



**FIRST NATIONS
LAND MANAGEMENT
RESOURCE CENTRE**

RC ENGAGEMENT WORKSHOP

Operational Funding Formula for Land Code Governance

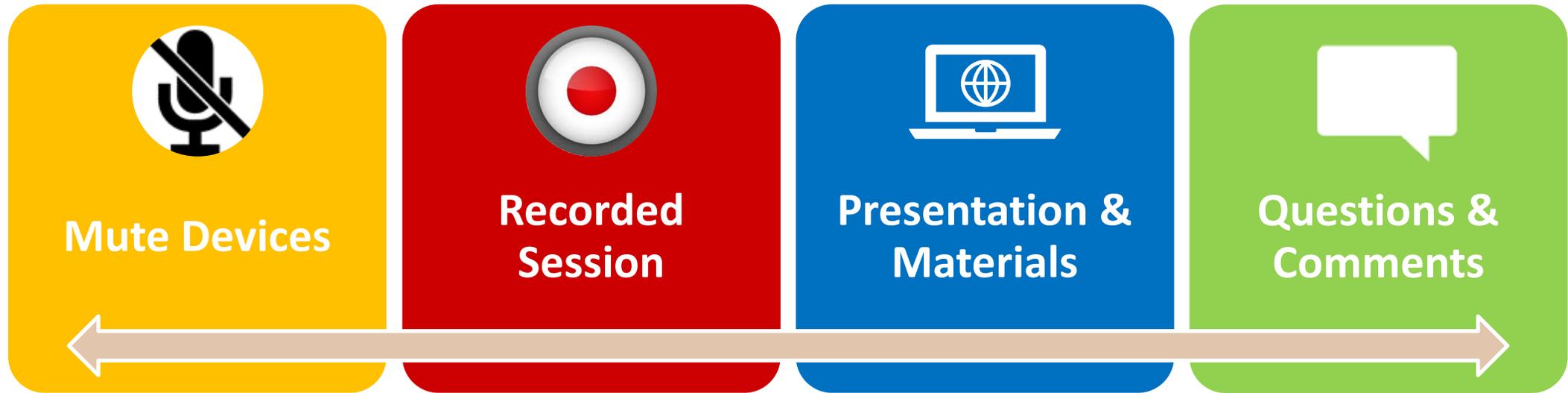
TMPD Virtual Workshop

November 4th 2021

9:00 AM PDT / 12:00 PM EDT

WELCOME





AGENDA & OBJECTIVES

9:00 AM PT

Welcoming

9:05 AM

Overview of current Operational Funding Formula

9:20 AM

Community Perspectives Panel

- Tzeachten First Nation – Deanna Honeyman, Lands and Property Taxation Manager
- Opaskwayak Cree Nation – Edith Spence, Land Manager
- One Arrow First Nation – Dwayne Gaudry, Land Manager
- Chippewas of Georgina Island First Nation – Sylvia McCue, Land Manager

10:20 AM

Health Break

10:30 AM

Exploring Improvements and Resource Considerations

- Developmental Funding Survey
- Transitional & Operational Funding Survey
- Other Considerations

11:45 AM

Next Steps

12:00 PM

Close of Workshop

Overview of current Operational Funding Formula



Meko Nicholas
RC Executive Director



Sandra Gfellner
RC Director, Finance, Information
Technology & Administration

- 29. DEVELOPMENTAL FUNDING

29.1 Canada and the Lands Advisory Board will enter into a funding arrangement to allow the First Nations to develop land codes and community approval processes for their land codes, to negotiate the individual agreements mentioned in clause 6 and to seek community approval under clause 7.

- 30. OPERATIONAL FUNDING

30.2 A method for allocating such operating funds as may have been appropriated by Parliament will be developed by the Parties and the Lands Advisory Board.

30.3 Unless a First Nation and Canada agree otherwise, an individual agreement respecting the provision of funding under this clause will have a maximum term of five years and will include provisions for its amendment and renegotiation.

Negotiation Approach

2021 October
to 2022 March

FN Data Gathering – Surveys, FN Feedback Session

December
2021

LAB AGM – Resolution/Mandate from Leadership

April – August
2022

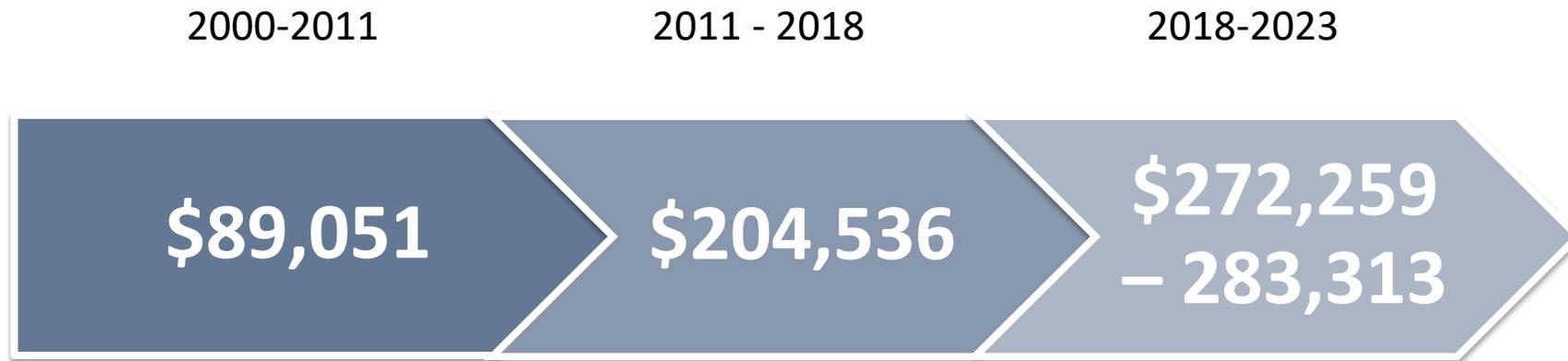
Negotiations with Canada – FN Special Meeting July/August
2022

Unofficial ISC Funding Approval Timeline

- August 2022 – Final FN Approval of New Funding
- August to November 2022 – ISC Budgeting/TB Submission Preparation
- April 2023 – New Formula Begins



Minimum Operational Funding



80% of First Nations Fall in this Category



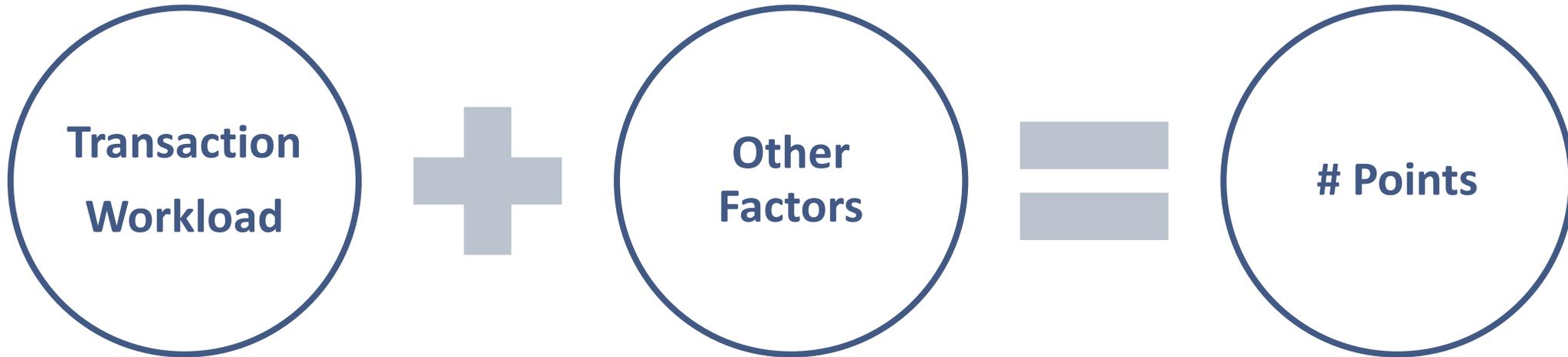
Core Contribution Categories Over Five Years*

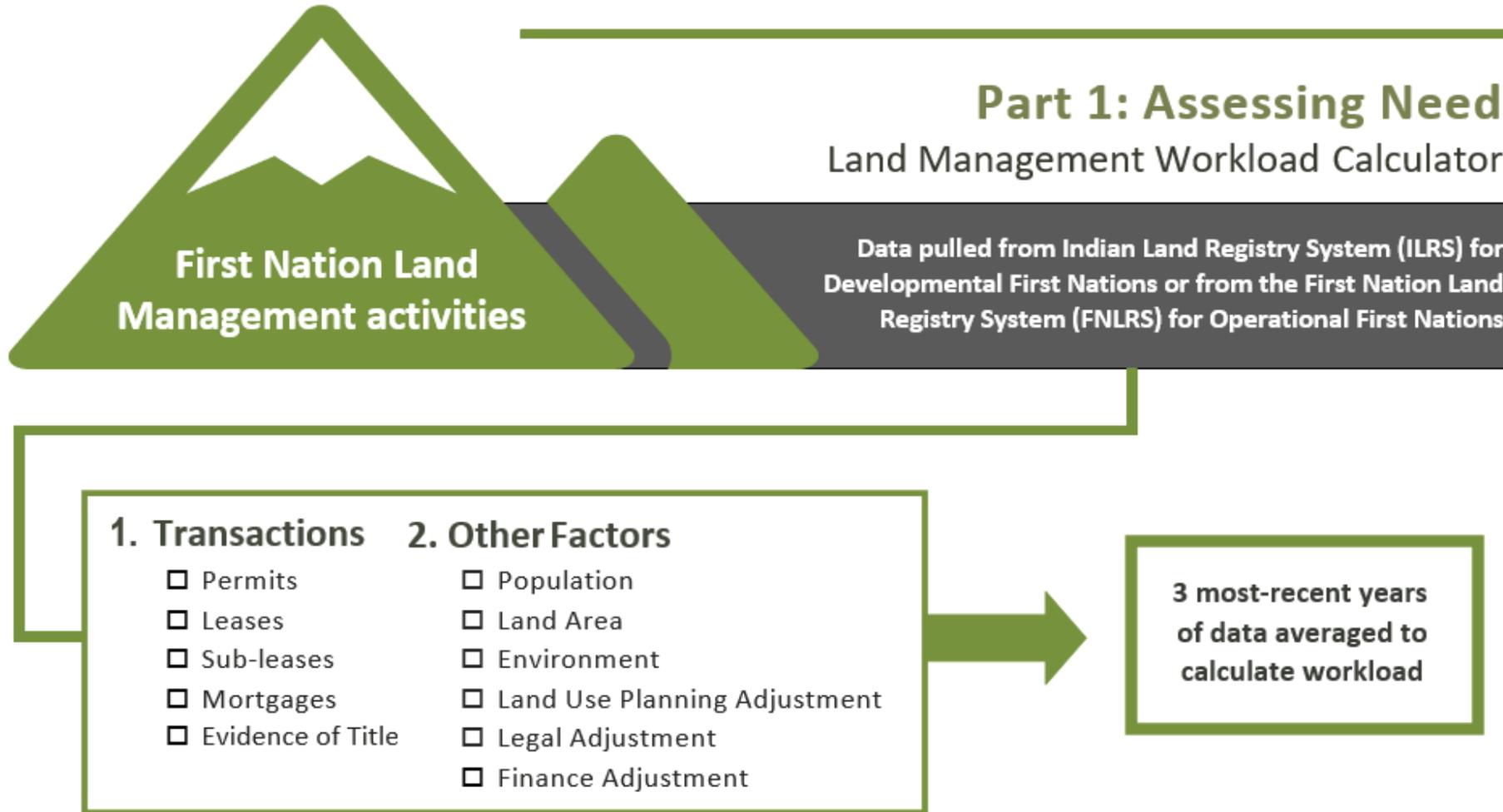
	2018-2019	2019-2020	2020-2021	2021-2022	2022-2023
Category 1	\$272,259	\$274,981	\$277,730	\$280,508	\$283,313
Category 2	\$348,699	\$352,186	\$355,708	\$359,265	\$362,858
Category 3	\$457,283	\$461,856	\$466,474	\$471,139	\$475,851
Category 4	\$491,005	\$495,915	\$500,874	\$505,883	\$510,942

