

# Surveys & Legacy Issues

RC Training, Support & Resources Workshop

March 18, 2021



# Introduction:

A First Nations organization dedicated to serving and supporting First Nations communities who want to re-establish control over their lands, natural resources, and environment through the historic government-to-government *Framework Agreement on First Nation Land Management*.

RC was established by the LAB to undertake its technical responsibilities to FNs, through:



*"Supporting First Nations to exercise their Inherent Right to govern their Lands, Environment and Resources."*

# Presenters:



**Tania Bigstone**  
Survey Advisor  
Region: Canada



**Dave Gurnsey**  
Survey Advisor  
Region: Prairies

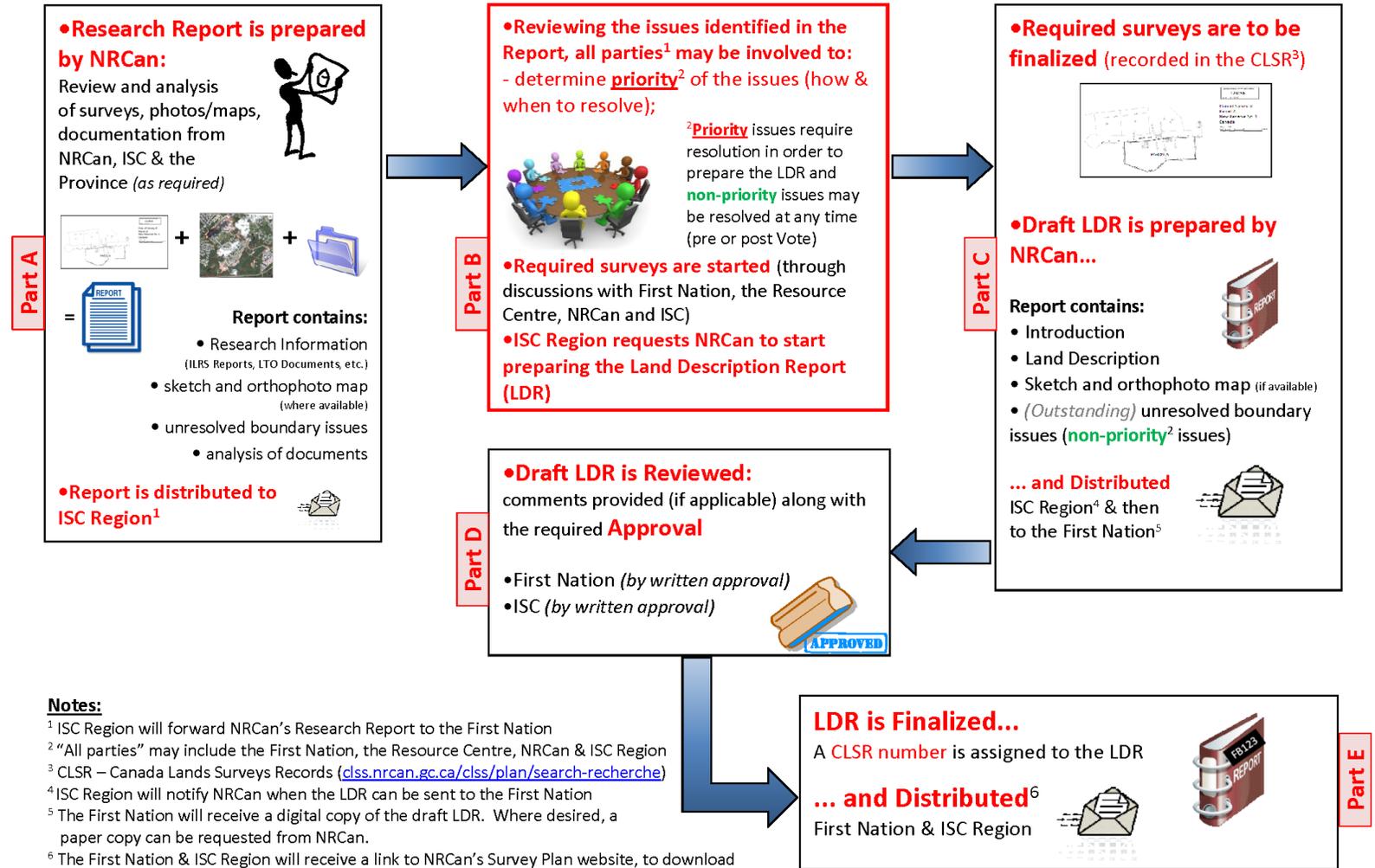
# Survey Related Advice:

- **Land Code Developmental & Operational Phases:**
  - Review and discuss survey-related information in the Developmental Process
    - Research Reports and Land Description Reports
    - Survey plans and related documents
  - Survey Process (including the preparation of related policies and procedures)
  - Evolution of surveys compared to existing registered interests
- **Survey Contract Management:**
  - Contracting of surveys required for the preparation of the Land Description
- **Survey Knowledge Transfer/Training Sessions**
- **Legacy related Issues Funding Projects**

# Survey Related Advice: Developmental & Operational Phase

## •Review of Research Reports & Land Descriptions

### General Overview for the Preparation, Review and Approval Process of a Land Description Report (LDR)



**Notes:**

- <sup>1</sup> ISC Region will forward NRCan's Research Report to the First Nation
- <sup>2</sup> "All parties" may include the First Nation, the Resource Centre, NRCan & ISC Region
- <sup>3</sup> CLSR – Canada Lands Surveys Records ([clss.nrcan.gc.ca/clss/plan/search-recherche](https://clss.nrcan.gc.ca/clss/plan/search-recherche))
- <sup>4</sup> ISC Region will notify NRCan when the LDR can be sent to the First Nation
- <sup>5</sup> The First Nation will receive a digital copy of the draft LDR. Where desired, a paper copy can be requested from NRCan.
- <sup>6</sup> The First Nation & ISC Region will receive a link to NRCan's Survey Plan website, to download a copy of the finalized LDR. Where desired, a First Nation may request a paper copy from NRCan.

**Part B** may be the most time-consuming part of this process, co-operation and communication between all parties is essential.

Please note that the above process is only a general overview of the existing process and is subject to change without notice.

# Survey Related Advice: Survey Contract Management

- Contracting of surveys (identified by NRCan) for the preparation of a Land Description.

**Survey Instructions**  
Project number: 201014001  
Issued to: Jane Doe, CLS, OLS

**Project Summary**

**Description:**  
Survey of Lots 11, 12 & 13 (Road)

- Beaver Creek Indian Reserve No. 9

**Region of survey:** ONTARIO  
**Location of survey:** Beaver Creek  
**Type of survey:** Section 31

**Parcel Designators / Survey Description**

- Plan of Lots 11, 12 and 13 (Road) in Beaver

**Specific Requirements**  
Band Liaison: John Smith  
Lands Coordinator, Beaver Creek FI  
[lands\\_coordinator@e-mail.com](mailto:lands_coordinator@e-mail.com)

