

ATR – Provincial Involvement

First Nation Land Claims Unit
Lands and Consultation Branch
Ministry of Government Relations

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Saskatchewan! 

Team Land Claims

- Susan Carani, Executive Director, Lands and Consultation Branch
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Land Claims Unit

- Negotiate and settle land claims with First Nations and Canada.
- Coordinate and oversee the provincial government-wide implementation of First Nation land claims agreements.
- Ensure provincial interests are addressed and the province's legal obligations are met in the reserve creation process.

Constitutional Obligation

- The Government of Canada must set apart lands as reserve status in order to fulfil its obligations identified in the Treaties signed by Canada and First Nations.
- The Government of Saskatchewan has a constitutional obligation to Canada pursuant to the *Natural Resources Transfer Agreement 1930* to assist the Government of Canada in fulfilling Treaty obligations to First Nations.

Saskatchewan TLE Agreements

- *The Saskatchewan Treaty Land Entitlement Framework Agreement, 1992*
- *Nekaneet Treaty Land Entitlement Agreement, 1992*
- *Cowessess First Nation Treaty Land Entitlement Agreement, 1996*
- *Carry the Kettle First Nation Treaty Land Entitlement Agreement, 1996*
- *Kawacatoose First Nation Treaty Land Entitlement Agreement, 2000*
- *Sturgeon Lake Treaty Land Entitlement Agreement, 2007*
- *Muskoday First Nation Treaty Land Entitlement Agreement, 2007*
- *George Gordon Treaty Land Entitlement Settlement Agreement, 2008*
- *Pasqua Band Treaty Land Entitlement Settlement Agreement, 2008*
- *Ahtahkakoop Cree Nation Treaty Land Entitlement Settlement Agreement, 2022*
- *Mistawasis Nêhiyawak Treaty Land Entitlement Settlement Agreement, 2022*
- *Zagimē Anishinabēk Treaty Land Entitlement Settlement Agreement, 2022*

Legislation and Authorities

- *The Saskatchewan Natural Resources Transfer Agreement, 1930*
- *The Saskatchewan Natural Resources Transfer Agreement (Treaty Land Entitlement Act), 1993*
- *The Treaty Land Entitlement Implementation Act, 1993*
- *Amended Cost-Sharing Agreement*
- *Rural Municipal Tax Loss Compensation Agreement*
- *School Division Tax Loss Compensation Agreement*
- *Memorandum of Understanding – Road Widening and Undeveloped Road Allowances*
- *Agreement Respecting Unsurveyed Roads*
- *Memorandum of Agreement - Facilitation of Implementation of Specific Claims Settlements*
- *Rural Municipal Specific Claims Agreement*
- *School Division Specific Claims Agreement*
- *Conservation and Development Area Authority Specific Claims Tax Loss Compensation Agreement*
- *Addition of Lands to Reserves and Reserve Creation Act, 2018*

Initiating the Provincial Review Process

First Nations or ISC submit either:

A request to purchase provincial Crown land.

A request for a provincial canvass.

Request Package includes:

1. Letter of interest
2. Land description(s)
3. Title(s)
4. Map(s)

Coordination of the Provincial Review



The Land Claims Unit reviews the request and prepares and distributes a canvass package to a **Provincial Land Claims Review Committee**

Provincial Land Claims Review Committee

- Agriculture
- Education
- Energy and Resources
- Environment
- Government Relations – Northern Municipal Services
- Highways
- Parks, Culture and Sport
- SaskBuilds and Procurement
- SaskEnergy/TransGas
- SaskPower
- SaskTel
- Water Security Agency
- Information Services Corporation

Crown Land Ministries

- Agriculture
- Environment
- Parks, Culture and Sport
- SaskBuilds and Procurement
- Determine whether Crown land can be available for sale, and under what conditions based on the TLE Agreements, legislation and policies, and the provincial canvass results.

Underlying Crown Minerals

- Energy and Resources
 - Determines whether the Crown minerals can be transferred at cost or sold, and under what conditions.
 - Undisposed minerals are transferred at no cost.
 - Minerals with dispositions can be purchased through various methods.

Crown Utilities

- SaskEnergy/TransGas
- SaskPower
- SaskTel
- Distribution and transmission lines
- Buildings and other facilities
- Replacement public utility agreements and permits

Third Party and Provincial Interests

ISC	Land titles, unsurveyed roadways, township plan amendments, legal descriptions of waterbodies
ED	Affected school division
GR	Northern Crown properties and assets
EN	WHPA, Forest Management Agreements, environmental concerns, ecological reserves

HI	Provincial highways, registered road plans, road allowances, gravel pits, buildings and storage sites
WSA	Waterbodies to be retained by the province, wholly enclosed waterbodies to be transferred to the First Nation, co-management agreements, conservation and development area authorities, water rights projects
PCS	Archaeological sites, Heritage Property Act properties, provincial parks, protected areas, recreation sites, historic parks, park land under the Parks Act

Preparing the Provincial Review Response

Provincial Crown Land

The Ministry responsible for the land informs the First Nation if the land is available for sale and the conditions for the sale.

Provincial Canvass

The Land Claims Unit collates and prepares a summary of provincial interests and concerns.

ARC Conditional Approval Notice

Canada informs the Land Claims Unit of conditional ARC approval and makes the request for the provincial transfer of minerals and waterbodies to Canada and executed replacement public utility agreements.

The Land Claims Unit informs the Provincial Land Claims Review Committee and requests Orders in Council, Replacement Utility Agreements and confirmation of school division.

The Land Claims Unit informs Canada that the provincial government passed the Orders in Council provides certified copies.

Transfer to Reserve and Reserve Creation

The Lands Unit receives the Ministerial Order Conferring Reserve Status from Canada and informs the Provincial Land Claims Review Committee.

The Lands Unit and Canada process payments to the School Division and Rural Municipality Tax Loss Funds.

Current Status

- The current potential reserve acres for the 36 TLE Agreements is 2.36 million.
- To date, about 888,233 acres have been transferred, with 1.48 million acres outstanding (38 per cent complete).
- Currently two TLE claims in active negotiation.
- Three additional validated TLE claims where Saskatchewan is not party to the negotiation.

Current Status

- Specific Claims - 68,303.632 acres added to reserve
- Additions to Reserve - 1,121.135 acres added to reserve
- 65 Urban Reserves and 99+ properties in urban municipalities or northern communities selected
- Rural Municipal and School Division Tax Loss Compensation Funds - \$14.9M

Questions?

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Senior Land Claim Advisor Portfolios

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Ahtahkakoop
Beardy's and Okemasis
Canoe Lake
Cumberland House
Flying Dust
Kinistin
Little Pine
Makwa Sahgaiehcan
Mistawasis
Moosomin
Muskeg Lake
Onion Lake
Pelican Lake
Peter Ballantyne
Sturgeon Lake
Treaty Four
Witchekan Lake
Yellow Quill
Zagimē

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Big Island
Carry the Kettle
George Gordon
Kawacatoose
Lac La Ronge
Little Black Bear
Mosquito-Grizzly Bears Head
Muskoday
Muscowpetung
Ochapowace
Okanese
One Arrow
Pasqua
Peepeekisis
Piapot
Star Blanket
Wahpeton Dakota
Whitecap
Shoal Lake

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Cote
Cowessess
English River
Fishing Lake
Kahkewistahaw
Keeseekoose
Key
Lucky Man
Mathias Colomb
Muskowekwan
Nekaneet
Ocean Man
Pheasant Rump
Poundmaker
Red Pheasant
Saulteaux
Sweetgrass
Thunderchild
White Bear
Wood Mountain