* 1% inflation adjustment



❖ **Data determining workload for your First Nation**





OFF - Assigning Fixed Costs through Core Contribution Categories

Part 2: Assigning Fixed Costs through Core Contribution Categories (CCC)

Workload determined using point system

Workload x Points = CCC= Allocation Amount**

Category 1	Category 2	Category 3	Category 4
0 points to 199,999 points	200,000 points to 299,999 points	300,000 points to 399,999 points	400,000+ points
\$272,259	\$348,699	\$457,283	\$491,005

CCC allocations include scaled costs for:

- Salaries & Benefits (Land Management, Environment, Enforcement)
- Training & Innovation
- Reporting & Compliance
- Vehicle Rental & Equipment
- Legal

**Rates are for fiscal year 2018-19 and increase by 1% each year over 5 years

Part 3: Transitional Funding



\$75,000 for 2 years
after becoming
operational to support
transition to land code

OFF - Costing Methodology

Land Governance in first year

	Category 1
Lands Policy Analyst PM-5	\$30,384
Enforcement Officer PM-3	\$27,709
Clerk CR-3	\$24,863
Salaries Sub-Total	\$82,956
Benefits	\$16,591
O&M	\$66,014
Training	\$3,273
Reporting	\$21,817
Enforcement Equipment	\$1,527
Vehicle	\$10,288
Legal/Prosecutions	\$21,817
Sub-Total	\$141,327
Total	\$224,283

Environmental Governance in first year

	Category 1
Environmental Officer PC-3	\$27,382
Salaries Sub-Total	\$27,382
Benefits	\$5,476
Training & Innovation	\$13,591
Enforcement Equipment	\$1,527
Sub-Total	\$20,594
Total	\$47,976
Total Core Contribution Categories	\$272,259

Current funding expires in March 2023

RC to engage on how funding formula can better align with ongoing initiatives

Signatory feedback is critical to future negotiations

Community Perspectives Panel



Lise Steele

Coordinator, Training,
Mentorship & Professional
Development



COMMUNITY PERSPECTIVES PANEL



Tzeachten First Nation
Deanna Honeyman
Lands and Property Taxation
Manager



**Opaskwayak
Cree Nation**
Edith Spence
Director of Lands and
Resources



One Arrow First Nation
Dwayne Gaudry
Land Manager



**Chippewas of Georgina
Island First Nation**
Sylvia McCue
Land Manager



1. What has your experience been with the Operational Funding Formula?



Deanna Honeyman



Edith Spence



Dwayne Gaudry



Sylvia McCue

2. Have you accessed RC Special Project Funding?

Do you like the ability to receive these additional funding sources through RC, or would you prefer to receive the funding through Canada?



Deanna Honeyman



Edith Spence



Dwayne Gaudry



Sylvia McCue

3. Are there any funding related policy issues that you think that the LAB negotiation team should consider?

Are you aware of other funding arrangements that have preferable or innovative elements that we should explore for future negotiations with Canada?



Deanna Honeyman



Edith Spence



Dwayne Gaudry



Sylvia McCue

Coffee break...

10:00

Start Stop Reset mins: 10 secs: 0 type: Coffee ▼
Breaktime for PowerPoint by Flow Simulation Ltd. Pin controls when stopped

Exploring Improvements & Resource Considerations



Meko Nicholas
RC Executive Director

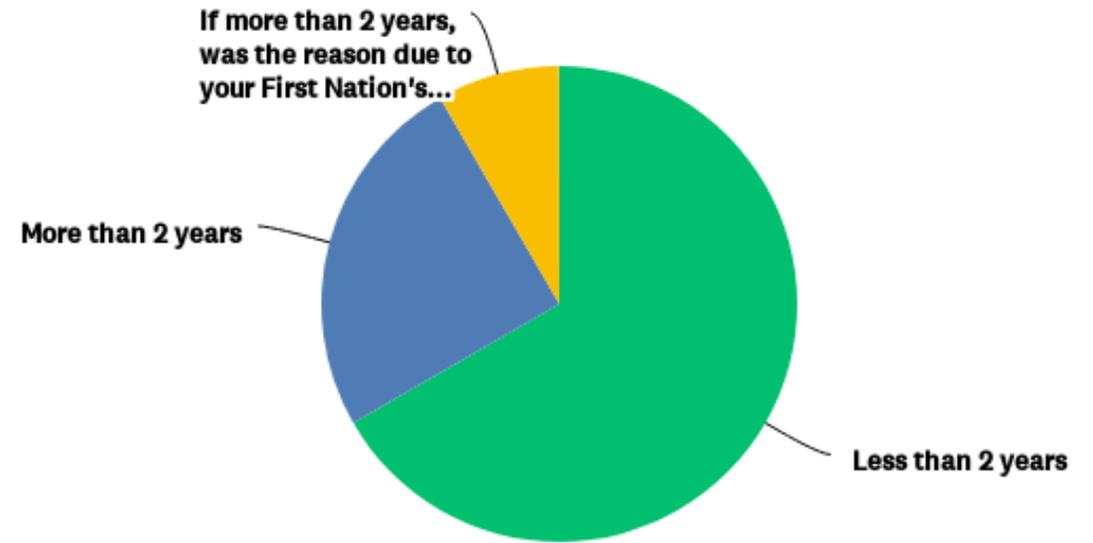
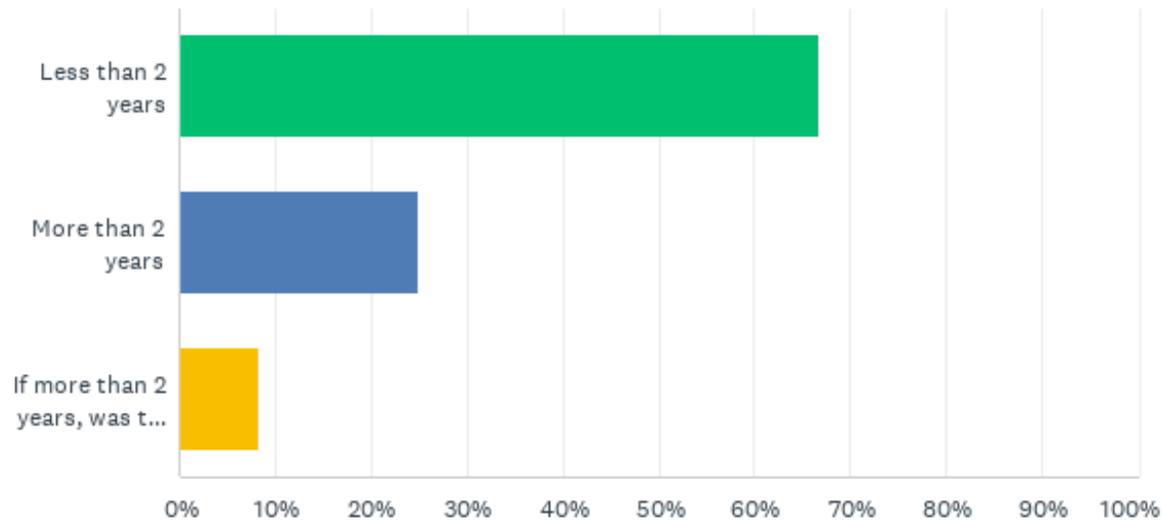


Sandra Gfellner
RC Director, Finance, Information
Technology & Administration



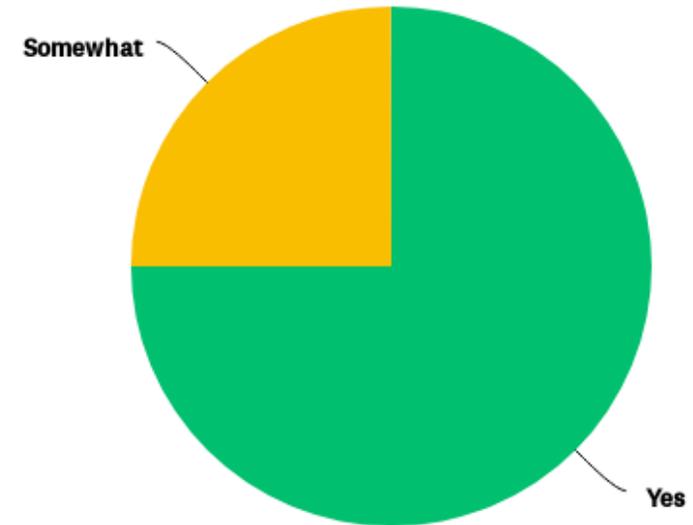
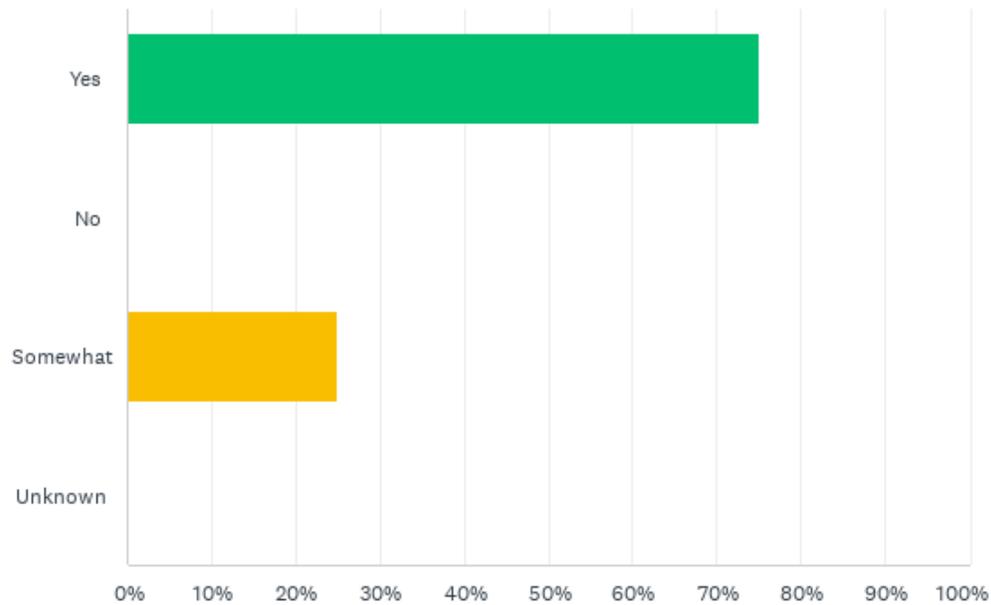
Developmental Funding Survey

