

Ella.LeGresley

From: Ella.LeGresley
Sent: Thursday, June 07, 2001 2:30 PM
To: Lois.Craig; Jesse.Duke; Rod.Hill
Cc: Shirley.Abercrombie
Subject: Federal requirements on mineral withdrawals

I contacted Chris Cuddy by e-mail and spoke to Mike Draper. Turns out the two-pager is history, but is replaced by a memo dated June 1, 2000, addressed to Mark Zrum. A copy is coming your way.

Ella.

(Advised Jo-Anne by phone and copied e-mail to Anna, as their address not registering.)



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Anna

JUN - 1 2001

Mark Zrum
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Post-It™ Fax Note	7671E	Date	JUNE 7	# of pages	4
To	ELLA	From	MIKE DRAPER		
Co./Dept.	YT6	Co.	LAND RESOURCES		
Phone #		Phone #	7-3465		
Fax #	667-8601	Fax #	7-3214		

**Supplementary Information Requirements for OiC Submissions
Recommending the Withdrawal of Lands From Mineral Claim Staking**

A need has been identified to expand on the information that is normally provided in requests for land withdrawals in order to be able to provide the Special Committee of Cabinet (SCC) with all the information that they may need to make a decision. In some cases, additional information is also necessary for the public through an enhanced Regulatory Impact Analysis Statement (RIAS).

The purpose of this memorandum is to provide guidance on the type of additional information that should be provided to my office when requesting that we prepare a submission for the Minister of DIAND recommending to the SCC approval of a land withdrawal. We will use the information you provide in preparing briefings for the Minister of DIAND, Supplementary Notes for the SCC Ministers, RIAS and generally briefing officials who support the SCC and Clerk of the PCO.

The information requirements set out below are applicable to both proposed new land withdrawals as well as renewals of existing land withdrawals for the purposes of facilitating the establishment of protected areas in Yukon, NWT and Nunavut. Protected areas include, but are not restricted to, national parks, territorial parks, special management areas and national wildlife areas. The information should also be provided for proposed land withdrawals for special purpose land uses such as hydroelectric development and airports. This information is not generally required for proposed land withdrawals for interim protection of Aboriginal land selections agreed to through land claims negotiations. These lands are usually open for mineral development once

transferred to Aboriginal ownership. However, to the extent that the information is readily available and would contribute to an understanding of the proposal, it should be provided.

Objective and Description of Lands to be Withdrawn

The request should indicate the intended land use designation, i.e. territorial park and the sponsor of the protected area. If the request is for a fixed time period, it would be helpful to have information on what will happen when the Order expires. A request for renewal of an Order should indicate why the renewal is necessary.

The request should provide contextual information, in particular a short description of any special characteristics that may have contributed to the decision to withdraw the parcels of land, i.e. specific details on the environmental, cultural or historical characteristics of the site. In addition, any specific conditions that support the need for a land withdrawal and the rationale for the size of the area should be included in the request.

Mineral and Energy Potential of the Area

The request for an interim or indefinite withdrawal should provide the following information.

Indicate whether an assessment of the mineral and/or oil and gas potential of the area was done, and by whom, and provide a summary of its overall thoroughness and key findings, including a description of the mineralization within the withdrawal area, any information that is available on extent and type(s) of mineral deposits and consideration of transportation infrastructure needs that may be impacted by the land withdrawal. The rationale for the scope and intensity of the assessment would be helpful as it is understood that this will be varied depending on many factors. Also, please indicate if a report on the mineral and/or oil and gas assessment has been or will be made public.

If no assessment was done, the request should explain why, particularly in light of the requirements of the Government's Minerals and Metals Policy. This policy requires consideration of the economic and social impacts of a proposed land use before lands are withdrawn from mineral staking.

Existing Mining Claims in the Area

The request should indicate if there are registered mining claims within or adjacent to the proposed withdrawal area at the time of the request and provide information on the staking date(s) and size of the staked area. If known, a brief history of exploration on the claims would be helpful.

If known, the expected reaction by any claim owners and/or the mining community generally should be provided in the request for the withdrawal.

Public and Stakeholder Consultations

If there were consultations with the public and/or stakeholders, the request should briefly describe the process, range of stakeholders consulted and their interests and results, in particular, any controversy about the proposed land use.

If no consultations were done, the request should indicate why, eg. to avoid any potential of claim staking before the withdrawal is in place.

Financial/Fiscal Considerations

For interim land withdrawals, identify if there is a need for federal funding to be secured for completing a mineral and energy resources assessment and protected area management planning. If federal funds are needed and have not been secured, identify how the study will be completed within the time period of the interim withdrawal.

Land Claims Agreement Issues

The request should describe any specific land claims agreement obligations and strategic issues that may be of interest to the Ministers of SCC.

