

CHAPTER 13 - HERITAGE

13.1.0 Objectives

13.1.1 The objectives of this chapter are as follows:

- 13.1.1.1 to promote public awareness, appreciation and understanding of all aspects of culture and heritage in the Yukon and, in particular, to respect and foster the culture and heritage of Yukon Indian People;
- 13.1.1.2 to promote the recording and preservation of traditional languages, beliefs, oral histories including legends, and cultural knowledge of Yukon Indian People for the benefit of future generations;
- 13.1.1.3 to involve equitably Yukon First Nations and Government, in the manner set out in this chapter, in the management of the Heritage Resources of the Yukon, consistent with a respect for Yukon Indian values and culture;
- 13.1.1.4 to promote the use of generally accepted standards of Heritage Resources management, in order to ensure the protection and conservation of Heritage Resources;
- 13.1.1.5 to manage Heritage Resources owned by, or in the custody of, Yukon First Nations and related to the culture and history of Yukon Indian People in a manner consistent with the values of Yukon Indian People, and, where appropriate, to adopt the standards of international, national and territorial Heritage Resources collections and programs;
- 13.1.1.6 to manage Heritage Resources owned by, or in the custody of, Government and related to the culture and history of Yukon Indian People, with respect for Yukon Indian values and culture and the maintenance of the integrity of national and territorial Heritage Resources collections and programs;
- 13.1.1.7 to facilitate reasonable public access, except where the nature of the Heritage Resource or other special circumstances warrant otherwise;

- 13.1.1.8 to identify and mitigate the impact of development upon Heritage Resources through integrated resource management including land use planning and development assessment processes;
- 13.1.1.9 to facilitate research into, and the management of, Heritage Resources of special interest to Yukon First Nations;
- 13.1.1.10 to incorporate, where practicable, the related traditional knowledge of a Yukon First Nation in Government research reports and displays which concern Heritage Resources of that Yukon First Nation;
- 13.1.1.11 to recognize that oral history is a valid and relevant form of research for establishing the historical significance of Heritage Sites and Moveable Heritage Resources directly related to the history of Yukon Indian People; and
- 13.1.1.12 to recognize the interest of Yukon Indian People in the interpretation of aboriginal Place Names and Heritage Resources directly related to the culture of Yukon Indian People.

13.2.0 Definitions

In this chapter, the following definitions shall apply.

"Non-Public Records" means all Documentary Heritage Resources other than Public Records.

"Place Names" includes Yukon Indian place names.

"Public Records" means records held by any department or agency or public office of any level of Government, and records which were formerly held by any such department, agency or public office.

13.3.0 Ownership and Management

- 13.3.1 Each Yukon First Nation shall own and manage Moveable Heritage Resources and non-Moveable Heritage Resources and Non-Public Records, other than records which are the private property of any Person, found on its Settlement Land and on those Beds of waterbodies owned by that Yukon First Nation.

13.3.2 Subject to 13.3.5 to 13.3.7, each Yukon First Nation shall own and manage ethnographic Moveable Heritage Resources and Documentary Heritage Resources that are not Public Records and that are not the private property of any Person, that are found in its respective Traditional Territory and that are directly related to the culture and history of Yukon Indian People.

13.3.2.1 If more than one Yukon First Nation asserts ownership of a Heritage Resource pursuant to 13.3.2, they shall attempt to resolve the matter among themselves, and, failing resolution, any one of them may refer the matter to the Yukon Heritage Resources Board which shall determine ownership of the Heritage Resource in dispute.

Specific Provision

13.3.2.2 In 13.3.2, "Traditional Territory" does not include the Tetlit Gwich'in Yukon Lands, to the extent necessary to give effect to 9.2.1 and 9.2.5 of the Gwich'in Transboundary Agreement.

13.3.3 Subject to 13.3.5 to 13.3.7, Moveable Heritage Resources and Documentary Heritage Resources which are not ethnographic resources directly related to the culture and history of Yukon Indian People and which are found on Non-Settlement Land shall be owned by Government.

