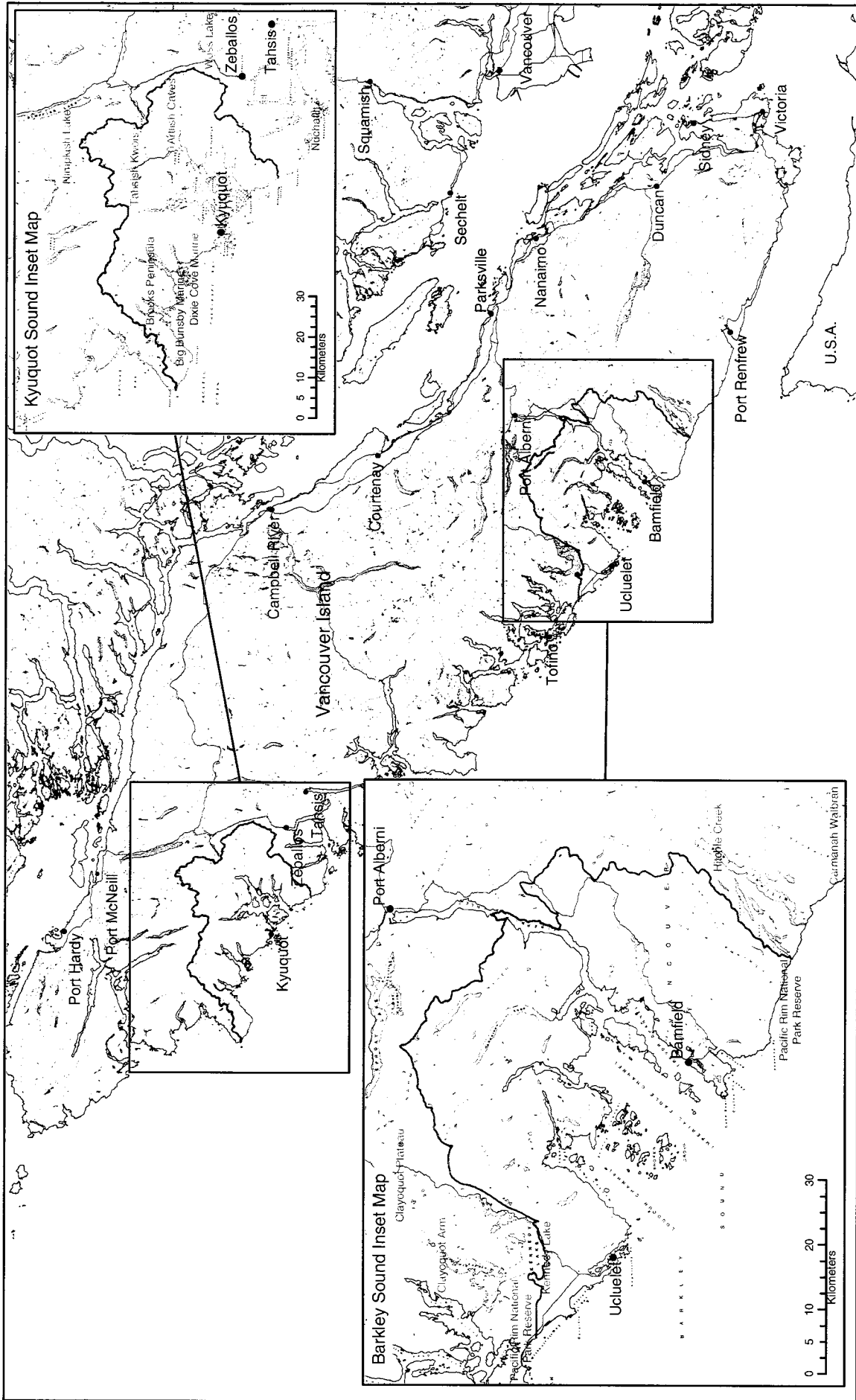
- a. Victor C. Pearson, Administrator
- b. 1535 Juan de Fuca Boulevard, Parksville, British Columbia, V9P 1Y5
- c. Telephone 250 752 9435
- d. email vcpearson@shaw.ca

