

**DEHCHO PROCESS MAIN TABLE**  
**Negotiation Session Follow Up from**  
**February 8-10, 2011**

<b>SUBJECT MATTER</b>	<b>ISSUE / DESCRIPTION</b>	<b>RESPONSIBLE PARTY</b>	<b>STATUS</b>
<p>1) DCRMA  <b>Outstanding item since June 3-4, 2009 session in YK</b></p>	<p>The DFN provided a paper on the DCRMA and tabled the document during the June 3-4, 2009 session in YK. The DFN have requested that Canada respond with a similar document, outlining the federal view of the DCRMA.</p>	<p><b>Canada</b></p>	<p>Canada has committed to providing a paper on the DCRMA although when Canada will be in a position to respond remains unclear.</p> <p>May 18, 2010 – Canada indicates that they are without instructions on the DCRMA but will take it back to see where it fits between the Main Table and John Pollard’s mandates.</p> <p>February 8, 2011 – Canada indicated that Mr. Pollard has met with all the groups and is formulating an approach to his report.</p>
<p>2) Dehcho Paper on Jurisdiction on and off Dehcho Ndehe  <b>Outstanding item since Sept 1-3, 2009 session in Trout Lake</b></p>	<p>The DFN tabled a paper on Dehcho Jurisdiction on and off Dehcho Ndehe.</p> <p>In June of 2010 the parties had a discussion on the non-land and resource sections of the paper.</p>	<p><b>Canada</b></p>	<p>Canada has committed to responding to the land and resource sections of the Dehcho’s paper although when Canada will be in a position to respond remains unclear.</p>

**DEHCHO PROCESS MAIN TABLE**  
**Negotiation Session Follow Up from**  
**February 8-10, 2011**

<b>SUBJECT MATTER</b>	<b>ISSUE/ DESCRIPTION</b>	<b>RESPONSIBLE PARTY</b>	<b>STATUS</b>
<p>3) DFN Treaty 11 rights in the Yukon  <b>Outstanding item since Jan 14. 10 video conference</b></p> <p>DFN Treaty 8 rights in Alberta.  <b>Outstanding item since the May 18 session in Ottawa.</b></p>	<p>The DFN asked what Canada's position was with respect to DFN Treaty 11 rights in the Yukon</p> <p>The DFN asked what Canada's position was with respect to DFN Treaty 8 rights in Alberta.</p>	<p><b>Canada</b></p>	<p>Canada committed to seeking instruction on this question and aims to respond at the January session.</p> <p>Same as above.</p>
<p>4) Harvesters Compensation  <b>Outstanding item since Jan 14. 10 video conference</b></p>	<p>DFN would like Canada to respond to whether it will support the creation of a Traditional Activities Advocate and contribute to the cost of the position.</p>	<p><b>Canada</b></p>	<p>Canada committed to seeking instruction on this question.</p> <p>February 8, 2011 - Canada asked for this item to be put on the agenda for the March session.</p>
<p>5) Harvesters Compensation  <b>Outstanding item since January 14, 2010 video conference</b></p>	<p>Canada explained that the chapter, in its current draft, is still problematic because compensation still includes the Dehcho being compensated for a loss of harvesting of plants. The issue is that the absolute liability model is to apply only to wildlife harvesting. Canada requested the section that includes plants be removed and the DFN agreed to take this back</p>	<p><b>DFN</b></p>	<p>DFN committed to seeking instruction on this proposed revision to the chapter but would like to hear back from Canada on the Traditional Activities Advocate position.</p> <p>February 8, 2011 - DFN</p>

**DEHCHO PROCESS MAIN TABLE**  
**Negotiation Session Follow Up from**  
**February 8-10, 2011**

SUBJECT MATTER	ISSUE / DESCRIPTION	RESPONSIBLE PARTY	STATUS
	to give it some further thought.		indicated their willingness to make a deal if there can be a compromise.
<p>6) Economic Measures – Tlicho and Implementation  <b>Outstanding item since Jan 14. 10 video conference</b></p>	<p>The parties discussed chapters that would be discussed at the next LTC meeting. One of the chapters identified for the next LTC (January 22) was Economic Measures.</p> <p>A) Patrick Scott asked Canada if it would be possible to get a summary from government on the Tlicho Economic Measures chapter and what has been implemented thus far.</p> <p>Canada explained that was a fairly big request and would need to seek instruction.</p> <p>B) At the April 7 video conference, the Dehcho ask Canada to also make a contribution to the chapter regarding its own economic measures surrounding government contracting and procurement.</p>	<p><b>Canada</b></p>	<p>On June 8<sup>th</sup>, Canada advised that the Tlicho are working on an annual report and that Canada is not able to provide a response without it. Canada has suggested that the Dehcho contact the Tlicho directly.</p> <p>On November 16, 2010, Canada confirmed its commitment to provide an update for the December 2010 session.</p> <p>On February 8, 2011, Canada indicated that a wider review is taking place surrounding Economic Measures. Canada</p>