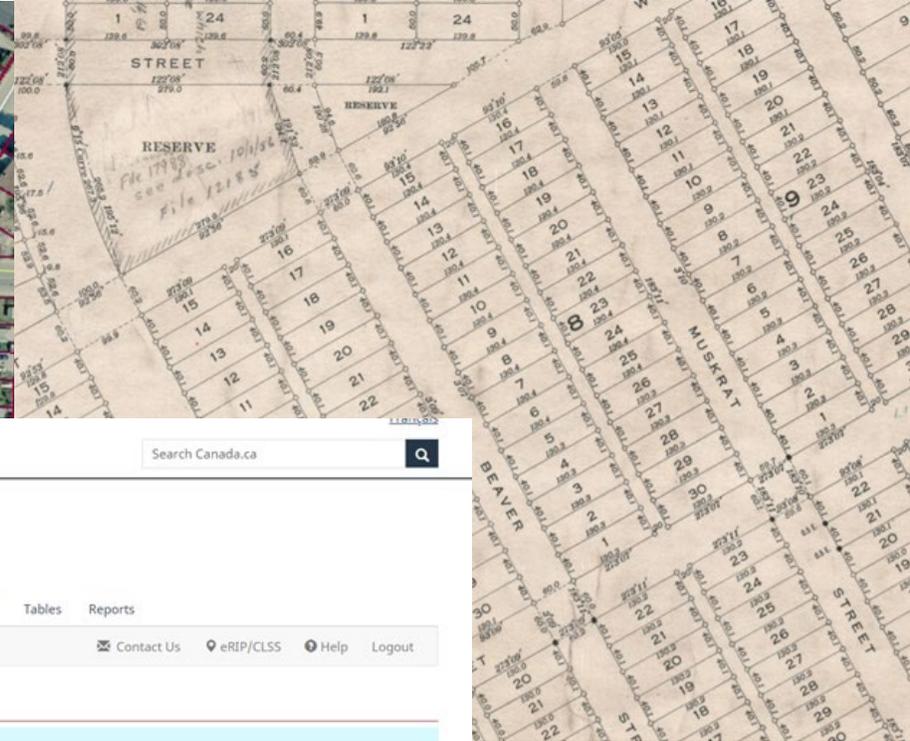
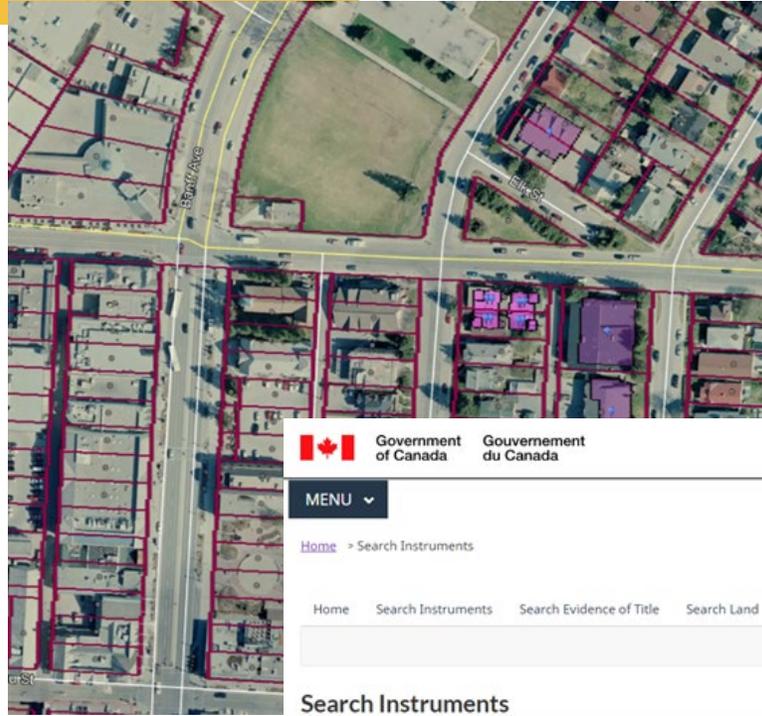
**REQUEST RFP FOR PROPOSALS**



# Survey Related Advice: Developmental & Operational Phase

- Survey process documents, policies & procedures

- Research & outline the evolution of survey plans with registered interests



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### Search Instruments

**Selected Criteria**

Registry: FNLRs  
*\*You may remove individual selected criteria by clicking the X next to the criteria to be removed from the search.*

Search Clear

#### Search Criteria

Registry: FNLRs

Instrument Type: Purpose:

Registration Number: Legacy File Number: Province:

PIN: Legal Description:

Band/First Nation: Reserve:

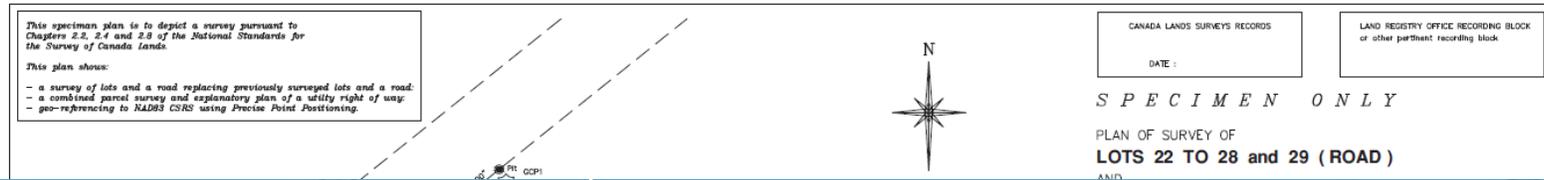
Reserve Code  Reserve Name

# Survey Related Advice: Knowledge Transfer/Training

## Survey Sessions:

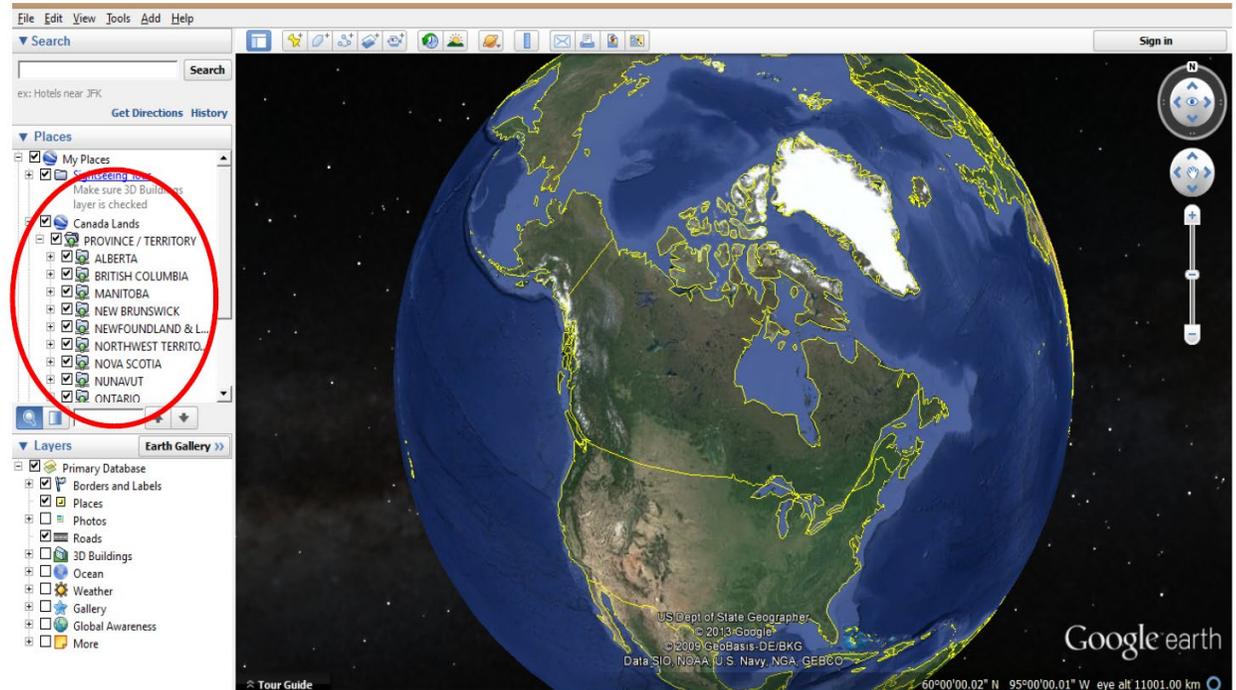
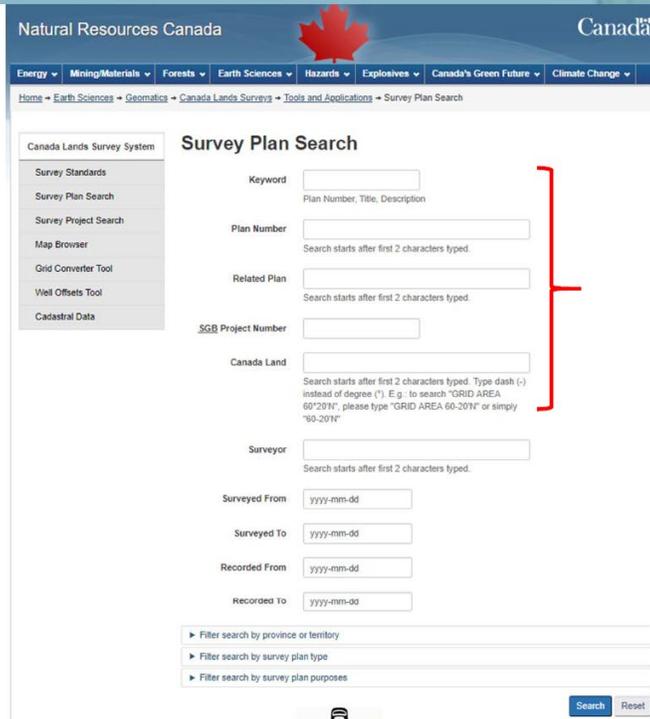
### Plan Searches:

<http://class.nrcan.gc.ca/class/plan/search-recherche>



## Google Earth: Data – Canada Lands Surveys

<http://www.nrcan.gc.ca/earth-sciences/geomatics/canada-lands-surveys/11092>



TROUT LAKE



(COMPANY NAME)  
ADDRESS  
PHONE No.  
FAX No.  
COMPANY FILE No.

# Survey Related Advice: Addressing Legacy Related Issues

- Identification, Review Resolution of Legacy Related Issues



## NCN Lands, Environment & Resources NISICHAWAYASIHK CREE NATION

Box 512 • Nelson House, MB • R0B 1A0 • 204-484-2359

October 27, 2020  
Mark H. Linklater  
Aski Governance Manager  
Final Report for the Legacy Issues Project

### BACKGROUND:

Nisichawayasihk Cree Nation (NCN) ratified a land code and individual agreement with Canada to take over administrative and management of eighteen (18) reserve lands in August 25, 2017 and came into effect in October 23, 2017. NCN is located approximately 800 kilometers north of Winnipeg and 80 kilometers west of the city of Thompson. NCN has a population of approximately 5000 where half of people reside on the reserve while others reside in different locations throughout Manitoba.

The areas targeted to have land surveys were within the main reserve IR 170 lands that contains approximately 1860 hectares (4596 acres) of land. The desired number of lots and areas specifically targeted for survey was 150 lots and includes:

1. 100 lots in Moore's Bay area (located west side of the reserve);
2. 10-15 lots in North side of the reserve;
3. 10-15 unregistered interest lots (Manitoba Hydro, RCMP etc);
4. 50 lots in new subdivision (intended to be leasehold interest/mortgage lots);
5. 5-10 encroachments;
6. Manitoba Hydro easement/severance lines.

NCN submitted a request for funding in the amount of \$218,000 for all costs associated with land surveys within NCN reserve lands IR 170 (main reserve) – this included both the internal and external resources required to initiate proper land surveys and granting/registration of land interests, including leasehold/mortgage home ownership. This will also be an important part of Land Use Planning process looking forward and transitioning from the old Indian Act system to the new Land Code system, including NCN recent Master subdivision plan the Nation is currently working towards. The immediate priority of the project was to survey:

1. 40-50 lots of approx. 30m x 50m in size at the Moore's Bay subdivision area (some suspected to be within the shoreline severance/easement area);
2. 40-50 lots in proposed new subdivision underway; and
3. other lots requiring immediate surveys for 9-10 unregistered interests (RCMP, Women's Shelter, Medicine Lodge, Fire Hall, Meetah Supplies, NCN Construction, MTS Communications Tower, and Gas Station).

Historically there has been priority for land management by Canada for external land interests such as Manitoba Hydro, Manitoba Highways, Churches, trading posts and other external land interests; many of these interests have legal land surveys and land interests registered in the ILRS/FNLRS. On the contrary there has been a terrible track record of land management by Canada for internal or band owned interests such as businesses,

# Questions & Discussion



# SUMMARY - How to access support

First Nation  
Requests Support



RC Support  
Technicians  
/ Managers



## Land Code Governance

GIS &  
Traditional  
Knowledge

Communication  
& Public  
Relations

Environment

Surveys &  
Legacy Issues

Land  
Registry

Land Use  
Planning

Solid Waste  
Management

Law  
Development &  
Enforcement

LGM &  
Knowledge  
Path Tools