9. **Submitted by:**


George Watts, Chief Negotiator

, 2003

APPENDIX A - MAP OF THE MAA-NULTH AREA



10 0 10 20
 Kilometers

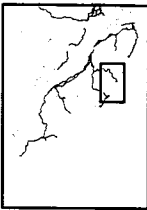
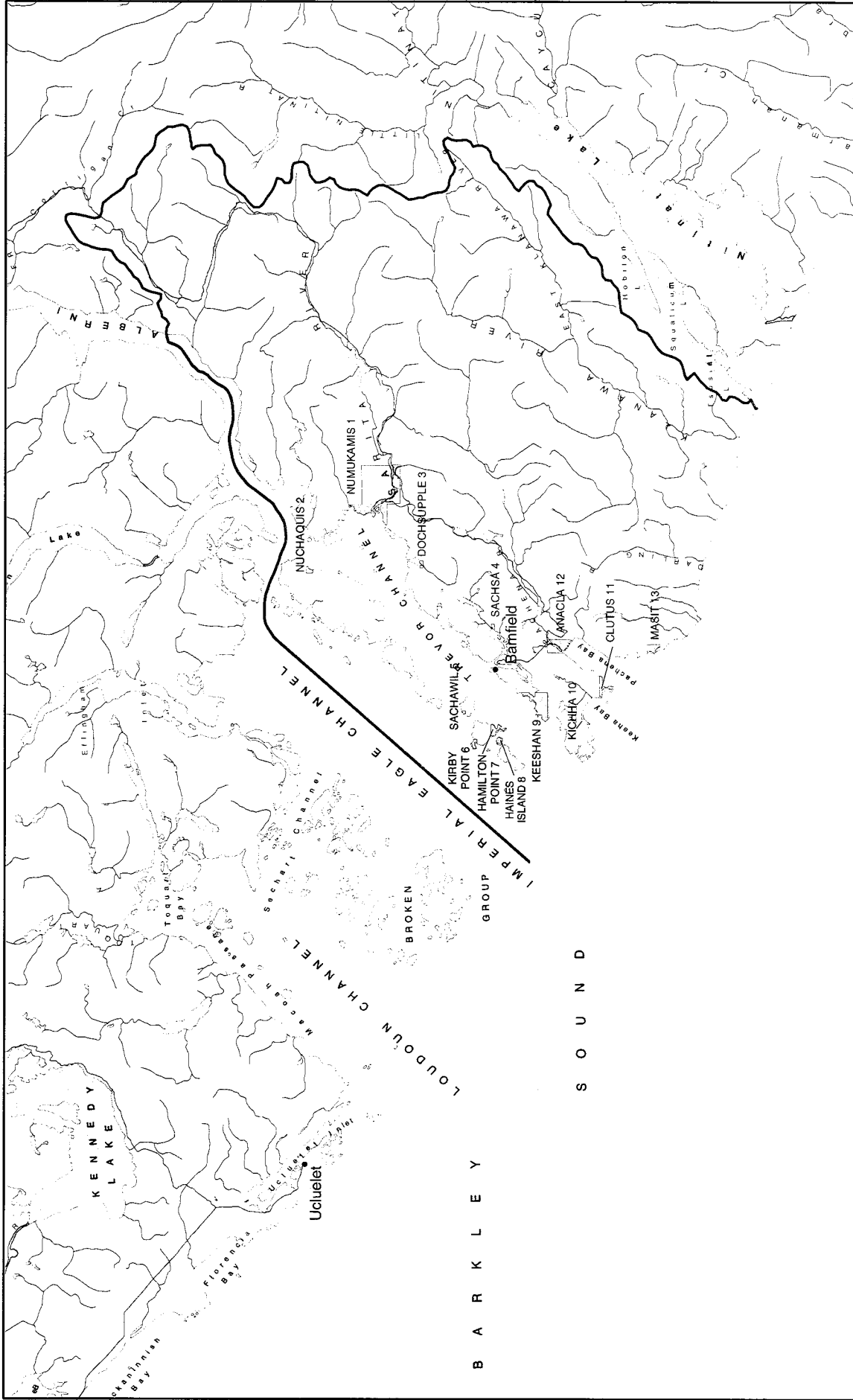
N

