

Key Terms of the Proposed TLE Settlement

Essential Facts:

- Peguis First Nation is entitled to additional Reserve land under Treaty 1 because it has never received all of the Reserve to which it is entitled under the terms of the Treaty (called Treaty Land Entitlement or TLE)
- Canada accepted that it had an outstanding lawful Treaty obligation to Peguis under its Specific Claims Policy in June 1998
- Manitoba has an obligation to provide Canada with Crown land to fulfill its Treaty obligations under Article 12 of the 1930 Manitoba Natural Resources Transfer Agreement (now Constitution Act, 1930)
- Manitoba confirmed its offer on June 2, 2003; Canada confirmed its offer on August 18, 2003.
- Final legal terms of the proposed TLE Settlement Agreement were completed in February 2006

General Terms of the Settlement:

- In general terms the proposed settlement would include:
 - a right to an additional 260.62 square miles (166,794 acres) of TLE land for Reserve
 - about 1/3 (55,038 acres) of the land amount will be selected from Manitoba Crown land
 - about 2/3 (111,756 acres) of the land amount will be purchased from willing sellers
 - overall settlement proceeds are \$64,425,000 inclusive of all compensation and costs as follows:
 - a land purchase fund of \$51,400,000
 - of this sum \$1,600,000 will be allocated for resolution of third party interests on land
 - a federal compensation payment of \$5,000,000 to a community trust for community purposes
 - claim implementation funding of \$4,972,215 for Peguis' administration of land purchases, holding costs, monitoring of Reserve creation and reporting to the Peguis membership
 - land selection study funding of \$25,000 to offset costs of community planning in relation to economic, social, and cultural goals of the First Nations associated with land purchase
 - Negotiation and legal costs of \$3,027,785 are added to the land purchase, compensation and implementation funding for:
 - the repayment of negotiation loan funding from Canada of \$1,527,785
 - final legal costs of \$1,250,000, and
 - the community consultation and approval process of \$250,000



Land Selection and Purchase:

- Peguis will select suitable Crown land around its existing Reserves, in the areas of Treaty 1 and Treaty 2 and elsewhere if necessary over a period of up to 9 years
- Privately owned land will be purchased from willing vendors on the open market at market value over a period of up to 25 years anywhere in Manitoba
- No private property or interests will be expropriated

Significance of Future Settlement:

- Peguis First Nation will join some 22 other Manitoba First Nations in securing further land for Reserves due since the time of Treaty, in this case, since 1871
- The existing approximately 80,000 acre Reserve land base of the First Nation will triple in area over time through the selection of Crown land and purchase of private land by Peguis
- An increased land base will provide economic opportunities for all members living both on and off Reserve
- Peguis will increase its place in and contributions to the economy of Manitoba to the benefit of all members and other Manitobans