2. Time in the Developmental Phase?

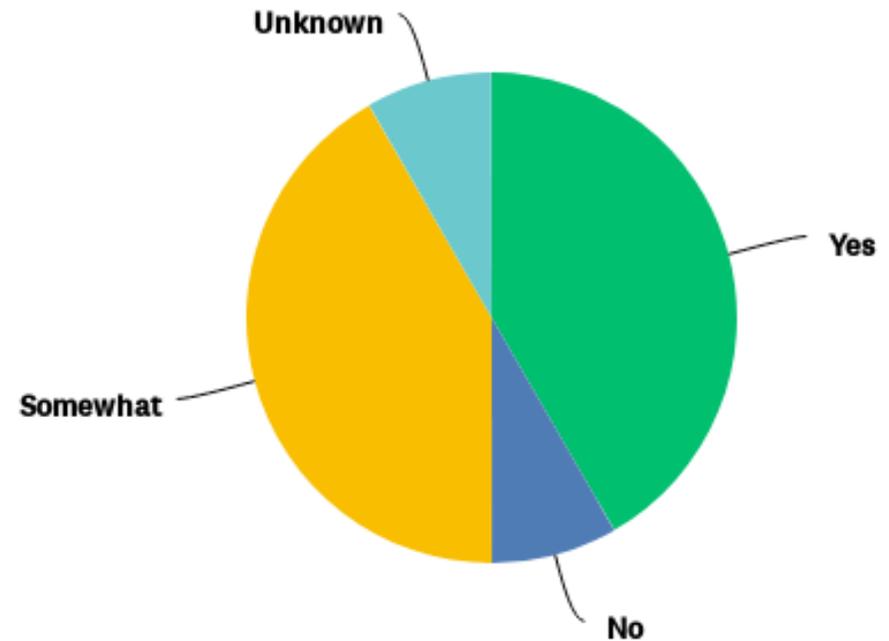
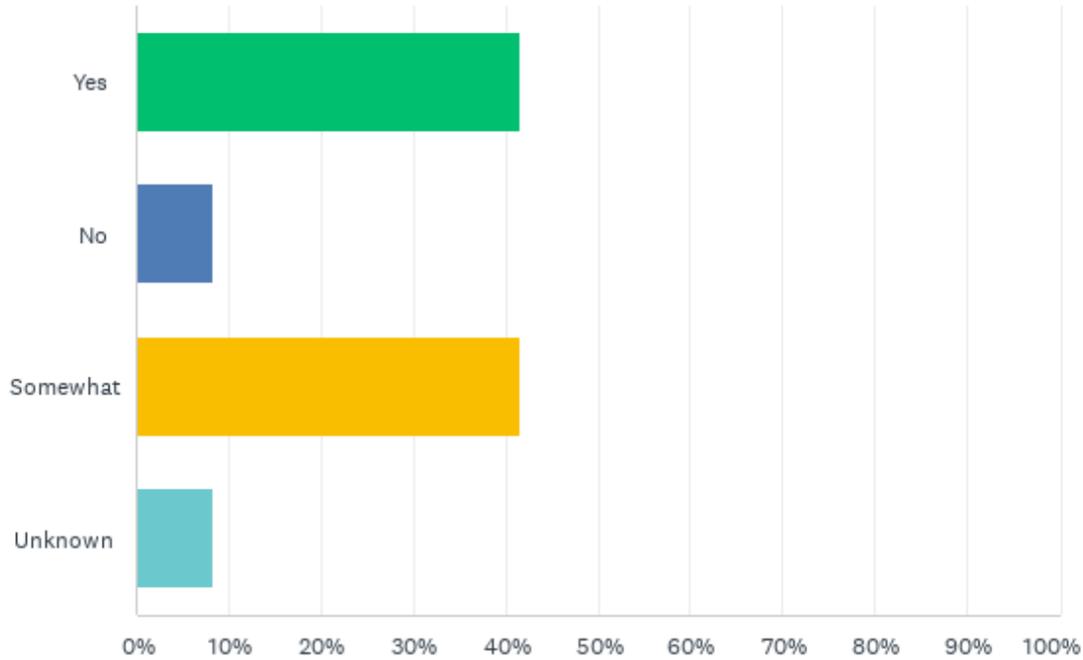


Developmental Funding Survey

3. The Developmental Funding was adequately explained by RC representatives to the appropriate staff at my First Nation.

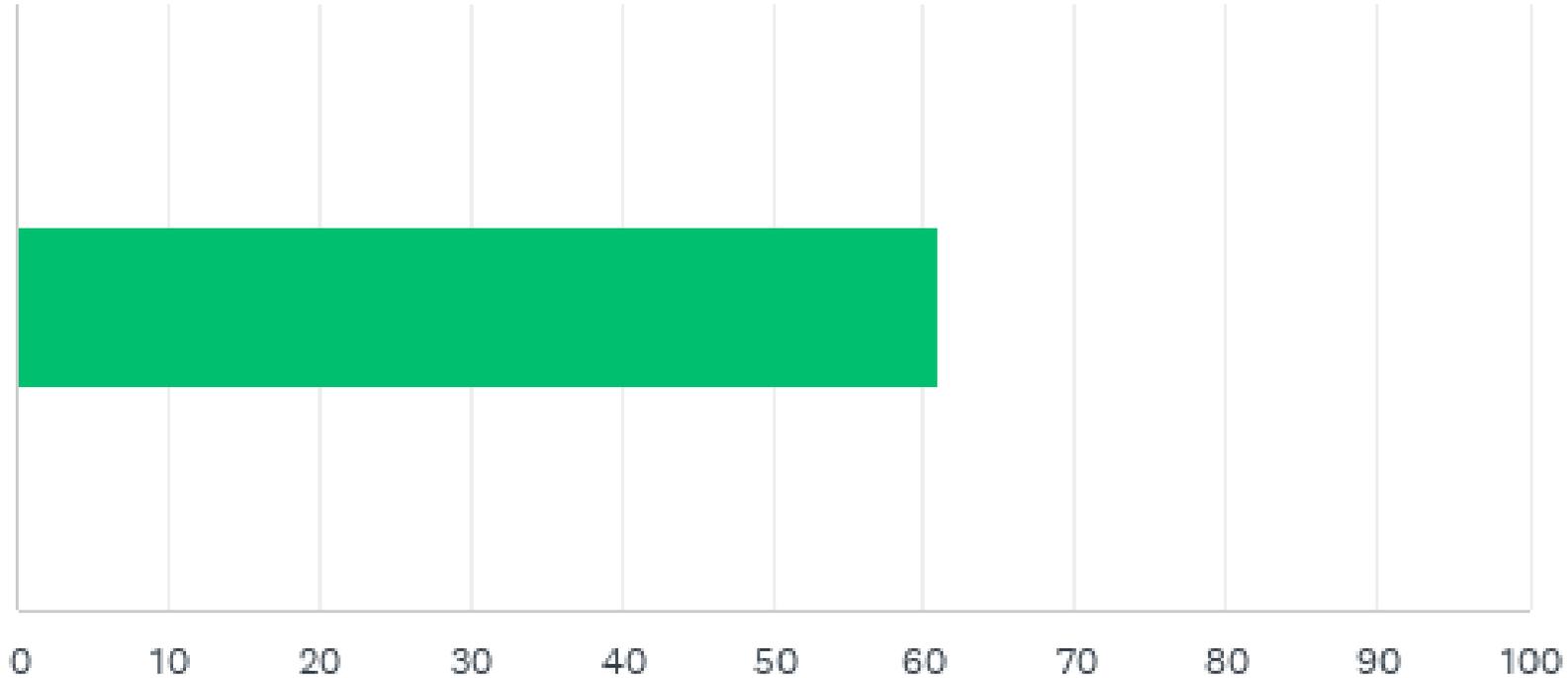


4. Has the Operational and Transitional Funding been adequately explained by ISC representatives?





5. What estimated percentage of contribution did/does the funding provide towards developmental activity costs?

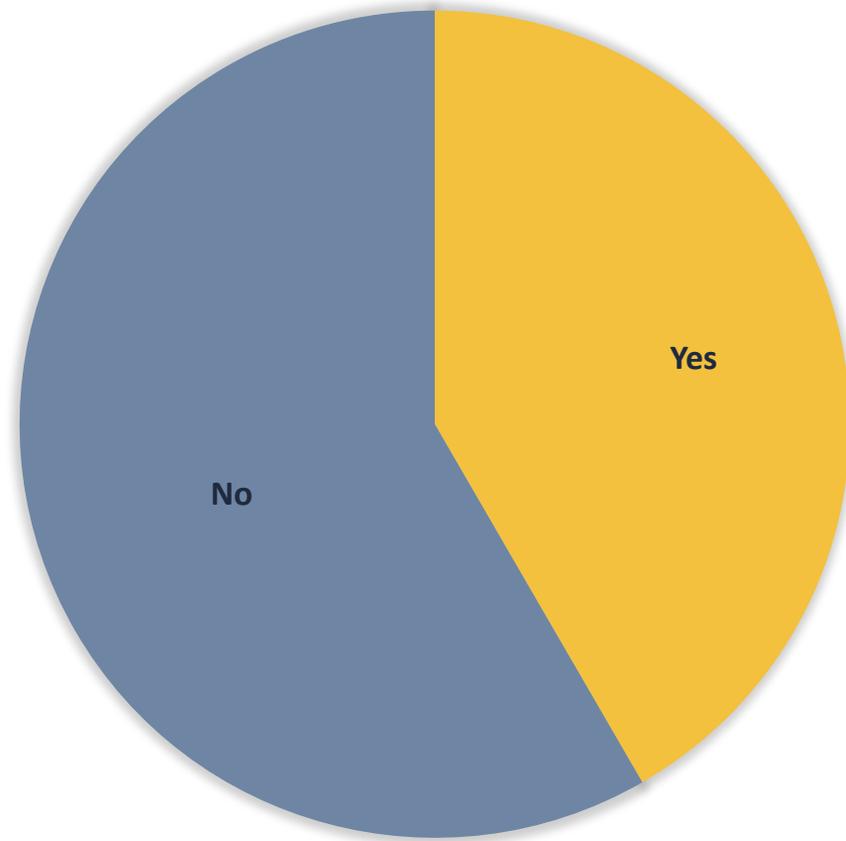


6. If indicated percentage of funding is less than 100% please estimate the amount of additional funding provided so far by your First Nation towards Developmental activity.