Legend

□ Maa-nulth Area

▨ Protected Areas

SUB APPENDIX A1
MAP OF THE MAA-NULTH FIRST NATION AREA - HUU-AY-AHT FIRST NATIONS



N

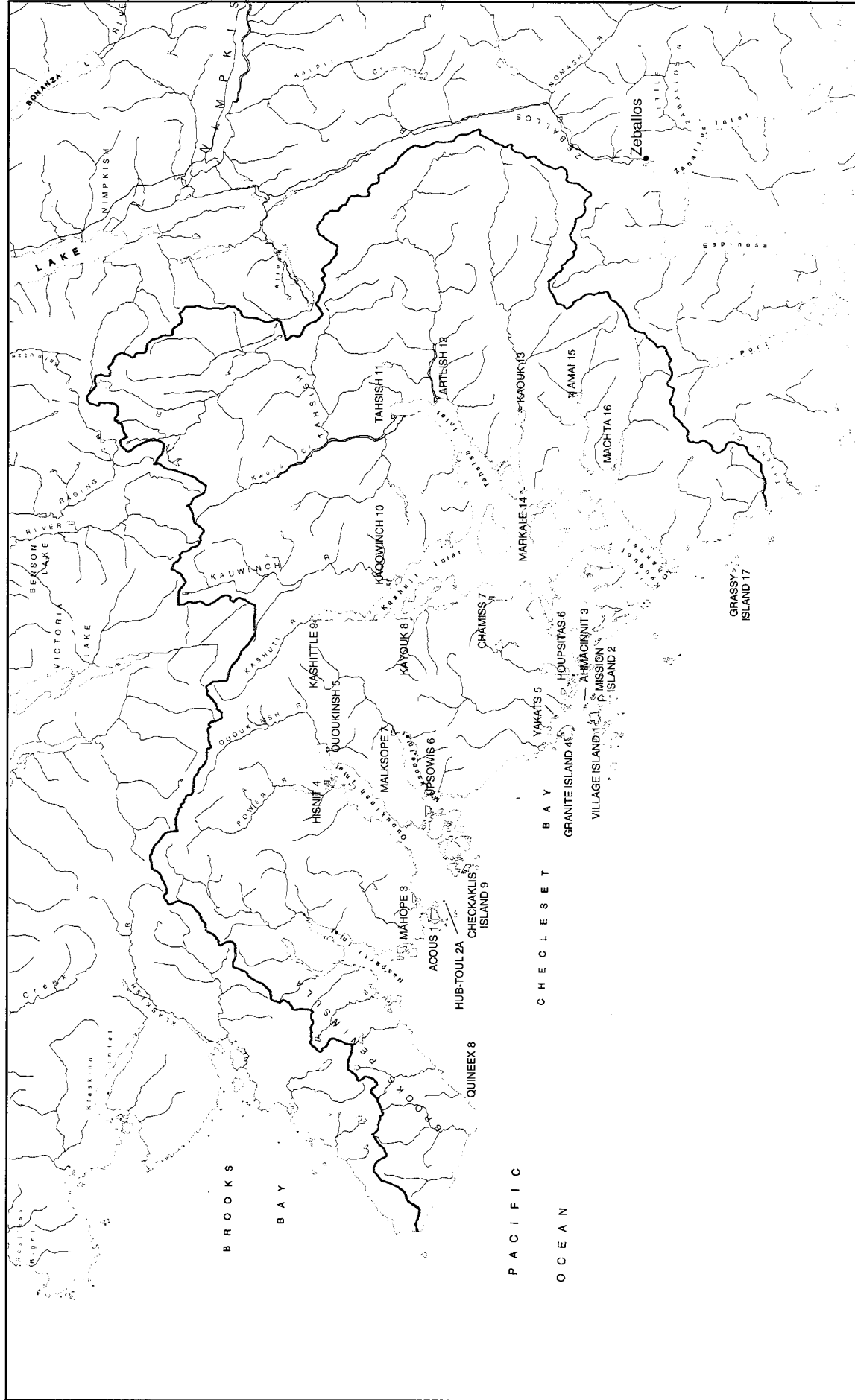
2.5 0 2.5 5
Kilometers

Prior to the Final Agreement, the Parties will negotiate and attempt to reach agreement on the precise boundary of the Maa-nulth First Nation Area for the HUU-AY-AHT First Nations.

Legend

- HUU-AY-AHT First Nations Area
- Road
- HUU-AY-AHT Indian Reserves

SUB APPENDIX A2
MAP OF THE MAA-NULTH FIRST NATION AREA - KA:'YU:'K'TH/CHE:K'TLES7ETH' NATION



Legend

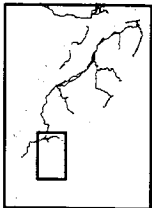
- Ka:'yu:'k'th/Che:k'tles7eth' Nation Area
- Road
- Ka:'yu:'k'th/Che:k'tlas7eth' Indian Reserves

Prior to the Final Agreement, the Parties will negotiate and attempt to reach agreement on the precise boundary of the Maa-nulth First Nation Area for the Ka:'yu:'k'th/Che:k'tles7eth' Nation.