13.3.4 Public Records, wherever they are found, shall be owned and managed by the Government by which they were created or held.

13.3.5 In the event that a Moveable Heritage Resource found on Non-Settlement Land in a Traditional Territory cannot be readily identified as an ethnographic object directly related to the culture and history of Yukon Indian People, that object shall be held in custody by Government until the nature of the object has been determined.

13.3.6 If the object in 13.3.5 is determined by the Yukon Heritage Resources Board to be:

13.3.6.1 an ethnographic object directly related to the culture and history of Yukon Indian People, it shall be owned and managed by the Yukon First Nation in whose Traditional Territory it was found; or

13.3.6.2 an ethnographic object not directly related to the culture and history of Yukon Indian People, or to be a palaeontological or an archaeological object, it shall be owned and managed by Government.

13.3.7 Where the Board is unable to reach a majority decision under 13.3.6, the issue of whether the ethnographic object is directly related to the culture and history of the Yukon Indian People shall be referred to the dispute resolution process under 26.3.0.

13.3.8 Agreements may be entered into by Government and Yukon First Nations with respect to the ownership, custody or management of Heritage Resources.

13.4.0 General

13.4.1 As the Heritage Resources of Yukon Indian People are underdeveloped relative to non-Indian Heritage Resources, priority in the allocation of Government program resources available from time to time for Yukon Heritage Resources development and management shall, where practicable, be given to the development and management of Heritage Resources of Yukon Indian People, until an equitable distribution of program resources is achieved.

13.4.2 Once an equitable distribution of program resources is achieved, Heritage Resources of Yukon Indian People shall continue to be allocated an equitable portion of Government program resources allocated from time to time for Yukon Heritage Resources development and management.

13.4.3 Government, where practicable, shall assist Yukon First Nations to develop programs, staff and facilities to enable the repatriation of Moveable and Documentary Heritage Resources relating to the culture and history of Yukon Indian People which have been removed from the Yukon, or are retained at present in the Yukon, where this is consistent with the maintenance of the integrity of national or territorial collections.

- 13.4.4 A Yukon First Nation or a Yukon Indian Person who is an owner of a Heritage Resource may transfer the ownership or custody of the Heritage Resource to another Yukon First Nation or to another aboriginal person.
- 13.4.5 Government shall Consult Yukon First Nations in the formulation of Legislation and related Government policies on Heritage Resources in the Yukon.
- 13.4.6 Yukon First Nation Final Agreements may include provisions in respect of territorial heritage parks or sites, heritage rivers, heritage routes, heritage buildings, special management areas for Heritage Resources, for other sites or areas of unique cultural or heritage significance, or for other such heritage matters.

Specific Provision

- 13.4.6.1 The Lansing Heritage Site shall be established as a Designated Heritage Site and the specific provisions in respect of the Lansing Heritage Site are set out in Schedule A - The Lansing Heritage Site, attached to this chapter.
- 13.4.6.2 The specific provisions in respect of the nomination of the Bonnet Plume River as a Canadian Heritage River are set out in Schedule B - The Bonnet Plume River, attached to this chapter.

- 13.4.7 Any granting of access to the public, third parties or Government to Settlement Land shall not divest the Yukon First Nation of the ownership or management of Heritage Resources on Settlement Land.
- 13.4.8 In accordance with Government procedures on access to and duplication of records, and subject to access to information, protection of privacy and copyright Legislation and to any agreements respecting records or the information contained in them, Government, within existing budgets, shall facilitate the preparation of an inventory of Moveable Heritage Resources and Heritage Sites which relate to Yukon First Nations.

