

Subject: Information Req'd for GNWT Response to Sahtu Land Use Plan

Date: Friday, September 30, 2011 2:38:33 PM MT

From: Michelle Swallow

To: heidi.wiebe@shaw.ca

CC: Joel Holder

Hi Heidi,

Here is the information that you are looking for on proposed exemptions. We will have additional ones for Wildlife but unfortunately not until Monday.

Have a good weekend,

Michelle

DEPARTMENT	LICENCE/PERMIT	ACT	QUESTIONS FROM SLUPB	ANSWERS FROM GNWT DEPARTMENT
Investment, Tourism and Industry, GNWT	Tourism operator licence	Tourism Act	the nature of the authorization	The licence authorizes a business to provided guided commercial tourism activities in a specific geographic area as defined by geographic coordinates
			the nature of the land use activity it is typically inked to	the licence authorizes the holder to provide guided activities as opposed to land use – day tours, or multi-day tours where the clients are provided with guided or interpretive services (nature viewing, canoe or raft tripping, cultural experiences)
			any rights or interests in land typically associated with the authorization	No rights to the land or water are invested with the licence – multiple licence holders may conduct activities in the same area (for example, several TOL's holders are authorized to conduct canoe trips on the Keele River)
			if it is ever issued in the absence of other authorizations or always one of many	TOL applicants for new or amended licences are required to demonstrate that they have land use permits or permission to cross private lands under land claims settlements IF their use triggers such a requirement; however, in most instances the nature of the activity licenced under a TOL does not trigger such requirements, and the TOL is issued after mandatory consultation with local community governments and Aboriginal organizations who may have an interest in the

				area
			rationale for why it should be exempt.	TOL's licence activities that provide services to the travel consumer; the licencing process requires mandatory consultation with stakeholders who may be potentially affected (other TOL holders, community and Aboriginal governments); including TOL holders in an authorization scheme under the plan is a duplication of process and places unnecessary regulatory burden on tourism operators who are typically small businesses who are already overburdened by regulation

Environment and Natural Resources, GNWT	Free timber cutting permit	Forest Management Act	the nature of the authorization	A non-commercial permit to allow an individual to cut and transport wood to build a home or to heat a home in the winter 60 cubic m or 16 cords. For areas of non-settlement lands.
			the nature of the land use activity it is typically inked to	Allows the GNWT to meet national requirement for reporting on how much timber is used each year.
			any rights or interests in land typically associated with the authorization	No rights to the land or water are invested with the permit
			if it is ever issued in the absence of other authorizations or always one of many	No requirement for any other authorization, land use permit etc.
			rationale for why it should be exempt.	It is a personal use authorization (if commercial, they would have to get a timber cutting licence)

Environment and Natural Resources, GNWT	Timber transport permit	Forest Management Act	the nature of the authorization	Permit allows an individual to transport timber off of private and onto public access – ex. Road or highway.
			the nature of the land use activity it is typically inked to	Used to track the movement of timber obtained legally. For commercial or individual. Applies to both. For the individual – ex. SRRB issues a load permit.
			any rights or interests in land typically associated with the authorization	No rights to the land or water are invested with the permit
			if it is ever issued in the absence of other authorizations or always one of many	No requirement for any other authorization, land use permit etc.
			rationale for why it should be exempt.	Only an issue when moving timber on public access.

Environment and Natural Resources, GNWT	Fire Permit	Forest Management Act	the nature of the authorization	Permit to Burn.
			the nature of the land use activity it is typically inked to	For burning during closed fire season (May 01 to Sept 30), under a certain size, if larger falls under the MVMRA. Allows Forest Management to know what a fire is about if they get a call from someone who has seen smoke. Used by fishing lodges, if an aircraft sees smoke.
			any rights or interests in land typically associated with the authorization	No rights to the land or water are invested with the permit
			if it is ever issued in the absence of other authorizations or always one of many	No.
			rationale for why it should be exempt.	Rational – small sized fires for a short time - 24hr period, max 72hr.

Environment and Natural Resources, GNWT	Forest Research Licence	Forest Management Act	the nature of the authorization	Permit to conduct research in a forest
			the nature of the land use activity it is typically inked to	Research
			any rights or interests in land typically associated with the authorization	No rights to the land or water are invested with the permit
			if it is ever issued in the absence of other authorizations or always one of many	No.
			rationale for why it should be exempt.	This licence is used as anyone conducting research on timber in the NWT. Is currently a duplication of the Aurora Research Permit. The Aurora Research Permit satisfies the needs of the Forest Research Licence but the Forest Research Licence does not satisfy the needs of the Aurora Research Institute. Forest Management may removing this licence from regulations in the future.

Environment and Natural Resources, GNWT	Timber Scaling Licence	Forest Management Act	the nature of the authorization	Professional licence – not a land use licence
			the nature of the land use activity it is typically inked to	Authorizes a forester to measure trees
			any rights or interests in land typically associated with the authorization	No rights to the land or water are invested with the permit
			if it is ever issued in the absence of other authorizations or always one of many	No.
			rationale for why it should be exempt.	Is not a land use licence – is a professional licence

ECE- Prince of Wales Northern Heritage Centre	Archaeological permit	Northwest Territories Act	the nature of the authorization	Permits archaeologists to conduct archaeological research
			the nature of the land use activity it is typically inked to	Archaeological research activities
			any rights or interests in land typically associated with the authorization	No rights or interests in land are associated with the authorization – it just permits archaeologists to access archaeological sites for research purposes
			if it is ever issued in the absence of other authorizations or always one of many	Yes
			rationale for why it should be exempt.	CR #7 would make it difficult for archaeologists to access known archaeological sites. Archaeological permits already go through a consultative process with affected communities (pursuant to the land claim).

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