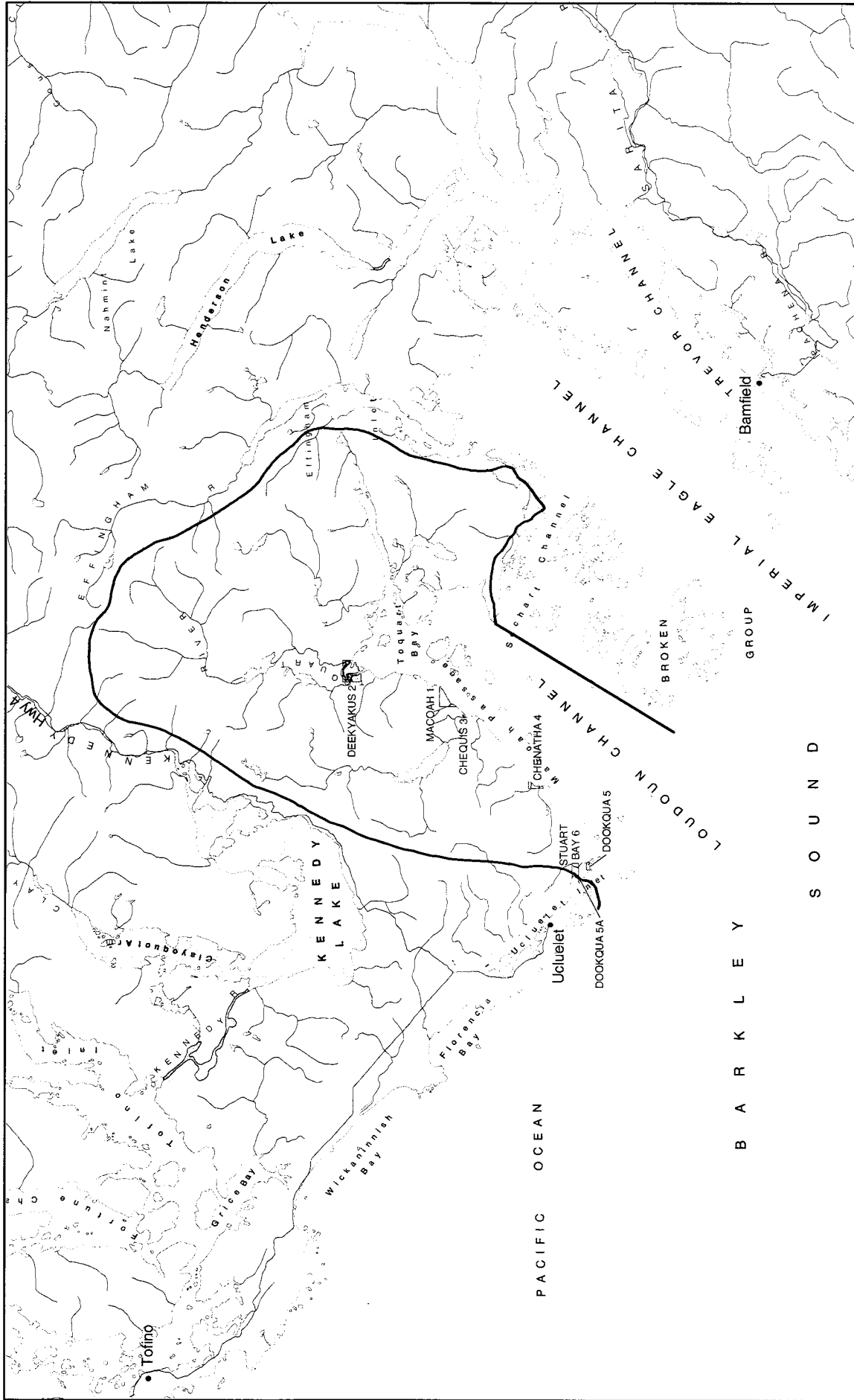
N

2.5 0 2.5 5

Kilometers



SUB APPENDIX A3
 MAP OF THE MAA-NULTH FIRST NATION AREA - TOQUAHT NATION



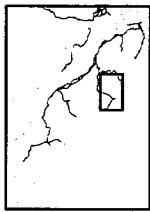
Legend

- Toquaht Nation Area
- Road
