



First Nations National Land Registry Project: Closing the Gap

Lands Advisory Board Annual General Meeting

December 15th, 2021





Overview

1. Introductions
2. Vision
3. Project Background
4. The Proposal
5. Benefits
6. Next Steps
7. Feedback

Today's Objectives and Desired Outcomes



Ensure we understand the proposal details including vision, benefits and importance of the new registry



Align on next steps and actions you can take to support the Proposal



Introduce project partners & project managers

Desired outcomes:



We agree on content of the Proposal



We've gained your support for the Proposal and are moving forward as one

Introducing Project Partners



Robert Louie
LABRC



Austin Bear
LABRC



Phil Goulais
LABRC



Al-Karim Kara
LTSA



Christian Kittleson
Deloitte



Meko Nicholas
LABRC

The Vision

Vision

The vision for the First Nations National Land Registry is to establish a **shared, comprehensive, trusted, sustainable,** and **First Nations governed** land registry for lands governed under a Land Code or self-government arrangement

Shared

- Serves all participating First Nations within a single shared registry while respecting the land registration autonomy and individuality of each First Nation

Comprehensive

- Encompasses all registered interests and records, inclusive of the corresponding boundary definition

Trusted

- Includes authoritative records using a regulatory framework that ensures the timely and accurate registration of instruments related to First Nations Lands

First Nations Governed

- Governed, regulated and operated by a First Nations organization with the participation and guidance of stakeholders

Sustainable

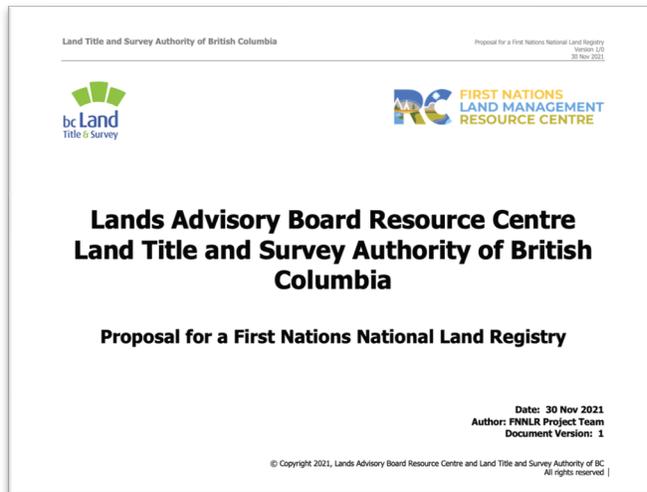
- Operations are financially self-sustainable and able to respond to changing needs through improved services, products and technology

Project Background

Project Background

STAKEHOLDER CONSULTATION

- Engaged with:
 - Canada: CIR, ISC and NRCan SGB
 - Association of Canada Lands Surveyors Members
 - Westbank First Nation
- Received Letter of support from First Nations Tax Commission (FNTC)
- Hosted three First Nation Special Interest Workshops



Consultation informed the development of proposal specifications

PROJECT MATERIAL DEVELOPMENT

- Completed Current State Analysis Report – provided to ISC
- Finalized vision, goals, key future needs and registry changes
- Mapped Stakeholders and developed Engagement Plan
- Designed RegCo to support the register and defined Service Delivery Model
- Drafted key technical requirements and design considerations
- Estimated high-level investment and operational costs

Comprehensive description of the new registry solution

The Proposal

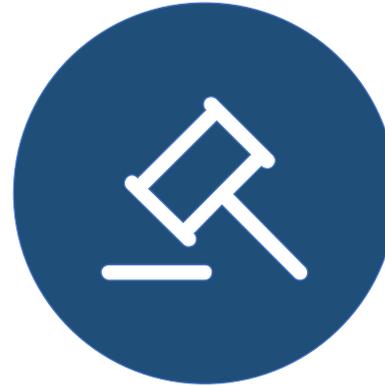
The Proposal



New Land Register



Delivery Model



Governance
and Regulatory
Model



Funding
and Timelines

New Land Register

A modern land registry system is *fundamental institutional infrastructure* providing effective and rules-based land management