Also, please indicate which milestone activity the additional funding was provided by your First Nation for.

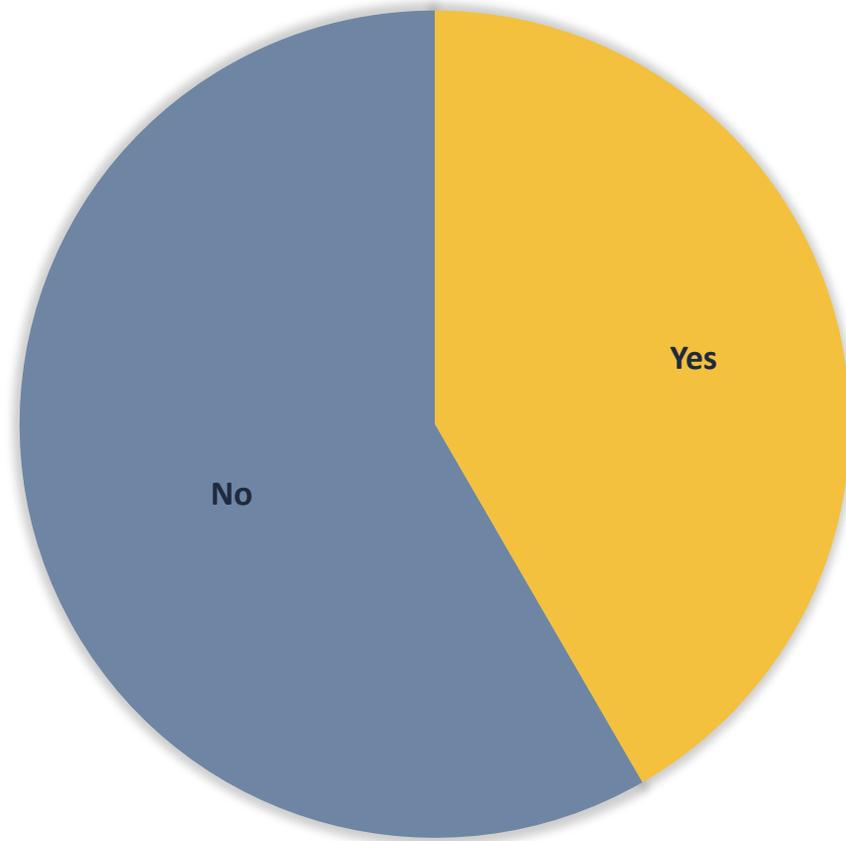


7. Has your First Nation had any difficulties, delays, or shortfalls in either receiving, expending or reporting developmental funding?



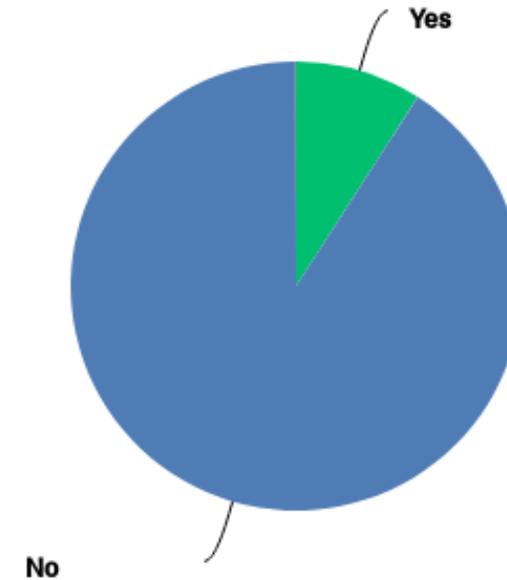
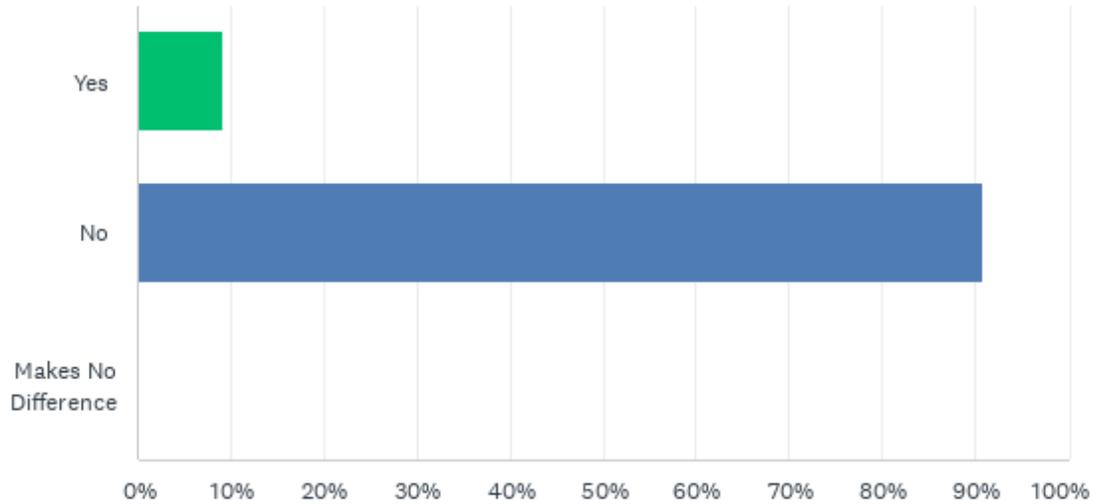


8. Has your First Nation experienced delays due to the incomplete milestone activity of any other party to the Developmental Phase Funding Agreement?

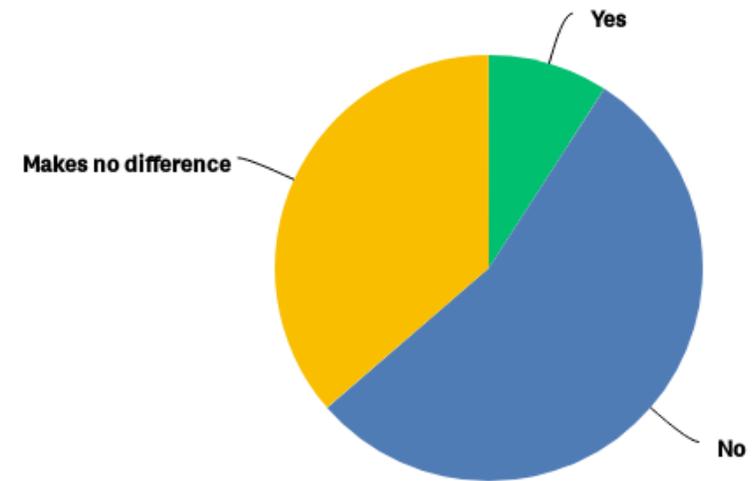
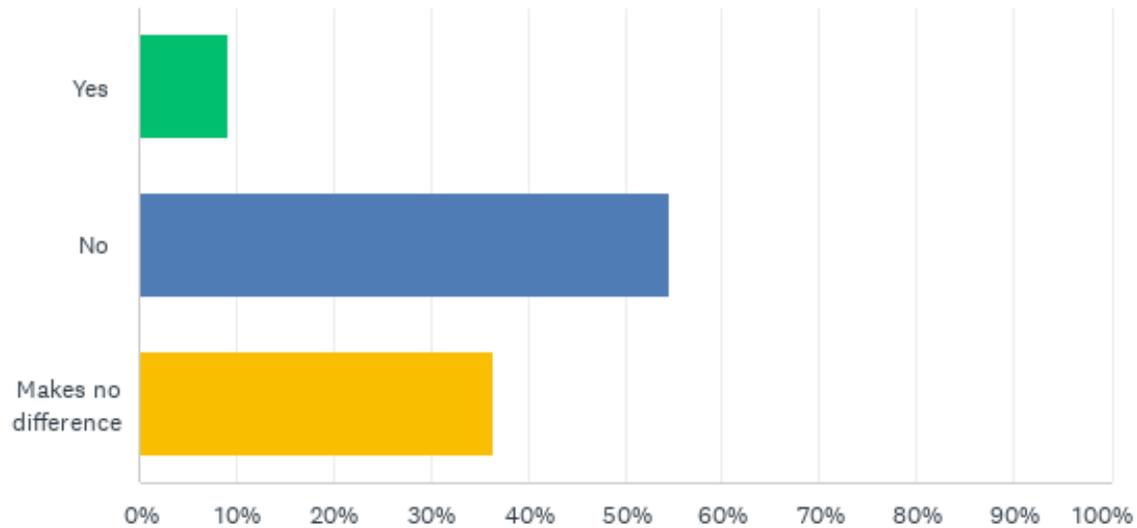