- Toquaht Indian Reserves

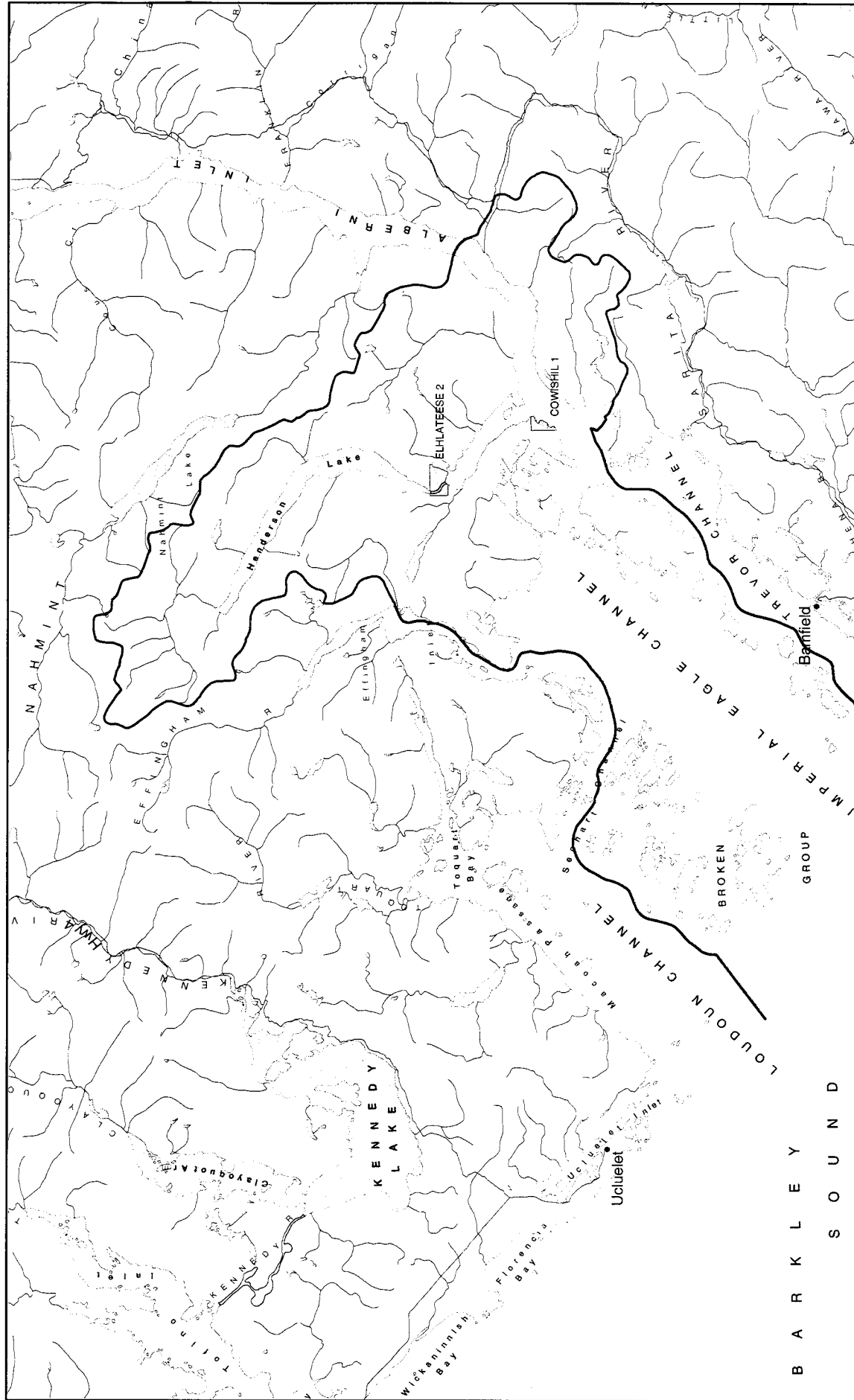
Prior to the Final Agreement, the Parties will negotiate and attempt to reach agreement on the precise boundary of the Maa-nulth First Nation Area for the Toquaht Nation.