CURRENT REGISTER- FNLRS

FNLRS currently in use is owned and operated by Indigenous Services Canada

FNLRS:

- **OUTDATED** – an older deeds-style register used primarily for recording documents
- Based on **INDIAN ACT** policies and practices (not the Framework Agreement)
- **DOES NOT EMPOWER OR RECOGNIZE** First Nation self-governance, economic development, and cultural protection



PROPOSED REGISTER

New modern register will be owned and operated by Framework Agreement First Nations

NEW REGISTER:

- Modern **RULES-BASED LAND REGISTER** focused on establishing current registered interests which will:
 - Brings Registry standard closer to that enjoyed by rest of Canada
 - Be aligned with generally accepted **RULES AND PRACTICES**
 - Support **FIRST NATION LANDS MANAGEMENT AND GOVERNANCE**

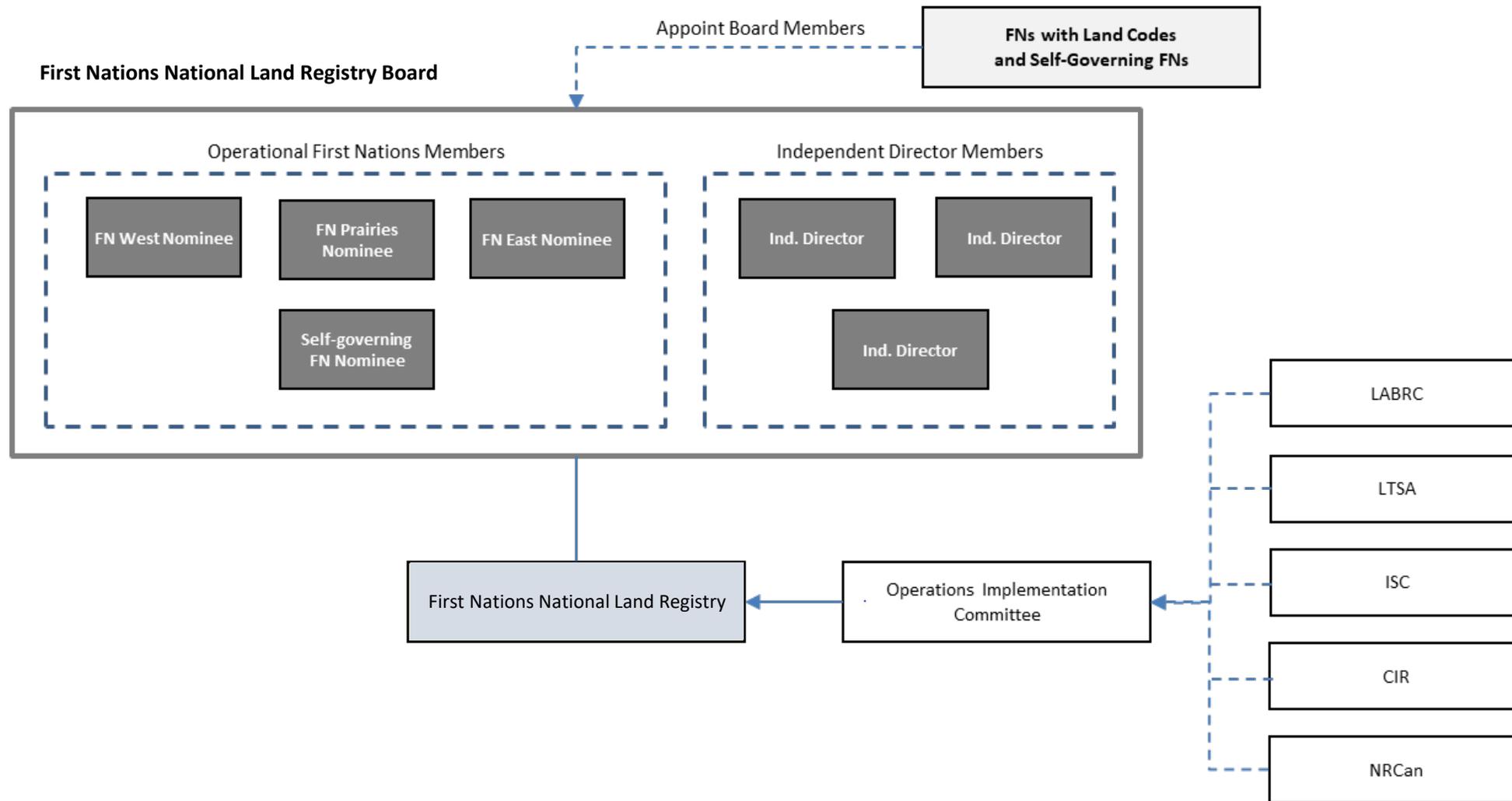
Operating Model for RegCo



The Registry will become the independent, not-for-profit organization

Operationalizes various leadership, business and land management functions

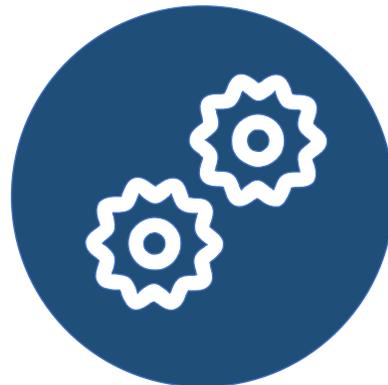
Governance Model



Future State Framework Agreement Amendments



Recognize authority of First Nations and Government of Canada to make registry regulations

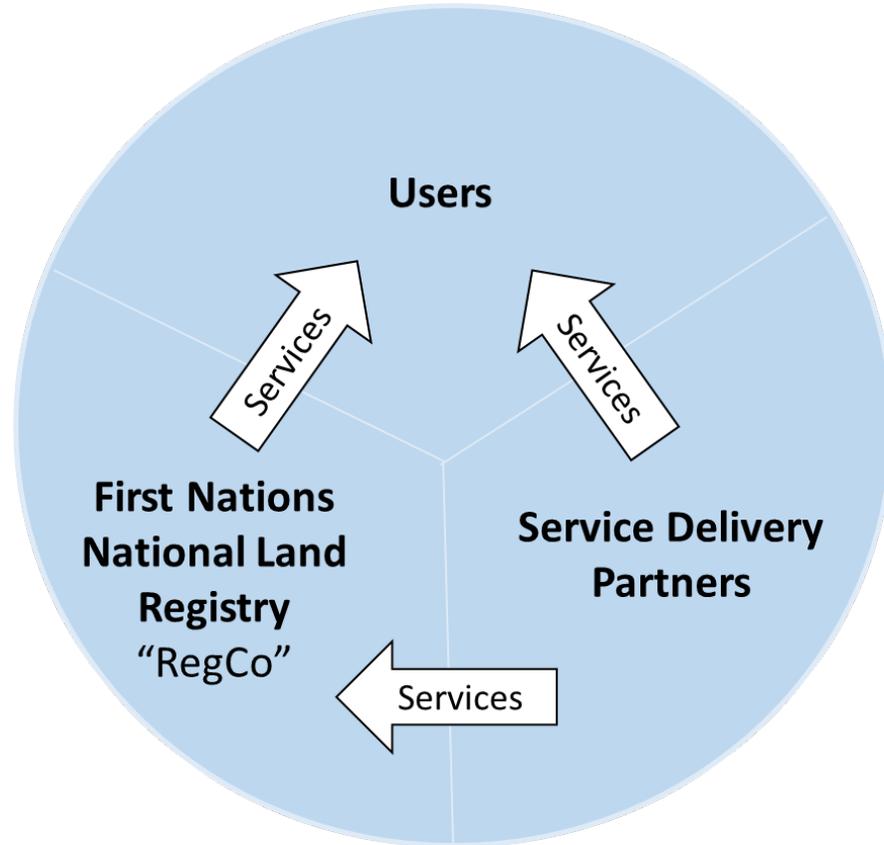


Recognize First Nation authority to establish, operate and regulate a land registry