Intergovernmental or Interdepartmental Issues

While many withdrawals are made on the basis of requests from territorial governments in the context of land claims agreements, the request should include any strategic intergovernmental considerations that would inform SCC Ministers and staff at PCO.

The request should indicate if any other department or agency has an interest in, or concern with, the proposed land withdrawal. The results of any consultations with other departments or agencies, including legal opinions, should be summarized in the request.

Communication Plans

The request should indicate if the sponsoring agency or DIAND are planning any public communications activities related to the land withdrawal.

The above information requirements will eventually be elaborated and detailed in our DIAND Land Policy manual and OIC training materials. In the meantime, your cooperation in providing the above information is much appreciated.

I would like to thank everyone who contributed to the development of these information requirements. If you have any questions regarding the above information, please contact Mike Fish or myself.



Christopher Cuddy
Chief

Land and Water Management Division

c.c.: Directors of Operations, NWT
Director, Renewable Resources, NWT
Director, Renewable Resources, Yukon
Director of Operations, Nunavut
Director, Mineral Resources, NWT
Director, Mineral Resources, Yukon
Director, Mineral Resources, Nunavut
Karen McKinnon, PCO
Sandra Hadley, PCO

Requirement for YTG for OIC
both Fed & YTG have to
provide this info
* must clarify if this is also sufficient for
YTG

Supplementary Information Requirements for OIC Submission Recommending the Withdrawal of Lands From Mineral Claim Staking

A need has been identified to expand on information that is normally provided in requests for land withdrawals in order to be able to provide the Special Committee of Cabinet (SCC) with all the information that they may need to make a decision on certain types of submissions. In some cases, additional information is also necessary for the public through an enhanced the Regulatory Impact Analysis Statement (RIAS).

The purpose of this memorandum is to provide guidance on the information that should be provided to my office with your requests for land withdrawals. We will use this information in preparing briefings for the Minister of DIAND, Supplementary Notes for the SCC Ministers, RIAS and generally briefing officials who support the SCC and Clerk of the PCO .

The information requirements set out below are applicable to both proposed new land withdrawals as well as renewals of existing land withdrawals for the purposes of facilitating the establishment of protected areas in Yukon, NWT and Nunavut. Protected areas include national parks, territorial parks, special management areas and national wildlife areas. The information should also be provided for proposed land withdrawals for special purpose land uses such as hydroelectric development and airports. This information is not required for proposed land withdrawals for interim protection of Aboriginal land selections agreed to through land claims negotiations.

Description of Lands to be Withdrawn:

The request should provide contextual information, in particular a short description of any special characteristics that may have contributed to the decision to withdraw the parcels of land, ie.) specific details on the environmental, cultural or historical characteristics of the site.

Mineral Potential of the Area:

The request should provide the following information:

Indicate whether a mineral assessment was done, by whom and provide a summary of its overall thoroughness and key findings, including a description of the mineralization within the withdrawal area and any information that is available on extent and type(s) of mineral deposits. Indicate if the mineral assessment is or will be made public.

If no assessment was done, the request should explain why, particularly in light of the requirements of the Government's Minerals and Metals Policy. This policy requires consideration of the economic, environmental and social impacts of the proposed land use before lands are withdrawn.

Existing Mining Claims in the Area:

The request should indicate if there are registered mining claims within or adjacent to the proposed withdrawal area at the time of the request and provide information on the staking date(s) and size of the staked area. If known, a brief history of exploration on the claims would be helpful.

Whenever possible, an assessment of the expected reaction by any claim owners, the mining community generally and or any other affected party should be provided in the request of for the withdrawal. For many requests, this will not be known.

Public and Stakeholder Consultations

If there were consultations with the public and/or stakeholders, the request should briefly describe the process and results, in particular any controversy about the proposed land use.

Land Claims Agreement Issues:

The request should describe any specific land claims agreement obligations and strategic issues that may of interest to the Ministers of SCC. .

Intergovernmental or Interdepartmental Issues

While many withdrawals are made on the basis of requests from territorial governments in the context of land claims agreements, the request should include any strategic considerations that would inform SCC Ministers and staff at PCO.

The request should indicate if any other department or agency has an interest in or concern with the proposed land withdrawal. The results of any consultations with other departments or agencies including legal opinions should be described in the request.