Developmental Funding Survey

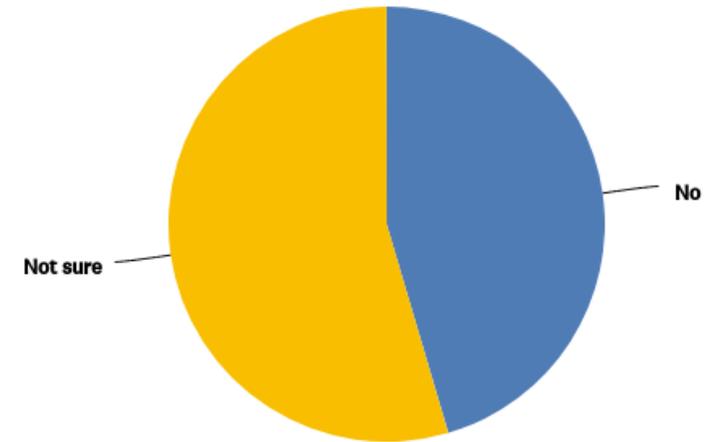
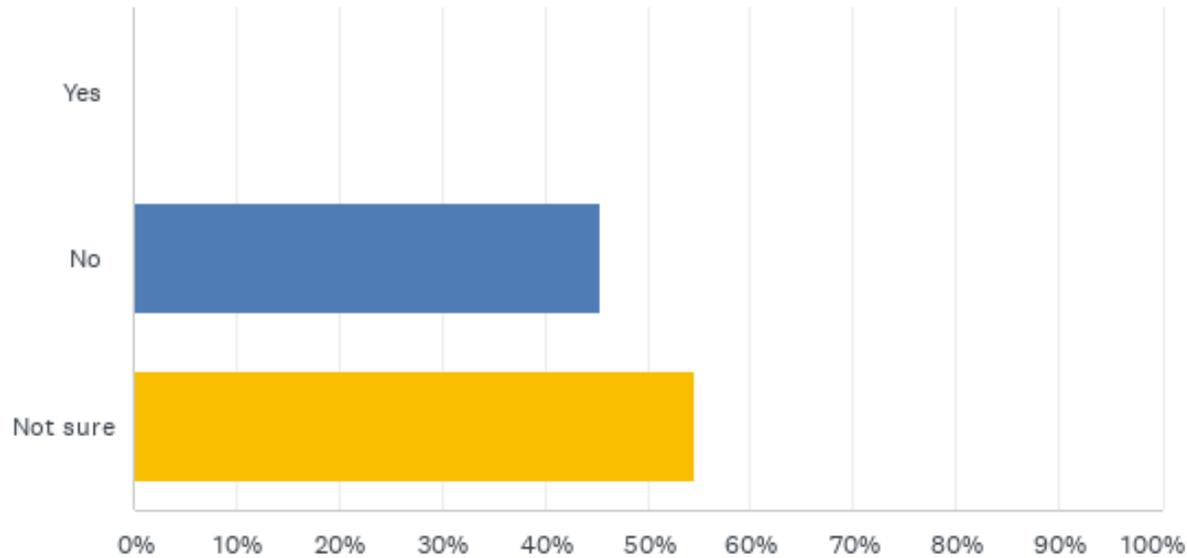
9. Have you experienced any difficulties with receiving, expending or reporting developmental funding from the Resource Centre?



10. Would you prefer to receive developmental funding directly from Canada?

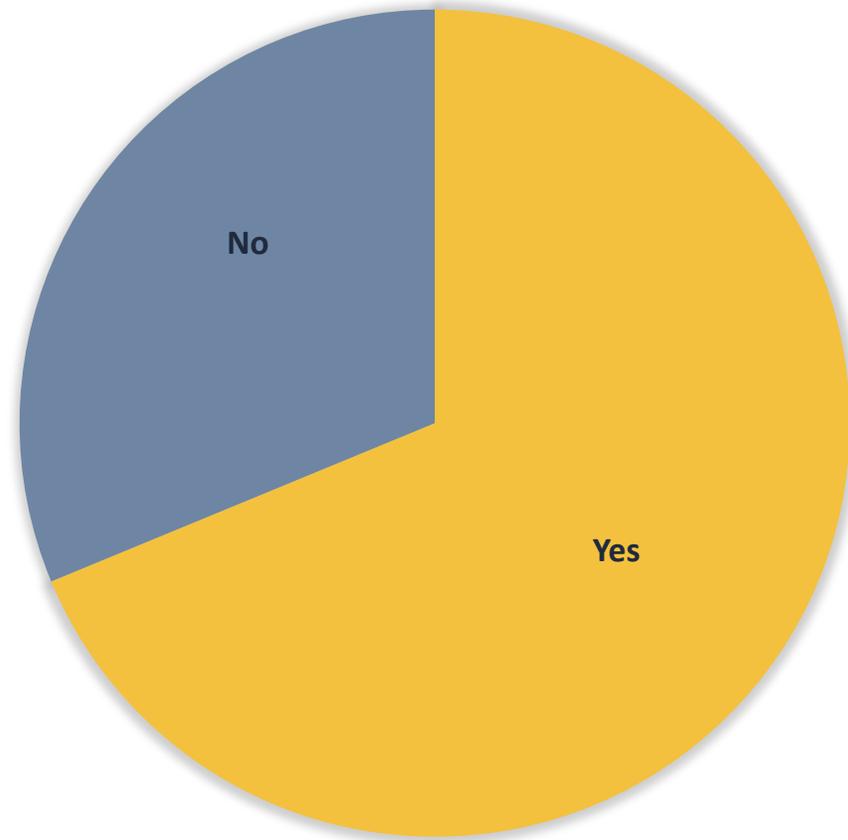


11. Has your First Nation experienced any “claw back” of developmental funds?





12. Do you have suggestions to improve the developmental funding?



Transitional & Operational Survey

Transitional Funding Contribution Principles

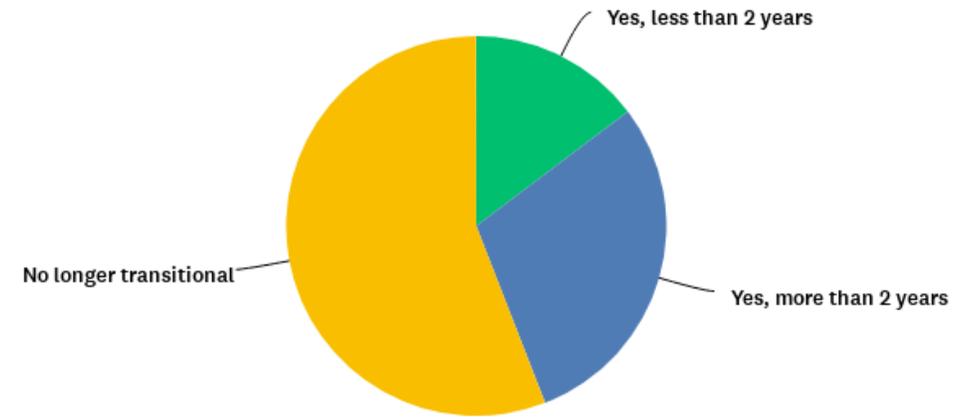
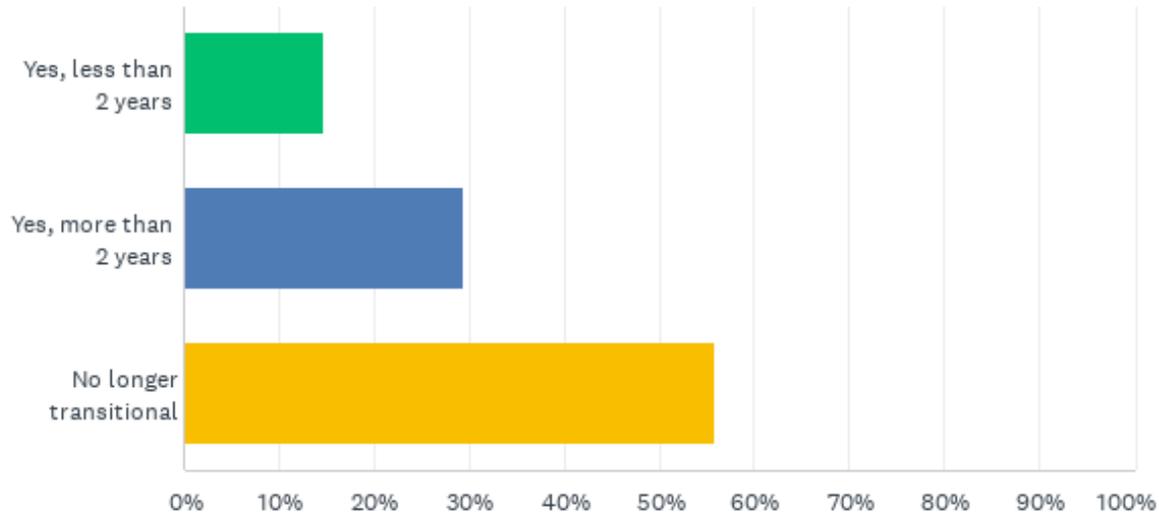
Paid directly by Canada as a contribution through existing funding arrangements to First Nations.

This portion of operational funding is subject to individual CFA time limits for spending as well as allowable categories, reporting and claw back.

\$75K per year for 2 years in addition to operational funding.

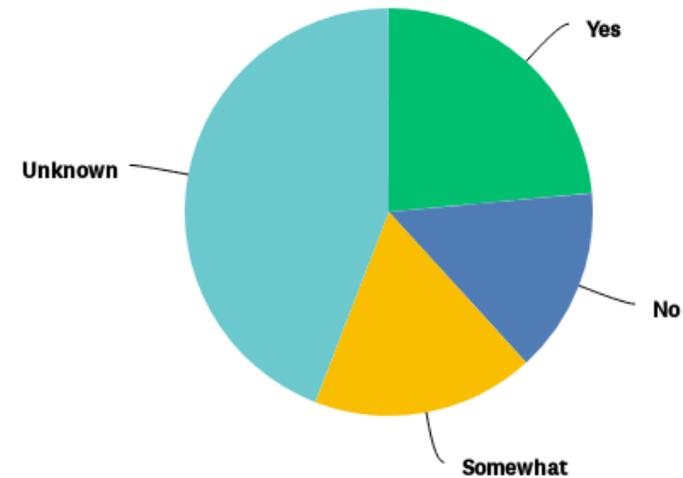
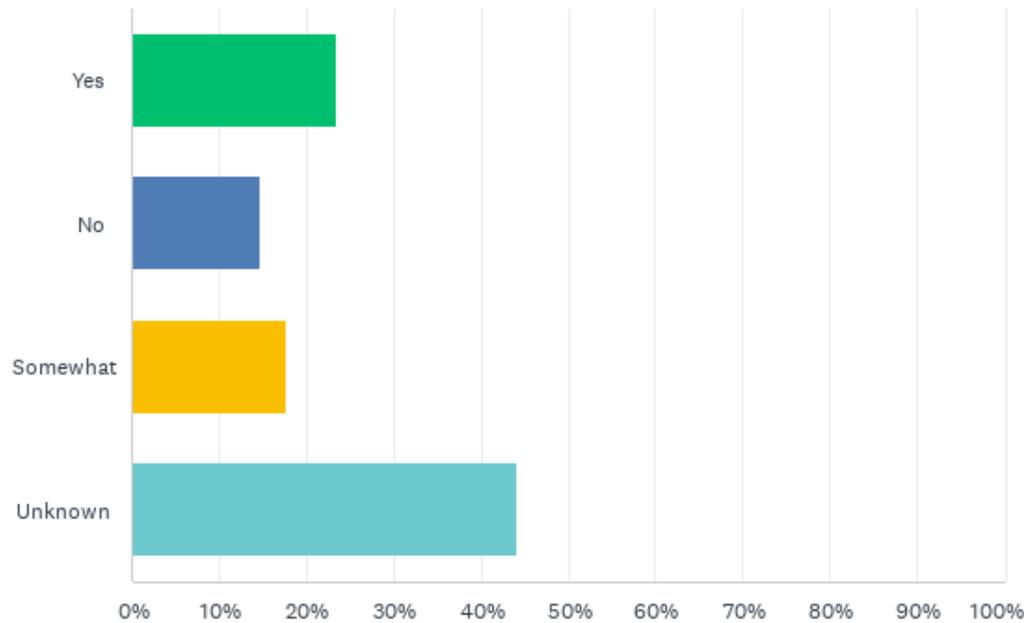
Intended for development/legislation of high priority laws, hiring, equipment, training, systems development, planning, communications, legal instruments.

