

SECTION 6

Land selection - Inuit of Québec

6.1 Category I lands

6.1.1 Allocation

The lands granted in ownership by Québec to the Inuit of Québec and to the Inuit of Port Burwell for Inuit community purposes shall be allocated to the Inuit communities for selection in approximately equal amounts, save and except for Port Burwell and Fort George, taking into account any other lands received by the communities other than from Québec.

The total area granted herein shall be 3,250 sq. mi. including 120 sq. mi. for the Crees of Great Whale River and the area for each community may be adjusted slightly with the consent of Québec and the Northern Quebec Inuit Association prior to final selection as provided herein.

The allocations to the communities of Akulivik (Cape Smith), Aupaluk (Hopes Advance Bay), Inukjuaq (Port Harrison), Kangirsualudjuak (George River), Kangirsuk (Payne Bay) Kuudjuaq (Fort Chimo), Tasiujaq (Leaf Bay), Koartac, Killinik (Port Burwell), Kangirsujuaq (Wakeham Bay), Salluit (Sugluk), and Great Whale River shall be as shown on the maps attached as Schedule 1 to this Section and forming an integral part of this Section.

The allocation to the Inuit of Fort George shall be those lands south of the 55th parallel granted to the Inuit of Québec pursuant to Sub Section 7.1.1.

For a period not exceeding one (1) year from the date of execution of the Agreement, the authorized representatives of the said communities may apply to Québec for revision of the boundaries of the allocations of such communities which may be modified by mutual agreement of such representatives and Québec, if it does not substantially alter the character and effect of the original selection.

The Inuit communities which on the date of execution of the Agreement have not made their selections, shall select the lands allocated to them pursuant to this paragraph from within the areas indicated on the maps attached as Schedule 1 to this Section. Such areas shall be withdrawn from claim staking and no exploration permits shall be issued with respect to such lands for a period of one (1) year from the execution of the Agreement or until the completion of selection, whichever is the sooner.

The selection made by the said communities shall be subject to mutual approval of the respective communities and Québec.

In the case of selection of the lands to be allocated to the Inuit Community of Fort George, the selection shall be subject to the mutual consent of the Inuit of Fort George, the Cree Band of Fort George and Québec.

If selections are not received by Québec within two (2) years from the date of execution of the Agreement, Québec shall designate the allocated Category I lands from the areas withdrawn for selection.

JBNQA, par. 6.1.1

A. corr.

6.1.2 Survey of Category I lands

The boundaries of all Category I lands selected by the Inuit of Québec shall be surveyed no later than five (5) years following the coming into force of the Agreement. Such surveys shall follow the map identifications referred to in Schedule 1 of this Section.

The said surveys shall be done by meander where the boundaries of Category I selections are coincident with identifiable natural features such as rivers and lakes and shall be done by straight line with no less

than one (1) mile between angle points if possible where no identifiable natural features are coincident with the map descriptions of such lands.

Monumentation along the said surveys shall be done in accordance with normal survey practice.

Each survey shall be done within the attainable accuracy using the usual technical procedures for such works.

Surveys shall be submitted to the Inuit Community Corporation concerned for its comments prior to submission for homologation. At the request of the Inuit Community Corporation concerned, the survey crews shall include a nominee of the said corporation to act as an observer, at its expense.

Québec and/or Canada undertakes to pay all costs of survey and monumentation.

6.2 Category II lands

6.2.1 Allocation

Each Inuit community shall be allocated an area of Category II lands that is the aggregate of one thousand (1,000) square miles and three and one half (3½) square miles for each member of the community at the date of the execution of the Agreement. The remainder of the allocation to the Inuit of Québec and to the Inuit of Port Burwell shall be apportioned in accordance with an agreement to be made between the land selection committees of each community.

The said method of allocation shall apply to the selection of Category II lands of Great Whale River by the Inuit and the Cree. The basic allocation of 1,000 square miles shall consist of 600 square miles for the Inuit and 400 square miles to the Cree, subject to the provisions of paragraph 8.3 of Annex 1 of Section 4. There shall be representation of the Cree and Inuit of Great Whale River in the decisions of the land selection committees concerning the allocation of the abovementioned remainder of Category II lands.

The Category II lands of the Inuit of Fort George are dealt with in Section 4 and in paragraph 7.2.1 of Section 7.

JBNQA, par. 6.2.1
A. corr.

6.2.2 Criteria for selection

Category II land selections shall take into account the wildlife productivity of the land, the usability of such lands for harvesting, and existing developments as well as other lands necessary as a habitat for the protection of wildlife, and all existing rights granted at the time of the Agreement, and known development projects.

