

Sahtu Land Use Planning Board



Integration of GBLWMP & SLUP

GBLWMP-SLUP Integration Meeting
February 4-5, 2010

Agenda

- History and Context
- SLUP Proposed Revisions
 - Structure
 - Zoning
 - Conformity Requirements , Actions and Recommendations
- Integration Questions

History & Context

- 1999–2002: SLUPB develops Preliminary Draft
- 2002-2005: GBLWMP developed
 - GBLWMP developed outside the SLUP process (SLUPB Board not fully operational)
 - Government –funded, community-driven process with representation from government, Boards and others
 - Incorporates zoning elements from Preliminary Draft
 - Presented to SLUPB in 2005/06 for inclusion in SLUP

Draft 1 – February 2007

- SLUP produces Draft 1 which incorporates zoning, conditions and prohibitions of GBLWMP Sahtu-wide
- INAC Comments:
 - “Regarding the Great Bear Lake Watershed Management Plan, this document needs to be appended to the Plan as formally agreed to by the parties that developed it, based on the recommendations of the Elders of Déline.”
 - “ ...it was developed specifically for the GBL watershed, to represent the Land Use Plan's provisions for that part of the GBLW that lies within the SSA.”

Deline Draft 1 Comments

- “We recommend that the Sahtu Land Use Planning Board incorporate the entire Great Bear Lake Management Plan, amended as set out below, into the next draft of the SLUP. If that is not possible, we recommend that the Board incorporate the story of the water heart and all of Parts 4 and 5 of the Great Bear Lake Management Plan, amended as set out below, into the next draft of the SLUP, and that the Management Plan as a whole, amended as set out below, be appended to the Land Use Plan, as part of the SLUP.”

Discussion Draft 2 – Aug 2007

- Minor editorial changes to conditions & prohibitions of GBLWMP to address comments (still Sahtu-wide)
- Incomplete draft (zoning and terms only)
- INAC Comments: “capture at least the essence of the GBLWMP as well as its recommendations within the Sahtu Land Use Plan, if the GBLWMP is not appended in its entirety.”
- Deline Comments (March 2009): Incorporate the GBLWMP into the SLUP, complete the rest of the plan and send to SSI, the GNWT and INAC for approval ASAP OR fast-track approval of GBLW portion

Draft 2 – April 2009

- New SLUPB Board and Staff members
- Establishes the GBLWMP as “the plan” within the GBLWMP with amendments as requested (CR#1)
- Deline Comments:
 - Nothing submitted on SLUP directly
 - Ecological integrity papers submitted in Sept/10

Draft 2 Comments

- GNWT Comments:
 - “The GNWT has serious concerns about the Great Bear Lake Watershed not being incorporated into the regional Sahtu Land Use Plan. Having a portion of the Sahtu region fall under a separate planning regime as opposed to under the SLUP, with potentially different conformity and implementation mechanisms, would greatly increase the complexity of the overall land management/regulatory regime in the NWT as a whole.”
 - More detailed comments submitted in Dec/09

Draft 2 Comments

- INAC Comments:
 - “Regarding the Great Bear Lake Watershed Management Plan, the Board should keep in mind that it is not a land use plan and does not have legal force or effect. Land use planning in the Sahtu must therefore be integrated into a single Sahtu Land Use Plan with consistent language throughout that conform to the regulatory regime.”
 - “The Department supports incorporating those parts of the GBLWMP from Chapters 4 and 5 which are relevant and enforceable into the Plan. “

Draft 2 Comments

- INAC Comments:
 - “The GBLWMP contains a number of mandatory directions to appropriate authorities and others to do certain things independent of any particular application for an authorization. These sorts of directions potentially cross the line into the jurisdiction of government and regulatory authorities”
 - “...the GBLWMP must clearly define what is expected of First Nations, departments and agencies of government, and other regulatory authorities where it states that something should be done or avoided.”
 - Additional comments submitted in Nov & Dec/09

Draft 3 Approach

- “A Planning Board shall take into consideration a land use plan proposed by the first nation for its settlement lands in the settlement area, and may incorporate that plan into the land use plan for the settlement area.” (MVRMA S. 41(4))
- SLUP must be:
 - Acceptable to Parties (SSI, GNWT, INAC)
 - Fit with regulatory regime
 - Clear and implementable
 - Have consistent language, rules and structure throughout (including sections on GBLW)
- Integrate spirit and intent of GBLWMP into SLUP:
 - Terms and conditions must be harmonized with SLUP approach
 - Vision, goals and descriptive information easier to integrate

Plan Structure

➤ Separation of “Plan” and “Background Report”

- Plan:
 - Scope and Application
 - Vision & Goals
 - Zoning /Descriptions
 - Conformity Requirements, Actions & Recommendations
 - Approval and Implementation
- Background Report
 - Society and Culture
 - Biophysical Environment
 - Economy
 - Regulatory Environment
 - Other Planning Initiatives

Zone Definition Changes

- General Use Zones – General protection requirements
- Special Management Zones – Enhanced protection measures to mitigate impacts on identified values
- Conservation Zones / Proposed Conservation Initiatives – No Development Zones (No Change)

General Use Zones

- General Environmental & Cultural Protection Conformity Requirements (e.g. CR # 5-11, 18-20)
- Basic Wildlife CRs – Identify & mitigate impacts (CR 14-15)
- New requirement for watershed-level considerations
- Actions applicable Sahtu-wide – e.g. (Consultation, TK Collection, Monitoring)

Special Management Zones

- Enhanced measures to protect specific values
 - Identification of specific ecological or cultural areas and values
 - Requirement to mitigate impacts to those values identified for those areas
 - Developers and regulators to pay special attention
 - May require additional monitoring and enforcement
 - Greater need for community engagement in those areas

Conservation Zones

- No Development Zones
- Identifies the most significant areas where development is not compatible with protection of values
- Existing uses allowed to continue and develop
- Access and infrastructure permitted for existing uses, community development, and across zones to enable development in adjacent zones

Water

CZ:
No Dev't

SMZ: Mitigate
impacts on
specific rivers
and lakes

GUZ: Consider
impacts within
greater watershed

Wildlife

CZ:
No Dev't

SMZ:
Setbacks &
measures to
protect
critical areas

GUZ: Identify general
wildlife use and
mitigate impacts

Community Engagement

CZ:
No Dev't

SMZ: Discuss
site-specific
values and
mitigation

GUZ: Consult with
communities

Traditional use areas

CZ:
No Dev't

SMZ: Mitigate
impacts to key
community use
areas

GUZ: Avoid cabins and
trap lines

Integration Questions

- Degree of integration:
 - 1) Application of terms to zone types as per GBLWMP;
or
 - 2) Application of terms to zone types as per ongoing
changes to the SLUP
- Equality of information: Ok if sections pertaining to
GBLW contain more information than for other
districts?
- Open to use of General Use Zones given proposed
changes to SLUP?