2. Does your First Nation consider itself transitional?

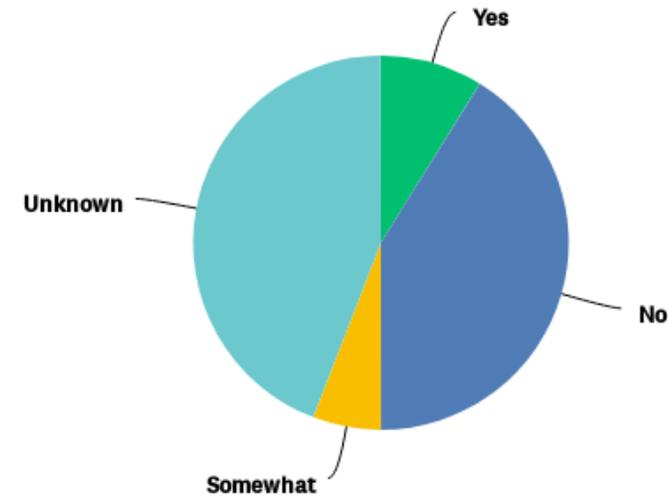
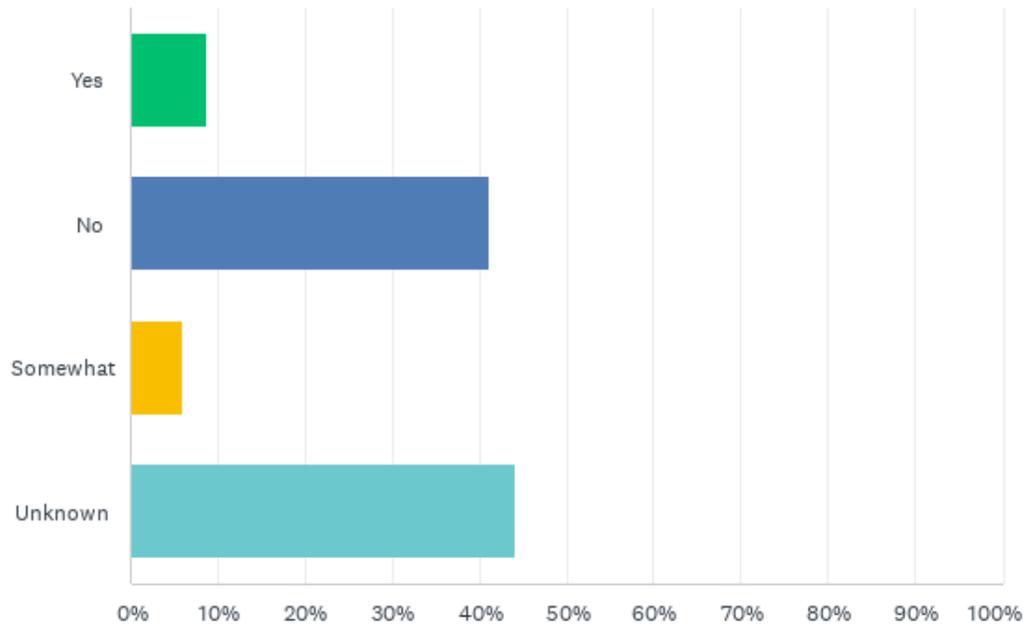


Transitional & Operational Survey

3. The Transitional funding methodology was adequately explained by ISC representatives to the appropriate staff at my First Nation.

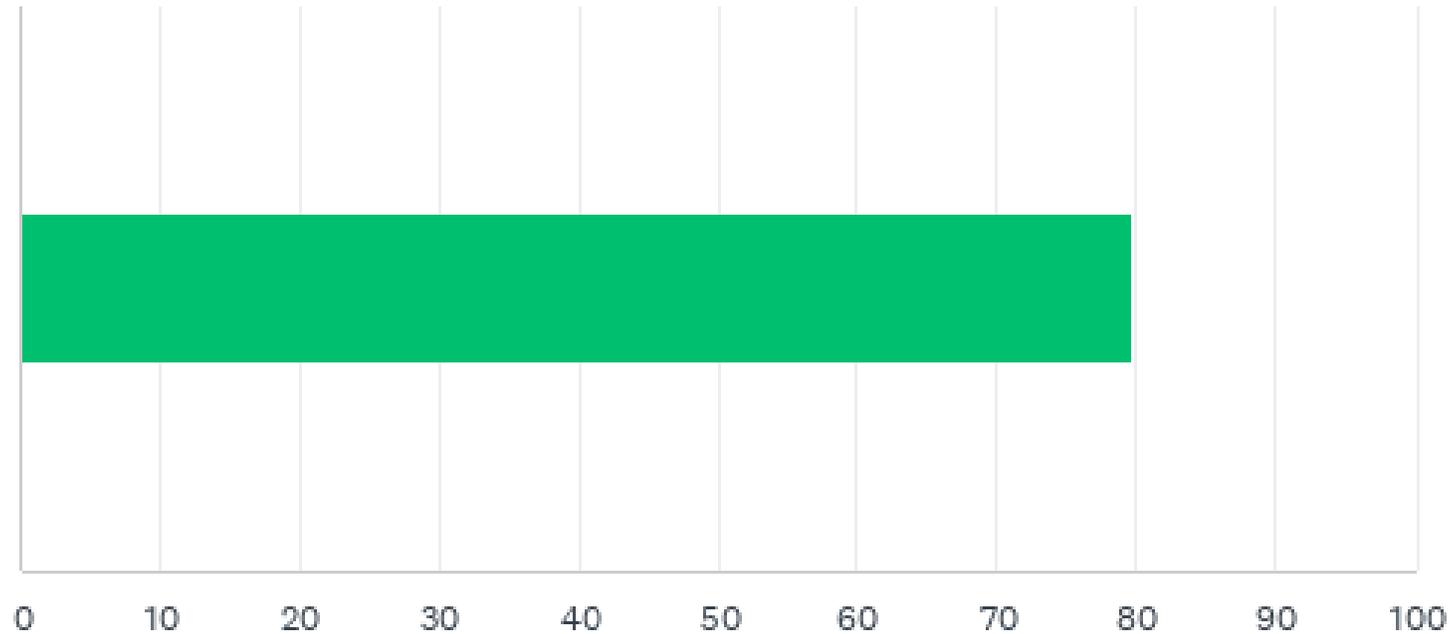


4. Has your First Nation experienced any difficulties, delays or shortfalls in either receiving, expending or reporting transitional funding?





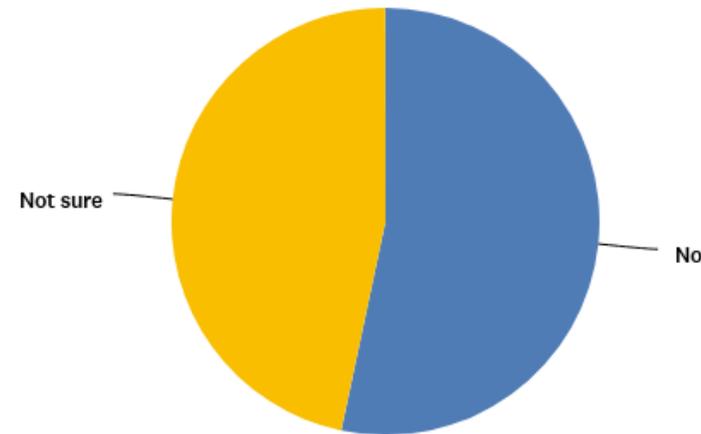
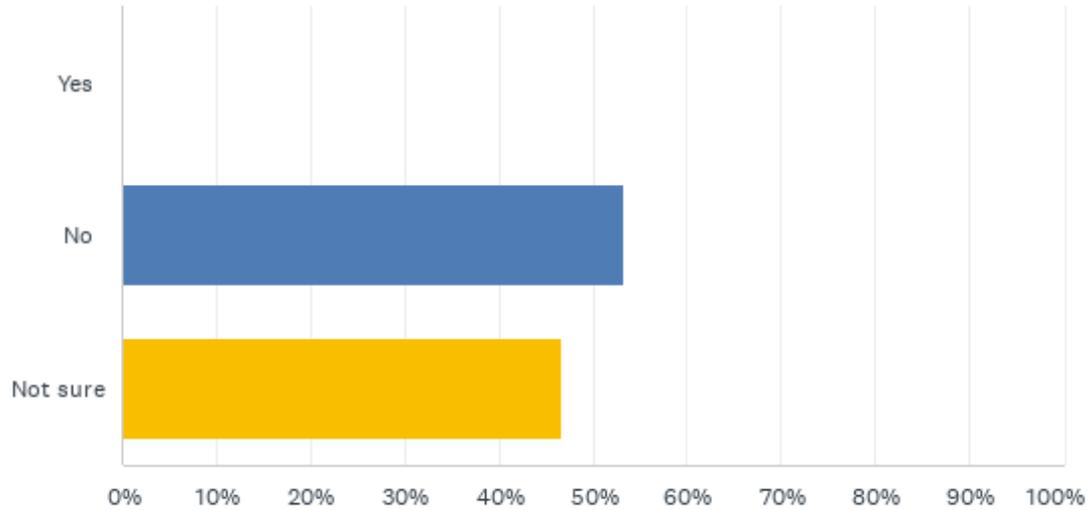
5. What estimated percentage of costs did/does the transitional funding contribute to?