13.5.0 Yukon Heritage Resources Board

- 13.5.1 A Yukon Heritage Resources Board, comprised of 10 members and composed of equal numbers of appointees nominated by the Council for Yukon Indians, and of appointees nominated by Government, shall be established to make recommendations respecting the management of Moveable Heritage Resources and Heritage Sites to the Minister and to Yukon First Nations.
- 13.5.2 The Board shall operate in the public interest.
- 13.5.3 The Board may make recommendations to the Minister and to Yukon First Nations on:
- 13.5.3.1 the management of non-documentary Heritage Resources;
 - 13.5.3.2 means by which the traditional knowledge of Yukon Indian Elders may be considered in the management of Moveable Heritage Resources and Heritage Sites in the Yukon;
 - 13.5.3.3 means by which the traditional languages of Yukon First Nations can be recorded and preserved;
 - 13.5.3.4 the review, approval, amendment or repeal of regulations pursuant to heritage Legislation pertaining to Moveable Heritage Resources and Heritage Sites in the Yukon;
 - 13.5.3.5 the development and revision of a strategic plan for the preservation and management of Moveable Heritage Resources and Heritage Sites in the Yukon;
 - 13.5.3.6 the development, revision and updating of a manual including definitions of ethnographic, archaeological, palaeontological and historic resources, to facilitate the management and interpretation of these resources by Government and Yukon First Nations, such manual to be developed by Yukon First Nations and Government;
 - 13.5.3.7 the development, revision and updating of the inventory of Yukon Indian Heritage Resources provided for in 13.4.8;
 - 13.5.3.8 means by which public awareness and appreciation of Moveable Heritage Resources and Heritage Sites may be fostered;

13.5.3.9 designation of Heritage Sites as Designated Heritage Sites; and

13.5.3.10 any other matter related to Heritage Resources of the Yukon.

13.5.4 In modifying or rejecting recommendations of the Board, Government or Yukon First Nations shall provide the Board with one opportunity to resubmit recommendations for the approval of Government or Yukon First Nations.

13.6.0 National Parks and National Historic Sites

13.6.1 The management of Heritage Resources in National Parks, in Kluane National Park Reserve and in national historic sites administered by the Canadian Parks Service shall be as set out in the relevant Yukon First Nation Final Agreement.

13.7.0 Research

13.7.1 Research or interpretative reports produced by Government or its agents regarding Yukon Heritage Resources shall be made available to the affected Yukon First Nation.

13.7.2 Where feasible, research reports in 13.7.1 or portions thereof, shall be made available to the public, recognizing that some reports may be restricted due to the sensitive nature of the information contained therein.

13.8.0 Heritage Sites

13.8.1 Ownership and management of Heritage Sites in a Yukon First Nation's Traditional Territory shall be addressed in that Yukon First Nation Final Agreement.

Specific Provision

13.8.1.1 The ownership of land in the Traditional Territory of the First Nation of Nacho Nyak Dun is not affected by reason of that land being a Heritage Site or a Designated Heritage Site.

Specific Provision Cont'd

- 13.8.1.2 The following provisions shall apply to the management of Heritage Sites:
- (a) if, as of the Effective Date of this Agreement, Government has a prepared written inventory of sites within the Traditional Territory of the First Nation of Nacho Nyak Dun identified by Government as Heritage Sites, Government shall make a copy of the written inventory available to the First Nation of Nacho Nyak Dun;
 - (b) when requested by the First Nation of Nacho Nyak Dun, Government shall consider protection within existing Legislation for a period of time of a Heritage Site on Non-Settlement Land or Settlement Land within the Traditional Territory of the First Nation of Nacho Nyak Dun which is directly related to the culture and history of Yukon Indian People pending a decision by the Minister on Non-Settlement Land or the Minister and the First Nation of Nacho Nyak Dun on Settlement Land whether to designate the Heritage Site as a Designated Heritage Site;
 - (c) Government shall Consult with the First Nation of Nacho Nyak Dun regarding the terms and conditions of the temporary protection which might apply to the Heritage Site; and
 - (d) Government shall advise the First Nation of Nacho Nyak Dun when land within the Traditional Territory of the First Nation of Nacho Nyak Dun is identified by Government as a proposed Designated Heritage Site.