N

2.5 0 2.5 5 Kilometers



SUB APPENDIX A4
 MAP OF THE MAA-NULTH FIRST NATION AREA - UCHUCKLESAHT TRIBE



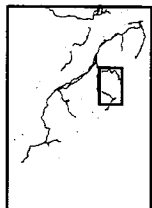
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- Uchucklesaht Tribe Area
- Road
- Uchucklesaht Indian Reserves

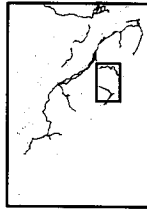
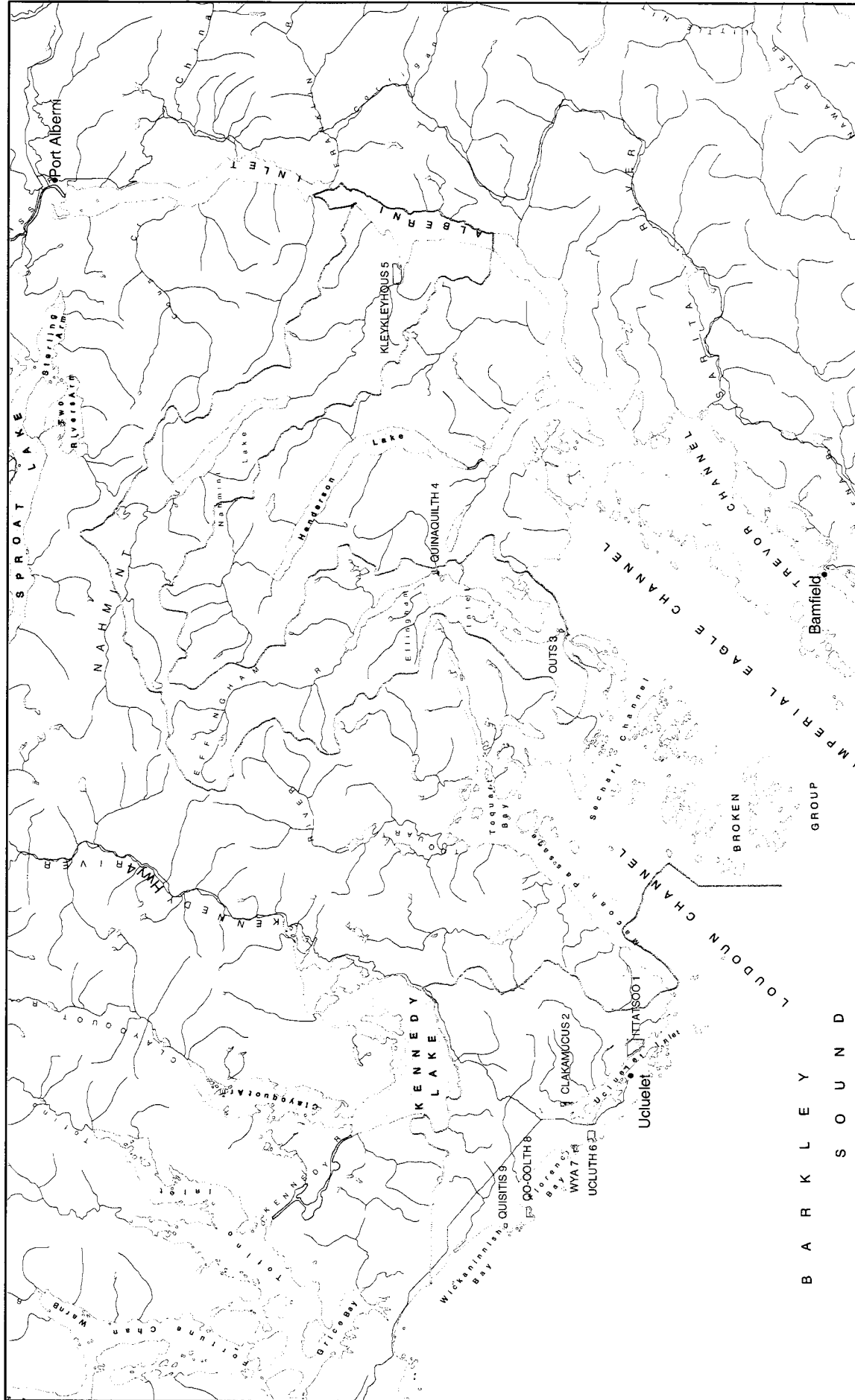
Prior to the Final Agreement, the Parties will negotiate and attempt to reach agreement on the precise boundary of the Maa-nulth First Nation Area for the Uchucklesaht Tribe.

N

2.5 0 2.5 5
Kilometers



SUB APPENDIX A5
 MAP OF THE MAA-NULTH FIRST NATION AREA - UCLUELET FIRST NATION



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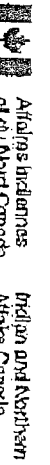
2.5 0 2.5 5
Kilometers

Prior to the Final Agreement, the Parties will negotiate and attempt to reach agreement on the precise boundary of the Maa-nulth First Nation Area for the Ucluelet First Nation.

Legend

Ucluelet First Nation Area — Road

Ucluelet Indian Reserves



Population Statistics Report

Indian Registration System

For 2003/09



Age Range: From 16 To 101

	Gender			On Reserve			On Crown Land			Off Reserve		
	Male	Female	Unknown	Total	1-Own Band	2-Other Band	Total 1+2	3-Own Band	4-Other Band		5-No Band	Total 3+4+5
638 - Ka:yu:K'ih'Che:k:lesZeth' First Nations												
162	168	0	330	107	4	111	0	0	0	0	0	219
663 - Hur-ay-ah1 First Nations												
185	221	0	406	77	11	88	0	0	0	0	0	318
666 - Toqraht												
45	41	0	86	8	2	10	0	0	0	0	0	76
667 - Uchucklassah1												
50	59	0	109	15	0	15	0	0	0	0	0	94
668 - Uchuel First Nation												
215	208	0	423	164	1	165	0	0	0	0	0	258
Grand Total												
657	697	0	1354	371	18	389	0	0	0	0	0	965

For: Rosie Little