6. If indicated percentage of funding is less than 100% , please estimate the amount of additional funding provided so far by your First Nation towards Transitional activity. Also, please indicate which transitional activity the additional funding was provided by your First Nation for.

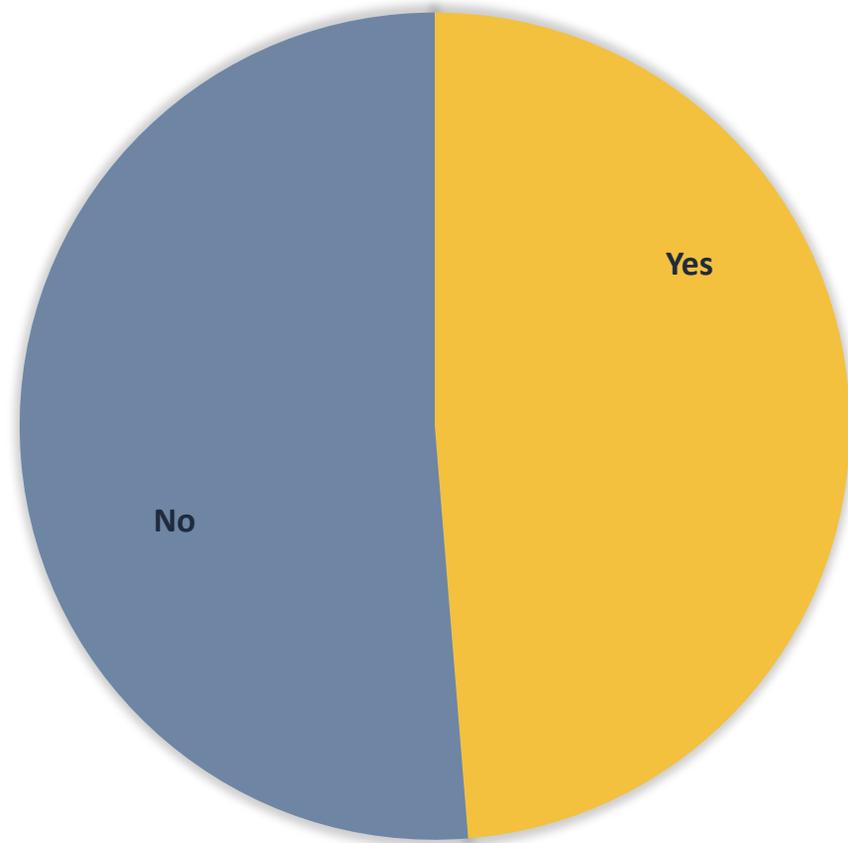


7. Has your First Nation experienced any “claw back” of transitional funding?





8. Do you have any suggestions to improve transitional funding?

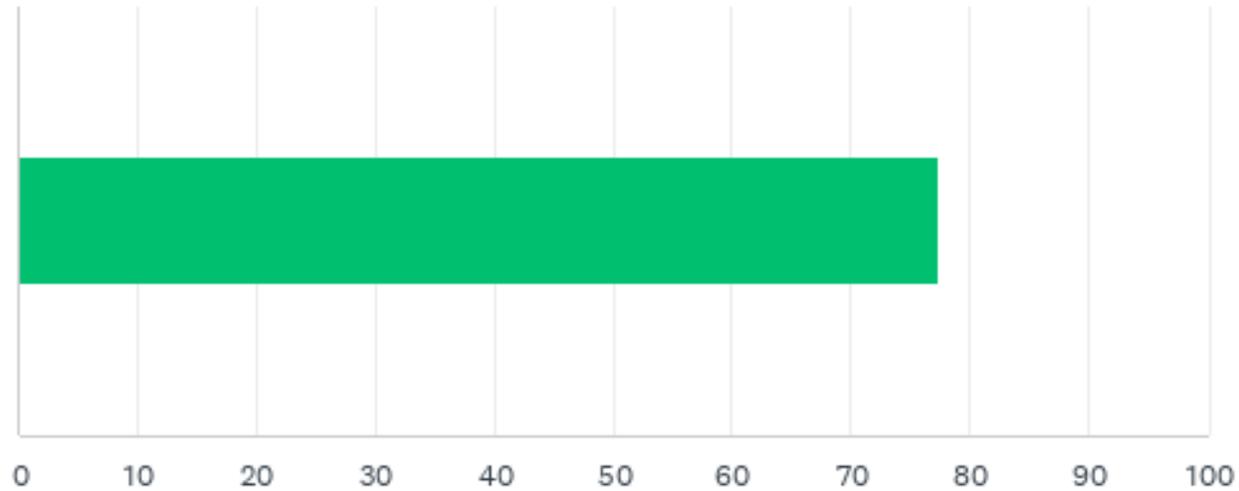


Operational Funding

- Paid directly by Canada as a grant through existing funding arrangements to First Nations.
- This portion of operational funding is not subject to time limits or claw back.
- Intended to comply with section 30 of the Framework Agreement
- Operational funding is Canada's contribution to “Manage First Nation Lands and make, administer and enforce its laws under a land code”.
- Four (4) Categories of Funding: First Nations are divided into groups based on the amount and type of recorded interests in the Indian Land Registry.



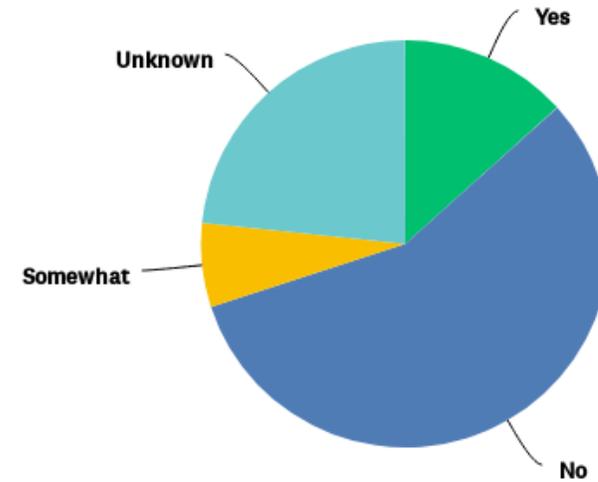
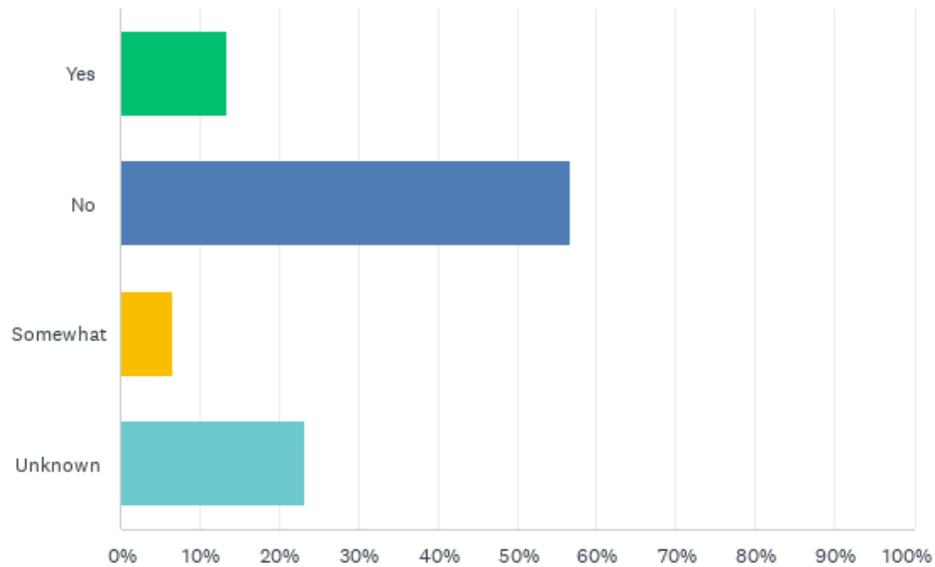
10. Estimated percentage of operational activity did/does the funding provide contribute to?





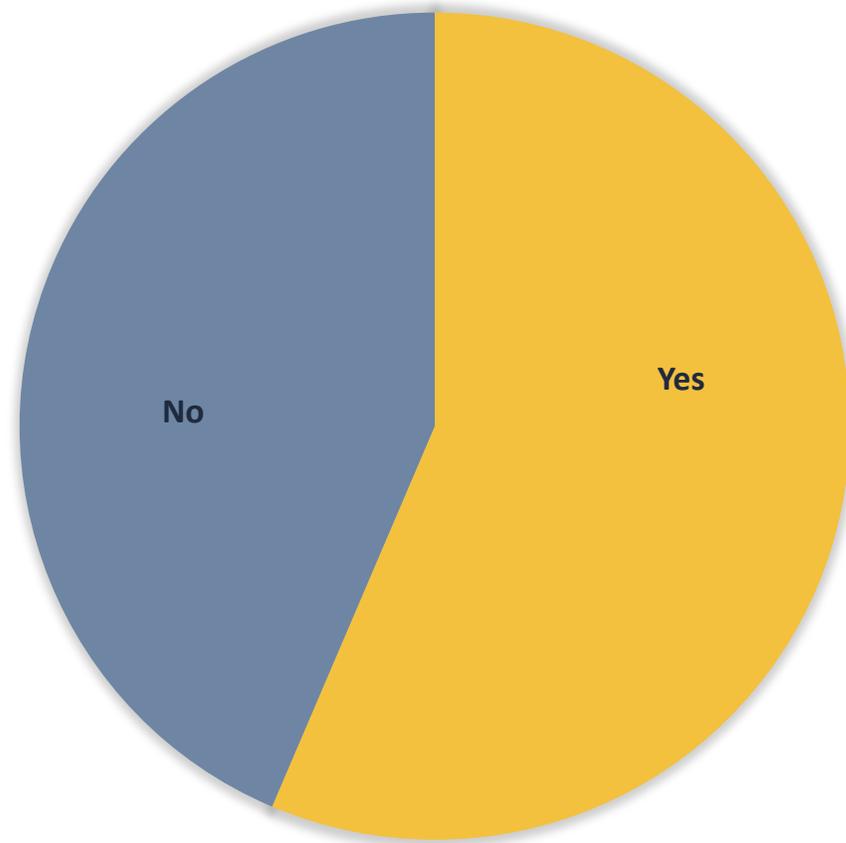
11. If indicated percentage of funding is less than 100%, please estimate the amount of additional funding provided so far by your First Nation towards Operational activity. Please also indicate which operational activity the additional funding was provided by your First Nation for.