13.8.2 Government and the affected Yukon First Nation shall consider the land use activities of other resource users in the management of interpretive and research activities at Heritage Sites.

- 13.8.3 Government and the affected Yukon First Nation shall institute a permit system for research at any site which may contain Moveable Heritage Resources.
- 13.8.4 Access to Designated Heritage Sites shall be controlled in accordance with the terms of site management plans which have been reviewed by the Board, and approved and implemented by Government or the affected Yukon First Nation.
- 13.8.5 Government and the affected Yukon First Nation, when controlling access to Designated Heritage Sites, shall consider:
- 13.8.5.1 the interests of permitted researchers;
 - 13.8.5.2 the interest of the general public; and
 - 13.8.5.3 the requirements of special events and traditional activities.
- 13.8.6 Except as otherwise provided in this chapter, the protection of Heritage Resources in or discovered on Non-Settlement Land, either by accident or otherwise, during construction or excavation shall be provided for in Laws of General Application.
- 13.8.7 Procedures to deal with the accidental discovery of Heritage Resources on Settlement Land shall be provided in each Yukon First Nation's Final Agreement.

Specific Provision

- 13.8.7.1 A Person who accidentally discovers a Heritage Resource on Settlement Land of the First Nation of Nacho Nyak Dun shall take such steps as are reasonable in all the circumstances to safeguard the Heritage Resource and shall report as soon as practicable that discovery to the First Nation of Nacho Nyak Dun.
- 13.8.7.2 A Person described in 13.8.7.1 who is not exercising a right of access or a right to use Settlement Land of the First Nation of Nacho Nyak Dun provided for in this Agreement may only continue to disturb a Heritage Site or Moveable Heritage Resource with the consent of the First Nation of Nacho Nyak Dun.

Specific Provision Cont'd

- 13.8.7.3 A Person described in 13.8.7.1 who is exercising a right of access or a right to use Settlement Land of the First Nation of Nacho Nyak Dun provided for in this Agreement shall not further disturb a Heritage Site or a Moveable Heritage Resource unless permitted by Laws of General Application, and that Person obtains:
- (a) the consent of the First Nation of Nacho Nyak Dun; or
 - (b) failing consent, an order of the Surface Rights Board setting out the terms and conditions of further disturbing the Heritage Site or Moveable Heritage Resource.
- 13.8.7.4 The First Nation of Nacho Nyak Dun shall report to Government, as soon as practicable, the discovery on Settlement Land of the First Nation of Nacho Nyak Dun of any Documentary Heritage Resource reported to it under 13.8.7.1.
- 13.8.7.5 The Government and the First Nation of Nacho Nyak Dun shall attempt to agree whether a Documentary Heritage Resource described in 13.8.7.4 is a Public Record or a Non-Public Record and, failing agreement, either may refer the matter to the dispute resolution process under 26.3.0.
- 13.8.7.6 If a Documentary Heritage Resource is a Non-Public Record, the First Nation of Nacho Nyak Dun shall make reasonable efforts to determine if it is privately owned.

