

**MATACHEWAN FIRST NATION
TREATY LAND ENTITLEMENT NEWSLETTER
ISSUE No. 5**

Update and Actions to Date

The last TLE Newsletter went out in November 2014. Since that time there have been three negotiation sessions. Two with the former Chief and Council and one with the newly elected Chief and Council. Negotiation sessions are open to all members of Council and also include legal and technical expertise.

We are still working to have the newsletters posted online, and hope to have the version of the map enclosed posted as well. We are now entering the fourth year of MFN's claim negotiations which were agreed to by Canada in August of 2011 and Ontario in July of 2012. Canada has a policy of that claims should be concluded within a three year timeframe. However, if they are progressing well Canada will generally continue negotiations. This is evidenced by their recent acceptance of our budget and work plan to March 31, 2016.

The claim is for 5.74 square miles of land to be added to the reserve and compensation for the loss of use of those lands since the signing of the treaty in 1906.

To date there have been three community engagement sessions and updates on the negotiations and four newsletters.

Land Selection

The map in this newsletter has been updated based on discussions and feedback. As stated above, MFN will be compensated with 5.74 square miles. Through discussions and feedback 13 square miles were identified and withdrawn from further development. In order for Canada and Ontario to begin the consultation with other stakeholders the candidate lands must be further reduced to approximately 9.5 square miles. The current map has eliminated some lands and added others that were not available at the time.

It should be noted that steps are being taken to protect some of the lands that were released. Referring to the attached map, the yellow area is going through a protection process with the Ministry of Northern Development and Mines; the brown area has been flagged to be added to the Conservation Reserve.

The remaining Lands for Consideration are in the lighter pink. These are the lands that must be reduced to an area of 9.5 square miles or 6,000 acres for public consultation, which is represented by the black square above the reserve. The First Nation must then make a final selection of 5.74 square miles, which is represented by the beige square.

MFN is not obligated to select the lands that have been withdrawn. The reason for withdrawing these lands is so that a process of disentanglement can occur. While the TLE process is ongoing no mining claims can be staked and no forestry activity can occur, for example. Should MFN select other lands where there is tenure, the process will be far more complicated and may ultimately not be possible.

The Lands for Consideration will be narrowed to 6,000 acres following the next community meeting on July 9, 2015.

Urban Reserve

An economic impact study that recommended Timmins as the best location for an urban reserve was completed. Subsequent to this a terms of reference for a selection committee comprised of negotiation team members was developed and has been agreed to by Chief and Council.

The selection committee has been unable to meet to date. Meetings are being contemplated for later this summer to review the report and begin the work of finding suitable locations in the City of Timmins. As stated in previous newsletters, the cost of developing an urban reserve is significant and the committee will have to take into consideration location, supply - demand, service type, cost to capitalize, externalities -

competition, fixed costs, opportunity costs, competitive advantages, etc. The urban reserve **will not** include residential lands, but will be used solely for economic development purposes. The selection committee will only be making recommendations which will ultimately be voted upon by the membership.

Since the last newsletter, the negotiation team has been informed that there are at least three other First Nations going through the TLE process that have stated that intent on pursuing land in Timmins. There are also others that are interested in pursuing land in Timmins through the Additions To Reserve (ATR) process. This needs to be taken into consideration in any selection of lands in the City of Timmins.

Loss of Use Compensation

Matachewan First Nation and Canada (Aboriginal Affairs and Northern Development, Specific Claims Branch) now have most of the information needed to have serious discussions about the amount of money that should be paid to MFN to compensate for the loss of economic opportunity because of the failure to set aside 3,676 acres of land as reserve to which MFN was entitled from 1906.

Appraisal reports for 1906, 1999 and 2014 land values have been completed. Using this information, and each party's assumptions about what return could be earned from making use of the land in each and every year, MFN and Canada will discuss their expectations about the range within which the settlement compensation might fall.

It should be noted that Canada will make a global offer. That is, the compensation will include all costs for the settlement of the TLE claim. This includes loss of use, additions to reserve costs (i.e. surveys, environmental studies, land titles search), negotiation costs, and loan funding, to name a few.

These discussions will take place over the next several weeks. If discussions go well, it is expected that Matachewan's negotiation team will be able to indicate the likely range of this compensation at the next community meeting.

Feedback and Next Steps

The TLE negotiation team is comprised of the entire Chief and Council who may be contacted at the Band Office or via email. Shawn Batise, Executive Director of the Wabun Tribal Council is also a member of the negotiation team and may be contacted at 705-268-9066 or via email at sbatise@wabun.on.ca.

Your feedback and comments are welcome any time. The next community engagement session will be at 6:30 pm on Thursday, July 9, 2015 at the MFN log building. Please see our website for further information on the next session.

Treaty Land Entitlement Lands for Consideration

Mining Claims
 Patented/Private Land
 Matachewan IR No. 72
 Approximate Size of Entitlement (3073 acres)
 Approximate Area for Consultation (8000 acres)

Land for Consideration
 Area of Interest (8055 acres)
 Land for Proposed Land Use Amendment (445 acres)
 Proposed Site of Cultural Significance (374 acres)
 Land Withdrawn for Other Purposes
 Pending Withdrawal

★ Land Use Permit
 ● Aggregate Permits
 - Municipal Boundaries
 - Secondary Roads
 Height of Land
 Provincial Park
 Conservation Reserve

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 Mining Claims current as of April 14, 2015

