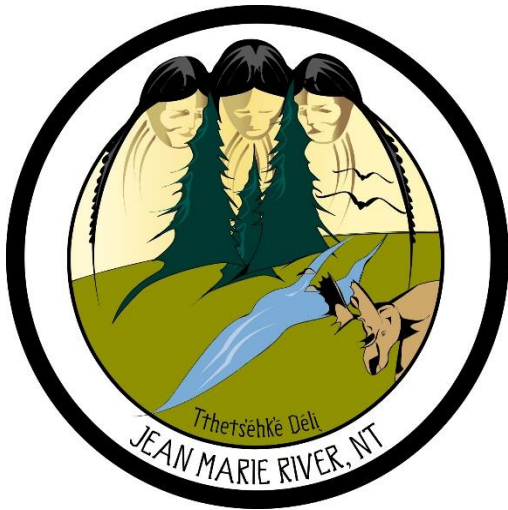


APPENDIX D

REQUEST TO WAIVE THE SECURITY DEPOSIT

JEAN MARIE RIVER LAND USE PERMIT



Jean Marie River First Nation
General Delivery
Jean Marie River, NT X0E 0N0
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Mackenzie Valley Land and Water Board
PO Box 2130
4922 – 48th Street, 7th Floor
Yellowknife, NT
X1A 2P6

RE: Request for an exemption from the Land Use Permit Security Deposit to harvest timber from Timber Cutting License #FA 005332.

Under the requirements of a Timber Cutting Licence, an Annual Operating Plan (AOP) must be submitted. Said AOP describes a detailed Site Plan and items per the Forest Management Regulations (Sec 13 and 16, included below). In addition, forest practices within the AOP are also guided by the Commercial Timber Harvesting Planning and Operations Standard Operating Procedures Manual (ENR) (included below).

The Timber Cutting Licence requires a Performance Deposit of \$0.50/m³ (Sec 39 and Schedule D, Forest Management Regulations). TCL #FA005332 is for 5000 m³; therefore, a deposit of \$2500 is needed.

A Security Deposit exemption was granted by MVLWB to the Patterson Sawmill Ltd, per their Land Use Permit # MV2014W0017, to harvest their Timber Cutting Licence.

With the Annual Operating Plan and the Performance Deposit requirements of the Timber Cutting Licence; as well as the precedence of Patterson Sawmill Ltd, we are respectfully requesting an exemption from the LUP Security Deposit for our Land Use Permit.

Stanley Sanguéz,
Chief,
Jean Marie River First Nation.

Forest Management Regulations: Annual Operating Plan Contents:

Timber Cutting Licence

13. (1) A person applying for a timber cutting licence shall submit with his or her application, a long term development plan containing a program for the development and utilization during the term of the licence of timber in the area described in the licence application.

(2) The long-term development plan must be in a form approved by the Supervisor and must include the following, where applicable:

- (a) a map of the areas to be logged;
- (b) an outline of proposed roads and buildings to be constructed and materials and equipment to be placed within the area described in the licence;
- (c) the timing and sequence of logging operations;
- (d) the mill sites;
- (e) a plan for fire control;
- (f) a plan for reforestation;
- (g) a plan for restoration;
- (h) a plan for the protection of the environment;

(i) such other details as the Supervisor may require.

16. (1) A timber cutting licence holder shall submit an annual operating plan to the Supervisor each year during the term of the licence, for a period of one year commencing on the date the licence was issued.

(4) The annual operating plan shall contain a detailed program of timber operations that includes

- (a) the information required in paragraphs 13(2)(a) to (i), as applicable; and
- (b) the volume of timber product that the licence holder proposes to cut during the term of the plan.

(7) The Supervisor may request changes to the annual operating plan or request additional information from the applicant prior to final approval.

(8) The Supervisor may include such terms and conditions as the Supervisor considers necessary in the operating plan.

Commercial Timber Harvest Planning and Operations Standard Operating Procedures Manual

Environment and Natural Resources

1.1 Purpose of the Manual

The purpose of the *Manual* is to provide standards of performance for operational planning and timber harvest for all commercial timber operations. This will ensure that commercial timber-harvest operations administered by the Department are consistent and conform to sustainable use practices and territorial forestry legislation. The Standard Operating Procedures (SOPs) contained in the *Manual* are basic standards for protection, maintenance and integration of non-timber values in commercial timber harvest planning and operations.

The information contained in the *Manual* is to be used by Departmental staff as guiding principles in reviewing applications for authorizations to harvest timber and in developing terms and conditions for authorizations and plans required under the NWT *Forest Management Act* (FMA) and *Forest Management Regulations* (FMR).

The SOPs do not have legislative authority. Regulatory or enforcement action must be based on and refer to legislative statutes and regulatory requirements on which the SOPs have been developed.