13.9.0 Yukon First Nation Burial Sites

- 13.9.1 Government and Yukon First Nations shall each establish procedures to manage and protect Yukon First Nation Burial Sites which shall:
- 13.9.1.1 restrict access to Yukon First Nation Burial Sites to preserve the dignity of the Yukon First Nation Burial Sites;
 - 13.9.1.2 where the Yukon First Nation Burial Site is on Non-Settlement Land, require the joint approval of Government and the Yukon First Nation in whose Traditional Territory the Yukon First Nation Burial Site is located for any management plans for the Yukon First Nation Burial Site; and
 - 13.9.1.3 provide that, subject to 13.9.2, where a Yukon First Nation Burial Site is discovered, the Yukon First Nation in whose Traditional Territory the Yukon First Nation Burial Site is located shall be informed, and the Yukon First Nation Burial Site shall not be further disturbed.
- 13.9.2 Where a Person discovers a Yukon First Nation Burial Site in the course of carrying on an activity authorized by Government or a Yukon First Nation, as the case may be, that Person may carry on the activity with the agreement of the Yukon First Nation in whose Traditional Territory the Yukon First Nation Burial Site is located.
- 13.9.3 In the absence of agreement under 13.9.2, the Person may refer the dispute to arbitration under 26.7.0 for a determination of the terms and conditions upon which the Yukon First Nation Burial Site may be further disturbed.
- 13.9.4 Any exhumation, examination, and reburial of human remains from a Yukon First Nation Burial Site ordered by an arbitrator under 13.9.3 shall be done by, or under the supervision of, that Yukon First Nation.
- 13.9.5 Except as provided in 13.9.2 to 13.9.4, any exhumation, scientific examination and reburial of remains from Yukon First Nation Burial Sites shall be at the discretion of the affected Yukon First Nation.
- 13.9.6 The management of burial sites of a transboundary claimant group in the Yukon shall be addressed in that Transboundary Agreement.

13.10.0 Documentary Heritage Resources

- 13.10.1 Public Records shall be managed in accordance with Laws of General Application.
- 13.10.2 In accordance with Government policies and procedures on access to and duplication of records, and subject to access to information, protection of privacy and copyright Legislation and to agreements respecting the records, Government shall make available to a Yukon First Nation, for copying, Documentary Heritage Resources in Government custody relating to that Yukon First Nation.
- 13.10.3 Yukon First Nations shall be Consulted in the formulation of any Legislation and related Government policy on Documentary Heritage Resources in the Yukon relating to Yukon Indian People.
- 13.10.4 Government shall, where practicable, Consult and cooperate with the affected Yukon First Nations on the management of Documentary Heritage Resources in the Yukon relating to Yukon Indian People.
- 13.10.5 Government shall Consult and cooperate with Yukon First Nations in the preparation of displays and inventories of Documentary Heritage Resources in the Yukon relating to the Yukon Indian People.
- 13.10.6 Provisions for Consultation and cooperation between Government and Yukon First Nations on the management of Documentary Heritage Resources by Yukon First Nations may be included in a Yukon First Nation Final Agreement.
- 13.10.7 Government and Yukon First Nations may work cooperatively with Yukon Indian Elders on the interpretation of Documentary Heritage Resources relating to Yukon Indian People.
- 13.10.8 Yukon First Nations shall own all Documentary Heritage Resources found on Settlement Land other than Public Records or records which are the private property of any Person.

13.11.0 Place Names

- 13.11.1 There shall be a Yukon Geographical Place Names Board consisting of six people and composed of equal numbers of appointees nominated by the Council for Yukon Indians and appointees nominated by Government.

13.11.2 When considering the naming or renaming of places or features located within the Traditional Territory of a Yukon First Nation, or when acting with a federal agency where joint jurisdiction over the naming of the place or feature exists, the Yukon Geographical Place Names Board shall Consult with that Yukon First Nation.

13.11.3 A Yukon First Nation may name or rename places or geographical features on Settlement Land and such place names shall be deemed to be approved by the Yukon Geographical Place Names Board.

13.11.4 Traditional aboriginal place names shall be included, to the extent practicable and in accordance with map production specifications of Canada, on revised maps of the National Topographic Series.

13.12.0 Economic Opportunities

13.12.1 Economic opportunities, including training, employment and contract opportunities for Yukon Indian People at Designated Heritage Sites and other facilities related to Heritage Resources, shall be considered in Yukon First Nation Final Agreements.

Specific Provision

13.12.1.1 Government shall provide written notice to the First Nation of Nacho Nyak Dun of any invitation for public tenders in respect of contracts associated with the management of a Designated Heritage Site directly related to the history or culture of Nacho Nyak Dun within the Traditional Territory of the First Nation of Nacho Nyak Dun.

