

DEHCHO PROCESS MAIN TABLE
Negotiation Session Follow Up from
June 8-9, 2010

SUBJECT MATTER	ISSUE/ DESCRIPTION	RESPONSIBLE PARTY	STATUS
<p>1) Implementation Outstanding Item from May 12-13, 2009 session in Ft Simpson</p>	<p>During the May 2009 session, the DFN raised a number of issues that require further explanation and clarification:</p> <ul style="list-style-type: none"> • Why the implementation plan is not legally enforceable. • I.3.4 (c) not removing the monitoring role of the Implementation Committee and the importance of having a 3rd party, such as the IC, overseeing and monitoring the plan. <p>The Dehcho met with Implementation negotiator Craig Milne on Friday September 11, 2009 in Ottawa.</p>	<p>DFN</p>	<p>The Dehcho are to advise Canada on how they would like to proceed with respect to Implementation post the Sept 11.09 meeting.</p> <p>At the June 2010 session, the Dehcho advised that they will aim to bring a response forward this fall.</p>
<p>2) DCRMA Outstanding item since June 3-4, 2009 session in YK</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>Canada</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>

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<p>3) Dehcho Paper on Jurisdiction on and off Dehcho Ndehe Outstanding item since Sept 1-3, 2009 session in Trout Lake</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>Canada</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>
<p>4) DFN Treaty 11 rights in the Yukon Outstanding item since Jan 14. 10 video conference</p> <p>DFN Treaty 8 rights in Alberta. Outstanding item since the May 18 session in Ottawa.</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>Canada</p>	<p>Canada committed to seeking instruction on this question.</p>
<p>5) Harvesters Compensation Outstanding item since Jan 14. 10 video conference</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.</p> <p>Canada requested the section that includes plants be removed and the DFN agreed to take</p>	<p>DFN</p>	<p>DFN committed to seeking instruction on this proposed revision to the chapter but would first like to hear back from Canada on the Traditional Activities Advocate position. Canada is reluctant to commit to paying for it.</p>

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	this back to give it some further thought		<p>On April 16th, DFN committed to providing a detailed written description to the Traditional Activities Advocate.</p> <p>On June 8th, the three parties engaged in a discussion of the Traditional Activities Advocate so that the Dehcho could better understand the issues Canada wants clarified in the definition.</p>
<p>6) Economic Measures - Tlicho and Implementation Outstanding item since Jan 14. 10 video conference</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>Canada</p>	<p>On June 8th, 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>

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	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.		
7) Adoption - Outstanding item since the May 18-20 session in Ottawa.	DFN questioned why, under Court Proceedings, if a child is adopted under Dehcho law, it is necessary to apply to Court to certify the adoption.	GNWT	GNWT to provide rational for this wording.
8) Migratory Birds - Outstanding item since the May 18-20 session in Ottawa.	CWS is concerned by the breadth of the grouping in 2.2(b) and would like it clarified.	DFN	DFN to get back to Canada with the geographic scope.
9) Migratory Birds- Outstanding item since the May 18-20 session in Ottawa.	DFN wants to know the purpose of a geographic limitation for 2.2(b).	Canada	Canada to provide rational for a geographic restriction.
10) Language and Culture - Outstanding item since the June session in Yellowknife.	Chapter still coming together and a number of additions/clarifications are required.	DFN	DFN to bring forward a second draft before Canada and GNWT provide feedback.