12. Has your First Nation experienced any difficulties, delays or shortfalls in either receiving, expending or reporting operational funding?





13. Do you have any suggestions to improve Operational funding?



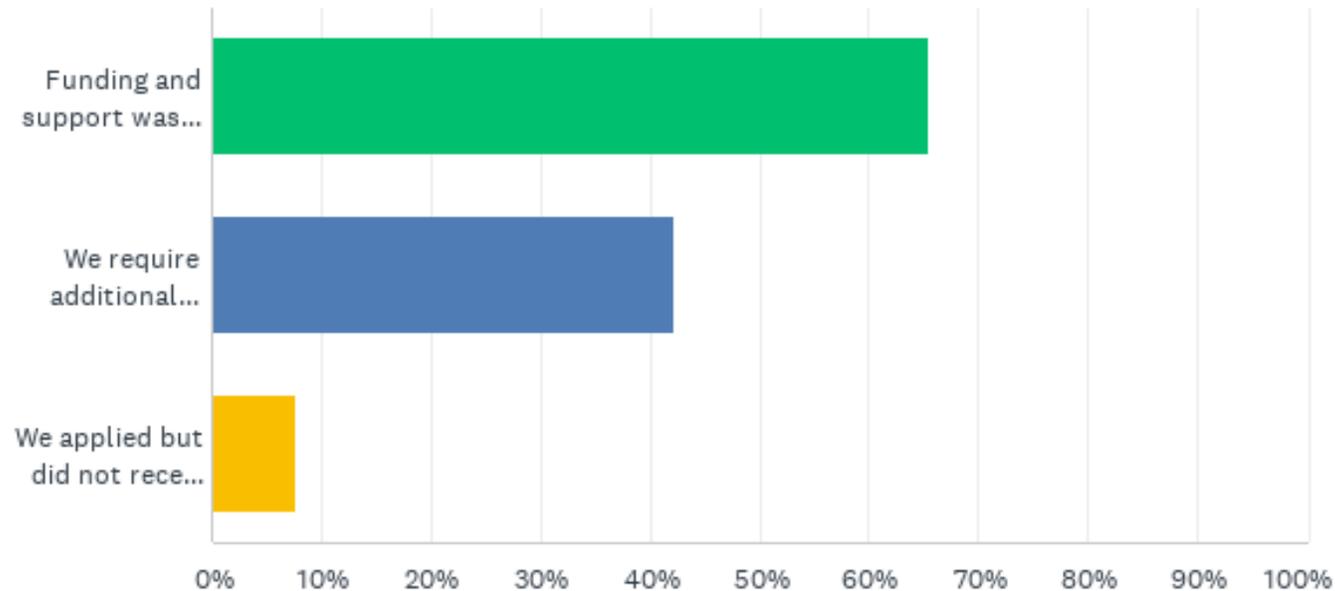


Proposal Based Funding

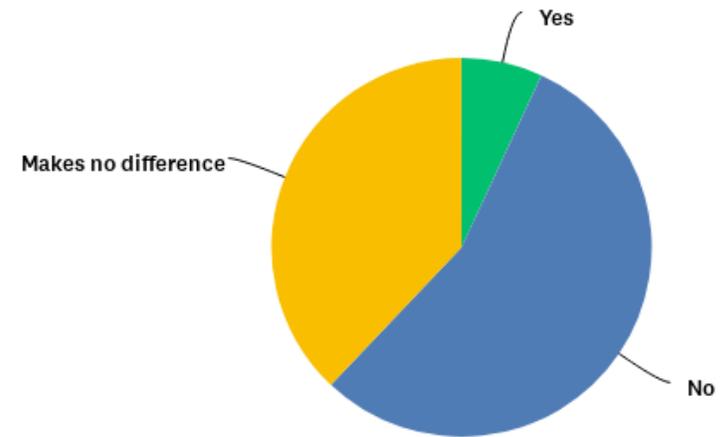
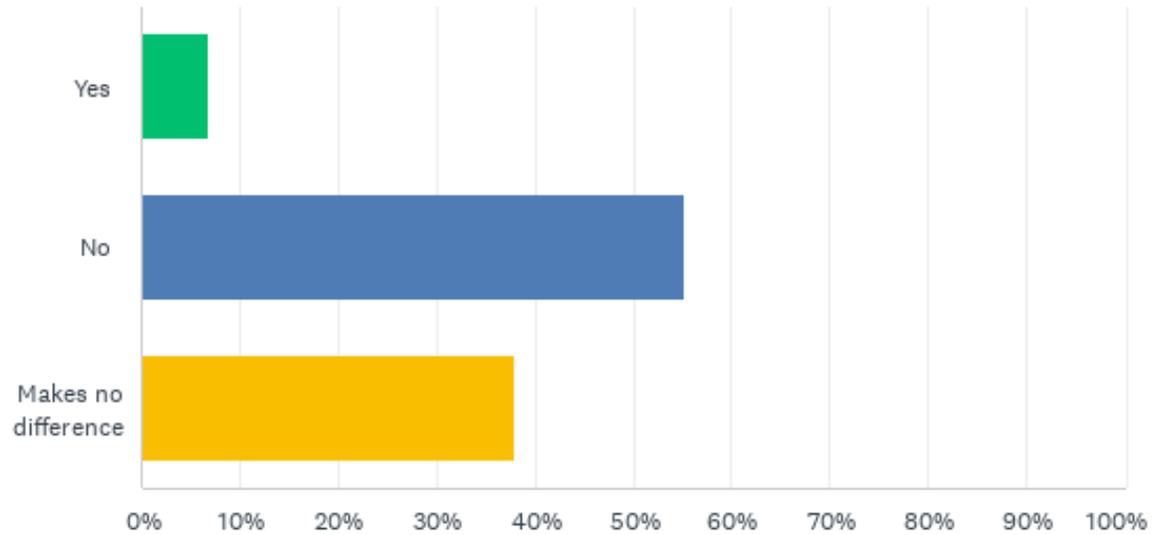
- Provided by Canada through the RC
- RC distributes limited amounts of funding based on proposals from First Nations in the areas of Land Use Planning, Solid Waste, Legacy Issues and Environmental Management and Enforcement.



14. If your First Nation received proposal based funding from the Resource Centre please indicate which statement is most accurate:



15. Would you prefer to receive this kind of additional funding directly from Canada?

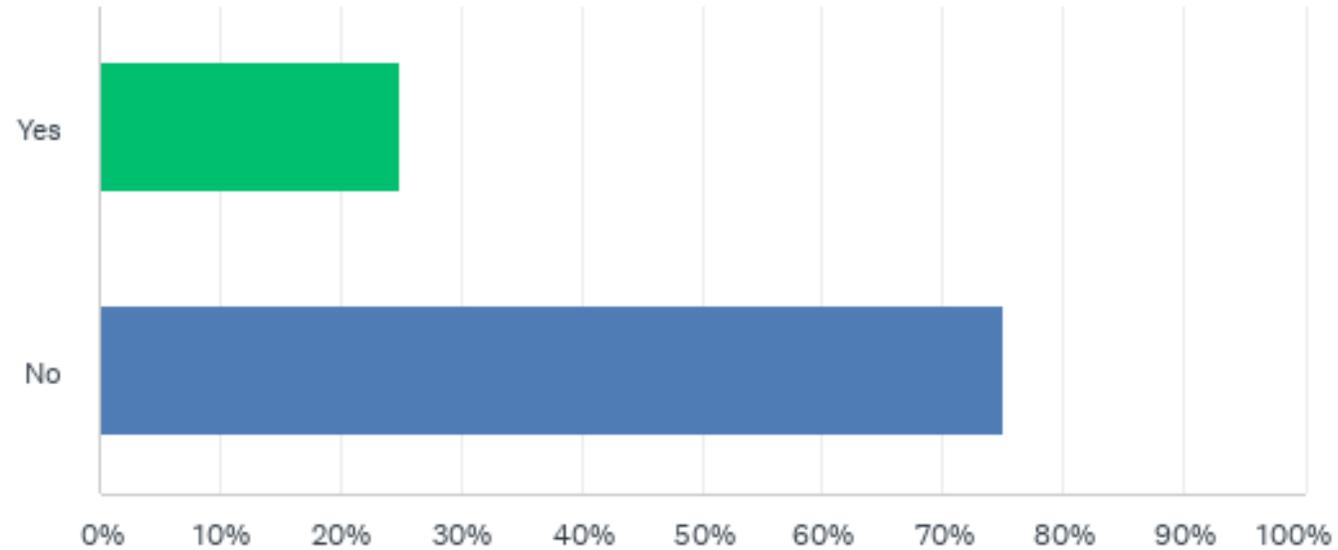




16. Are there other land code implementation areas that proposal based funding should be extended to?



17. Do you have any suggestions to improve the proposal based project funding?





NEXT STEPS

- Surveys will remain open until **DATE**
- Report at LAB AGM
- Further technical discussion in 2022
- Final package for review July 2022
- Progression on discussions with Canada

**Provided an overview of the current
Operational Funding Formula**

**Shared community perspectives on the
pros/cons of the existing funding formula**

**Contribution to report being presented at
LAB AGM – Dec 14-15, 2021**



25 YEARS REVITALIZING FIRST NATION LAND GOVERNANCE

ANNUAL GENERAL MEETING

2021

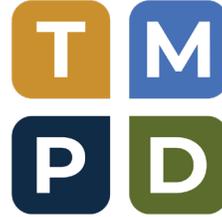
ASSEMBLÉE GÉNÉRALE ANNUELLE

The LADR logo features a stylized landscape with mountains, a tent, and a tree. The CCT logo features a stylized landscape with mountains, a tent, and a tree, with a compass rose in the top right corner.

25 ANS DE REVITALISATION DE LA GOUVERNANCE DES TERRES DES PREMIÈRES NATIONS

DECEMBER | 14 & 15 | DÉCEMBRE

TMPD WORKSHOP 2021



Decolonizing Land Governance under the Framework Agreement

Date: Dec 9, 2021
Time: 9:00 AM PST
Length: 3 hours

Registration Open Soon!

labrc.com/events



2022 TMPD EVENT SCHEDULE

Save The Date

Jan 13	Jul 14
Feb 10	Aug 11
Mar 9-10*	Sep 7-8*
Apr 7	Oct 13
May 12	Nov 10
Jun 8-9*	Dec 7-8*



Workshops*
Webinars

2 Day Sessions
1 Hour Sessions

THANK YOU



**FIRST NATIONS
LAND MANAGEMENT
RESOURCE CENTRE**

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