13.12.1.2 The First Nation of Nacho Nyak Dun shall have the first opportunity to accept any fixed term contract offered by Government associated with the management of a Designated Heritage Site directly related to the history or culture of Nacho Nyak Dun within the Traditional Territory of the First Nation of Nacho Nyak Dun.

13.12.1.3 Any failure to provide written notice pursuant to 13.12.1.1 shall not affect the public tender process or the contract awards resulting therefrom.

Specific Provision Cont'd

13.12.1.4 Any failure to provide a first opportunity pursuant to 13.12.1.2 shall not affect any fixed term contract entered into associated with the management of a Designated Heritage Site directly related to Nacho Nyak Dun within the Traditional Territory of the First Nation of Nacho Nyak Dun.

13.12.1.5 Government shall include in any contract opportunities associated with the management of a Designated Heritage Site directly related to the history or culture of Nacho Nyak Dun within the Traditional Territory of the First Nation of the Nacho Nyak Dun:

- a) a criterion for Nacho Nyak Dun employment; and
- b) a criterion for special knowledge or experience of Nacho Nyak Dun which is related to the Heritage Site.

13.12.1.6 Nothing in 13.12.1.5 shall be construed to mean that a criterion for employment or special knowledge or experience be the determining criterion in awarding any contract.

13.12.1.7 In 13.12.1.1 to 13.12.1.6, "Traditional Territory" does not include the Primary Use Area to the extent necessary to give effect to 9.7.2 and 9.7.5 of the Gwich'in Transboundary Agreement.

SCHEDULE A

THE LANSING HERITAGE SITE

1.0 Establishment

- 1.1 Subject to 1.2, the Yukon shall establish a portion of the Parcel R-13 of Settlement Land known as the Lansing townsite as a historic site ("the Site") pursuant to the Historic Resources Act, S.Y. 1991, c. 8, as soon as practicable after the Effective Date of this Agreement.
- 1.2 Government and the First Nation of Nacho Nyak Dun shall establish the boundaries of the Site based on information provided by the historic resources assessment carried out pursuant to 2.1.
- 1.3 The boundaries of the Site shall not be changed except with the agreement of Government and the First Nation of Nacho Nyak Dun.

2.0 Management Plan

- 2.1 Government and the First Nation of Nacho Nyak Dun shall carry out a historic resources assessment of the Site as the initial stage of preparing a management plan for the Site.
- 2.2 Government and the First Nation of Nacho Nyak Dun shall prepare jointly a management plan for the Site which shall be reviewed by the Yukon Heritage Resources Board. The Yukon Heritage Resources Board may make recommendations respecting the management plan to Government and the First Nation of Nacho Nyak Dun.
- 2.3 The preparation of the management plan shall be guided by the following principles:
- 2.3.1 the protection, conservation and interpretation of the Heritage Resources at the Site in accordance with national and international standards;

- 2.3.2 the recognition and protection of the traditional and current use of the Site by the Nacho Nyak Dun; and
- 2.3.3 the encouragement of public awareness of and appreciation for the natural and cultural resources of the Site.
- 2.4 Government and the First Nation of Nacho Nyak Dun shall make best efforts to complete the management plan within 18 months of the Effective Date of this Agreement.
- 2.5 The development of the management plan shall include a process for public consultation.
- 2.6 The management plan shall address:
 - 2.6.1 the traditional and current use by the First Nation of Nacho Nyak Dun;
 - 2.6.2 the nature and status of resources at the Site;
 - 2.6.3 historic buildings;
 - 2.6.4 archaeological resources;
 - 2.6.5 burial sites;
 - 2.6.6 standards of maintenance;
 - 2.6.7 public access;
 - 2.6.8 land use impacts;
 - 2.6.9 the conditions of third-party use of the Site; and
 - 2.6.10 such other matters as Government and the First Nation of Nacho Nyak Dun may agree.
- 2.7 In developing the management plan, Government and the First Nation of Nacho Nyak Dun will give equal consideration to the oral history and historic research available on the Site.