DATE: Wednesday, June 6, 2001
TIME: 10:00 to 11:00 a.m.
PLACE: 4th Floor Boardroom, EcDev

Attendees:

Lois, Jesse, Rod, Jo-Anne, Anna, Shirley, Ella

A G E N D A

1. Understanding of Federal Requirements for Land Withdrawals
-Supplementary Information Requirements Paper
2. Kusawa SMA Status *a goal to by carcass*
-boundaries *but Kwanlin Dur wants boundary*
-designation *adjust/s*
-Cabinet approvals
3. Economic Development Input in upcoming SMA negotiations
-Kwanlin
-Ross River
-Liard
4. YPAS Update & linkage to SMAs

Confidential

Summary of Proposed Special Management Areas

<u>First Nation(s)</u>	<u>Name</u>	<u>Designation</u>	<u>Withdrawal Intended</u>	<u>other info</u> mineral claim status subject to change **
<i>* Known SMAs agreed in principle with remaining non-settled First Nations</i>				
Liard & Ross River	Frances Lake	Natural Environment Park Core & Study Areas	Y	Matt Berry Deposit (Beth, Pat, Barb, Fran, Fin) (530,000 tonnes of 6.1%lead, 4.8% zinc, 102 g/t silver)
White River & Kluane	Asi Keyi (Klutlan)	Natural Environment Park	Y	Don & Wolv mineral claims (SMA Currently Interim Protected)
Kluane	Kluane	National Park Reserve	Within Kluane NP	(recently informed by LCIS this SMA was negotiated)
Carcross/Tagish	Snafu/Tarfu	Natural Environment Park	N (?with MP)	Calahan placer claim
Carcross/Tagish	Kusawa	Natural Environment Park	Y	
Liard	Coal River	Natural Environment Park	Y	
White River & Kluane	Pickhandle Lakes	Habitat Protection Area	N (?with MP)	Kids mineral claims, ?Weng claims
White River	Wellesley Lake	Habitat Protection Area Core & Study Areas	N (?with MP)	
White River	Scottie Creek	Habitat Protection Area	N (?with MP)	
Carcross/Tagish	Tagish Narrows	National Wildlife Area	Y	(recently informed by LCIS that withdrawal is intended)
<i>* Possible SMAs yet to be negotiated with the First Nations</i>				
Ross River Dena Council	Outstanding SMAs	?	?	no smas for RRDC agreed to by cabinet
Kwanlin Dun	Chadburn Lake Yukon/Teslin Rivers Kusawa McClintock Bay Ibex Valley Area	First Nation has tabled interests in these 5 areas without providing mapping of the selections to Land Claims Secretariat (government? currently reviewing McClintock Bay area as a possible National Wildlife Area - current boundary covers Rossbank mineral property and an active placer claim) (LCIS/RR?/City? now looking at Chadburn area as a possible SMA for KDFN, no map provided to Ec Dev)		

****SMAs listed here are NOT currently withdrawn from mineral staking (except Asi Keyi as of Nov 2000)**

Anna.Fonseca

From: Jo-Anne.van Randen
Sent: Tuesday, June 05, 2001 1:54 PM
To: Anna.Fonseca
Subject: FW: Coal licenses in Nordernskiold?

FYI

Jo-Anne vanRanden
Yukon Geology Program
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-----Original Message-----

From: Jo-Anne.van Randen
Sent: Tuesday, June 05, 2001 11:58 AM
To: Bruce.McLean
Cc: Rod.Hill; Ella.LeGresley
Subject: RE: Coal licenses in Nordernskiold?

Bruce,

Two coal exploration licences cover the southern portion of Nordenskiold Wetland Habitat Protection Area.

Sheet 115 H 16 from the Whitehorse Mining Recorders office shows CYW0037 and CYW0038 as valid coal exploration licences. They are both owned by Archer Cathro and have a current expiry date of September 6th, 2003. Similar to mineral claim status, coal exploration licences change status with time so it is advisable to periodically check to make sure the information is still accurate.

The SMA is currently Interim Protected (withdrawn from staking placer and mineral claims by P.C. orders 2000-1138 & 2000- 1139). No valid mineral or placer claims are "grandfathered" (existed prior to Interim Protection) within this SMA.

You requested a map depicting the location of coal licences and you have two options. I can either forward this 1:30 000 scale claim map from the Mining Recorder's office or I can send you a figure that we produced for the geological poster that we made for Nordenskiold in April 2000.

Please tell me what you would prefer and I will forward the maps.

Thanks.

Jo-Anne vanRanden
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-----Original Message-----

From: Bruce.McLean
Sent: Tuesday, June 05, 2001 10:35 AM
To: Ella.LeGresley; Jo-Anne.van Randen
Subject: Coal licenses in Nordernskiold?

I'm trying to get back to a few things in the Nordenskiold area.

Can you send me a map of the coal licences in the area, whether there are any current ones in the HPA, or direct me to who would have that information.

The Steering Committee hopes to have a list of the issues, options /recommendations before the summer.

The main stumbling block lately has been about residential development / cabins along the highway. LSCFN still often refers to previous site specific expectations for their members, but they haven't sorted out how they are going to manage lands.

It may not be resolved until LSCFN has their own Lands Act to manage land use activities in the area.

Bruce

Bruce D. McLean
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