



**INDIVIDUAL AGREEMENT
EXECUTIVE SUMMARY**

SUMMARY

Algonquin of Pikwakanagan First Nation (AOPFN) members have an opportunity to vote on whether or not to take over land management of reserve lands from Indigenous and Northern Affairs Canada. If the AOPFN members approve the Land Code, the land management sections of the Indian Act will no longer apply to the AOPFN's reserve lands. AOPFN would take over land management. Indigenous and Northern Affairs Canada would retain liability for land management decisions prior to the Land Code.

The Individual Agreement is an important part of the Land Code process. This is an agreement between the federal government and AOPFN setting out the details of what will happen if AOPFN approves the Land Code. The Individual Agreement (IA) has 12 sections and 7 attached documents which are called "Annexes".

Here is the summary:

1. Interpretation

This section sets out definitions and confirms that words used in the Individual Agreement (IA) have the same meaning as set out in the documents which established the Land Code process for all First Nations in Canada: the Framework Agreement on First Nation Land Management and the First Nations Land Management Act.

2. Information provided by Canada

This section sets out the information provided by Canada. This includes lists of interests (such as CPs and leases) and known environmental issues on the First Nation's reserve lands. The lists of interests are set out in Annex 'C' and known environmental issues are set out in Annex 'D'. Following the Phase I Environmental Site Assessment (ESA) completed on July 25, 2014, a Phase II ESA has been recommended (subject to available funding) for:

- Maintenance Garage and Yard
- Fire Hall
- APFN Band Office
- Oil changing activities at 1296 Mishomis Inamo (not including removal of debris)
- Smoke 'n' Tires
- Kokomis Café and Gas Bar
- Former Dumping Area
- Former Railway Tracks/ Suspect Fill
- Former Sand Pit
- Former Car Crushing/ Dumping Area
- Former Marine Gas Bar
- Active Landfill



ALGONQUINS OF PIKWAKANAGAN FIRST NATION
INDIVIDUAL AGREEMENT EXECUTIVE SUMMARY

3. Transfer of Land Administration

Section 3 states that Canada will transfer land administration and management to the First Nation and the First Nation will become responsible.

4. Acceptance of Transfer of Land Administration

Section 4 states that the First Nation accepts the transfer of land administration and management from Canada and that the land management sections of the Indian Act will no longer apply to the First Nation's reserve land.

5. Operational Funding

Section 5 commits Canada to provide operational funding so the First Nation can run its lands department and manage the lands. The initial funding amount is set out in Annex 'A' which is \$274,981 annually, plus \$75,000 for year 1 and 2 for Transition and Environment.

6. Transfer of Revenues

Section 6 requires Canada to transfer to the First Nation land-related revenues (such as lease money from community lands). The initial transfer amount is set out in Annex 'B' which is \$5,787.41 as of November 15, 2018.

7. Notice to Other Persons

If the members vote in favour of the Land Code, the First Nation must within 30 days notify all non-members who have a legal interest in reserve lands (such as a lease) that the First Nation is taking over management of the lands from Canada.

8. Interim Environmental Assessment Process

Section 8 states that the First Nation will follow the federal environmental assessment process until the First Nation develops an environmental assessment process under its own laws for the First Nation's reserve land. The interim process is set out in Annex 'F'.

9. Amendments

Section 9 states that the Individual Agreement can be amended if it is done in writing by Canada and the First Nation.

10. Notices

This section just sets out how Canada and the First Nation will contact each other in the future for sending letters or notices.

11. Dispute Resolution

Section 11 confirms that the dispute resolution process from the Framework Agreement applies to disputes about the implementation, application or administration of the Individual Agreement.

12. Date of Coming Into Force

The Individual Agreement will come into force on the same date as the Land Code.