3.0 **Approval and Review**

3.1 Government and the First Nation of Nacho Nyak Dun shall jointly approve the management plan.

3.2 If Government and the First Nation of Nacho Nyak Dun are unable to agree on the terms of the management plan, Government or the First Nation of Nacho Nyak Dun may refer the dispute to the dispute resolution process under 26.3.0.

3.3 Government and First Nation of Nacho Nyak Dun shall review the management plan no later than five years after its initial approval and no later than every 10 years thereafter.

3.4 Government and the First Nation of Nacho Nyak Dun shall refer any proposed amendments to the management plan to the Yukon Heritage Resources Board for its review and recommendations.

4.0 **Implementation**

4.1 The First Nation of Nacho Nyak Dun shall manage the Site in accordance with the Historic Resources Act, S.Y. 1991, c. 8 and the management plan for the Site approved by the Minister and the First Nation of Nacho Nyak Dun.

SCHEDULE B

THE BONNET PLUME RIVER

1.0 Definitions

In this schedule, the following definitions shall apply.

"Board" means the Canadian Heritage Rivers Board established in accordance with the Canadian Heritage Rivers System Program.

"Canadian Heritage Rivers System Program" means the intergovernmental program of that name, as revised from time to time.

"Management Plan" has the same meaning as in the Canadian Heritage Rivers System Program.

"Ministers" means

- (a) the federal Minister of the Environment;
and
- (b) the Ministers of the nominating agencies of Government, determined in accordance with the Canadian Heritage Rivers Program.

2.0 Nomination

2.1 Government shall submit to the Board a nomination document for the Bonnet Plume River before January 31, 1993, or as soon as practicable thereafter.

2.2 Government, after Consultation with the Mayo District Renewable Resources Council, shall prepare the nomination document in accordance with the Canadian Heritage Rivers System Program.

2.3 The Board shall:

2.3.1 consider the nomination; and

2.3.2 make a recommendation to the Ministers,
in accordance with the provisions of the
Canadian Heritage Rivers System Program.

3.0 Management Plan

3.1 If the Board recommends that the Bonnet Plume River be designated as a Canadian Heritage River and the Ministers accept the nomination:

3.1.1 the river shall be placed on the register of candidate Heritage Rivers; and

3.1.2 Government and the Mayo District Renewable Resources Council shall jointly prepare a Management Plan for the Bonnet Plume River.

3.2 Government and the Mayo District Renewable Resources Council may establish a steering committee to assist in preparing the Management Plan and the membership on the committee shall be comprised of equal representation from Government and the Mayo District Renewable Resources Council.

3.3 The Management Plan shall establish the boundaries of the river management area and may address all matters relating to the development, management and use of the Bonnet Plume River, including:

3.3.1 conservation and management of natural and human heritage resources;

3.3.2 recreational use;

3.3.3 water quality and waste management; and

3.3.4 public information and interpretation.

3.4 The preparation of the Management Plan shall include a process for public consultation.

- 3.5 The Management Plan shall be submitted for approval to the Ministers of the nominating agencies in accordance with the Canadian Heritage Rivers System Program.
- 3.6 The approved Management Plan shall be lodged with the Canadian Heritage Rivers Board in accordance with the Canadian Heritage Rivers System Program.
- 3.7 Government and the Mayo District Renewable Resources Council may agree from time to time to review and recommend amendments to the approved Management Plan.
- 4.0 Designation and Review**
- 4.1 Upon receipt by the Board of the approved Management Plan, the Ministers shall formally designate the Bonnet Plume River as a Canadian Heritage River.
- 4.2 The Board shall periodically review the status of the Bonnet Plume River as a Canadian Heritage River in accordance with the provisions of the Canadian Heritage Rivers System Program.