Provide for the ownership, control and use of the registry system/data by First Nations

Co-Delivery of Services to Customers



Service Delivery Partners include

1. **LABRC:** Registry training services
2. **NRCan SGB:** Canada Lands Survey records and plans
3. **LTSA:** Registry technical build and support

*ISC continues to deliver services under the Indian Act

Funding and Timelines



Collaboration with the Government of Canada is required to realize the benefits for First Nations, Canada and other Users of the Registry. Some critical activities include:

- Planning
- Framework Agreement
- Design
- Build
- Legislation
- Testing
- Transition
- On-going operations and sustainment



We anticipate the new registry to be operational in 4-5 years



\$30M - \$40M to establish RegCo, build the register technology, transition all operational First Nations, and establish initial operations during a two-year transition period



\$4M - \$5M annually to run RegCo and the registry once transition is complete



Further planning is needed to refine and improve the confidence in these estimates

Benefits

Differences Between Existing and Proposed Registries

EXISTING REGISTER

Government regulated, controlled and operated

Recognizes Indian Act and federal authority

Outdated software and architecture

Outdated deeds style register

Lack of integration of survey and registry information

Poor user experience and lack of service standards or policy

FUTURE REGISTER



First Nation controlled and operated



Recognizes Framework Agreement, Land Code and First Nation authority



Modern software



Interest-based register



Improved integration of survey and registry information



Enhanced user experience with support and practice standards



Benefits for First Nations:

- ✓ Same standard of Services enjoyed by other Canadians
- ✓ Elevates and enhances First Nation Government Services and Technology
- ✓ Better conditions for Infrastructure, Emergency Services, Economic Development and Land Protection



Benefits for all users:

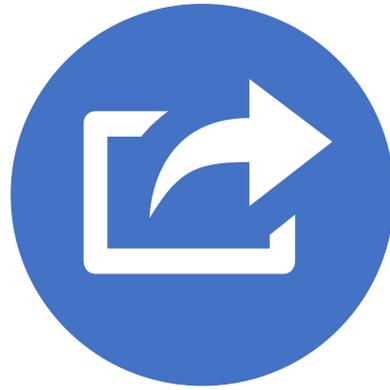
- ✓ Accuracy – quickly determine parcel status
- ✓ Certainty – clear policy and practice standardization
- ✓ Efficiency – easy access
- ✓ Confidence – high quality data

Consistent with Canada's Reconciliation Objectives

The Prime Minister of Canada has committed to real and positive change regarding the relationship between Canada and Indigenous peoples. **Specific and measurable objectives have been set for the ministers of Indigenous Services Canada and Crown-Indigenous Relations** including:



Partnership with Indigenous peoples to **advance self-determination** and fulfill commitment to UNDRIP



Supporting **capacity building**



Government commitment to **Closing the economic and infrastructure gaps** in land code First Nations



Establishing fiscal relationships that ensure sufficient, predictable and sustained funding and revenue

Next Steps

Next Steps

- Approve a resolution to support Registry Proposal in principle
- Gain your support to help guide the project team regarding engagement with Service Delivery Partners
- Resolutions submitted to Canada for approval of Registry Proposal to move forward
- Work with LTSA/Deloitte/Canada to further refine Proposal
- Continue to host workshops with First Nations





National Land Registry

THANK YOU!

For more information please contact:

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