**DEHCHO PROCESS MAIN TABLE**  
**Negotiation Session Follow Up from**  
**February 8-10, 2011**

<b>SUBJECT MATTER</b>	<b>ISSUE / DESCRIPTION</b>	<b>RESPONSIBLE PARTY</b>	<b>STATUS</b>
			intends to provide an update at the March session.
7) Language and Culture - <b>Outstanding item since the June 2010 session in Yellowknife.</b>	Chapter is more complicated than originally thought, will be looking at getting elders involved and will continue working on it.	<b>DFN</b>	DFN to bring forward a second draft before Canada and GNWT provide feedback.
8) Wildlife Harvesting - October 2010 session	In W 2.1, FN 17, DFN presented definitions for subsistence and personal use.	<b>GNWT and Canada</b>	GNWT and Canada to consider the definitions and

**DEHCHO PROCESS MAIN TABLE**  
**Negotiation Session Follow Up from**  
**February 8-10, 2011**

<b>SUBJECT MATTER</b>	<b>ISSUE/ DESCRIPTION</b>	<b>RESPONSIBLE PARTY</b>	<b>STATUS</b>
in Yellowknife			offer feedback.
9) Dispute Resolution- October 2010 session in Yellowknife	In 4.4, DFN raised that witnesses giving evidence in the mediation need to do it in writing or in person to ensure there is no coaching.	<b>Canada</b>	Canada is still checking other agreements to verify if/how other agreement address the issue of preventing coaching of witnesses.
10) Migratory Birds - October 2010 Session in Yellowknife	Footnote 3 indicates that Canada is examining: “and will exercise that authority in a manner that is consistent with the Dehcho Agreement.”	<b>Canada</b>	Canada to advise whether the footnote can be dropped.
11) Migratory Birds - October 2010 Session in Yellowknife	Footnote 7 indicates that Canada wants “Method” defined to exclude certain methods.	<b>Canada</b>	Canada seeking clarification from CWS regarding the limits of “Method” to ensure it doesn’t take in anything that is prohibited under the Firearms Act or Criminal Code. More discussion at the March session.
12) Migratory Birds - October 2010 Session in Yellowknife	Footnote 14 indicates that other land claim agreements only require governments to consult with respect to proposed activities within Settlement Area.	<b>Canada</b>	Canada to verify that CWS has no additional issues with Footnote 14 or MB 5.2.
13) Migratory Birds - October 2010 Session in Yellowknife	Footnote 11 indicates that further discussion is needed over MB 2.2 b) ii) “members of another Aboriginal groups with whom the Dehcho Dene have traditionally traded.”	<b>DFN</b>	DFN to provide a map outlining the Aboriginal groups with whom the Dehcho Dene traditionally

**DEHCHO PROCESS MAIN TABLE**  
**Negotiation Session Follow Up from**  
**February 8-10, 2011**

SUBJECT MATTER	ISSUE / DESCRIPTION	RESPONSIBLE PARTY	STATUS
			traded.
14) Expropriation - November 2010 session by video conference	Clause 2.11 -Following an expropriation of Dehcho Settlement area lands, would the Dehcho be able to exchange for lands in settlement areas belonging to other First Nations?	<b>Canada</b>	Canada to respond. Land Selection negotiator Janet Pound to come to the table in April to address this and other issues relating to where the Dehcho can select land.
15) Expropriation - February 2011 session by video conference	DFN enquired how expropriation would work post devolution since crown land would become Commissioner's land.	<b>GNWT</b>	GNWT to respond.
16) Adoption - February 2011 session by video conference	DFN has asked that in considering the best interests of the child, does the GNWT try to find a permanent home for the child as quickly as possible?	<b>GNWT</b>	GNWT to respond.