Each unit of land selected shall comprise an area of not less than fifty (50) square miles.

No more than three (3) discontinuous units of land, not including intertidal zone selections, per community shall be selected unless agreed to otherwise by Québec. Each unit of land shall be compact and each portion of such land shall have a ratio of average width to length of four (4) to one (1), unless agreed to otherwise by Québec.

Such lands shall be selected within two (2) years of the date of execution of the Agreement, and the selection shall be subject to mutual approval of the respective communities and Québec failing which Québec shall have the right to designate such Category II lands after consultation with the interested Native party.

In front of Category I and II lands, the intertidal zone may be selected as Category II lands.

The aggregate of Category I and Category II selections shall not exceed fifty-five percent (55%) of the coastline of the Territory north of the 55th parallel, distributed as evenly as possible along the coast.

6.3 Other rights

6.3.1 Timber rights

The Inuit Community Corporations of Kuudjuaq (Fort Chimo) and Kangirsualujuak (George River) shall have exclusive timber rights on those tracts of land identified in Schedule 2 attached to this Section. Such rights shall be for personal and community use and shall be exercised in accordance with management plans to be agreed upon with the Department of Lands and Forests. However, such timber rights shall be subject to the right to develop the lands over which the timber rights are granted herein.

Where, in accordance with the said plans, additional forestry operations are permitted, the said Inuit Community Corporations shall be permitted to supply timber to other Inuit Community Corporations.

6.4 Great Whale River

Should a majority of the Inuit of Great Whale River decide to move to Richmond Gulf within a period of five (5) years from the date of the coming into force of the Agreement, Québec agrees that Québec and/or its agencies or mandataries shall assist the Inuit of Great Whale, such assistance to include the provision of funds, in carrying out the move to Richmond Gulf, on terms and conditions to be negotiated.

Should the Inuit of Great Whale River decide to move to Richmond Gulf as aforesaid, Canada agrees to assist the Inuit of Great Whale River in carrying out the move to Richmond Gulf and establishing an Inuit Community in such location, within the scope of federal programs from time to time in effect and, in particular, Programs in effect for the Inuit of Canada.

JBNQA, subs. 6.4
A. corr.

6.5 Schedules

The following Schedules form an integral part of this Section, including the notes on the maps forming part thereof.

Schedule 1

Category I land map identifications

Schedule 2

Exclusive timber rights

Schedule 3

List of waterbodies subject to 200 foot restriction

Schedule 4

List of waterbodies excluded from Category II land selections.

JBNQA, subs. 6.5
A. corr.

6.6 The provisions of this Section can only be amended with the consent of Québec and the interested Native party.

Legislation enacted to give effect to the provisions of this Section may be amended from time to time by the National Assembly of Québec.

Annex 1

Inuit category 1 selections

1. Port Burwell
2. Port Nouveau Québec (George River)
3. Fort Chimo
4. Tasiujaq (Leaf Bay)
- 5..(A) Aupaluk (Hopes Advance Bay)
- (B) Aupaluk (Hopes Advance Bay) (detail)
6. Bellin (Payne Bay)
7. Koartac
8. Maricourt (Wakeham Bay)
9. Saglouc
10. Cape Smith (Akulivik)
11. Inoucdjouac (Port Harrison)
12. (A) Poste-de-la-Baleine (Great Whale River)
- (B) Poste-de-la-Baleine (Great Whale River)

CARTE 1. PORT BURWELL Voir Édition 2006 p. 76

CARTE 2. PORT NOUVEAU QUÉBEC (GEORGE RIVER) Voir Édition 2006 p. 77

CARTE 3. FORT CHIMO Voir Édition 2006 p. 78

CARTE 4. TASIUJAQ (LEAF BAY) Voir Édition 2006 p. 79

CARTE 5(A). AUPALUK (HOPES ADVANCE BAY) Voir Édition 2006 p. 80

CARTE 5(B). AUPALUK (HOPES ADVANCE BAY) Voir Édition 2006 p. 81

CARTE 6. BELLIN (PAYNE BAY) Voir Édition 2006 p. 82

CARTE 7. KOARTAC Voir Édition 2006 p. 83

CARTE 8. MARICOURT (WAKEHAM BAY) Voir Édition 2006 p. 84

CARTE 9. SAGLOUC Voir Édition 2006 p. 85

CARTE 10. CAP SMITH (AKULIVIK) Voir Édition 2006 p. 86

CARTE 11. INOUCDJOUAC (PORT HARRISON) Voir Édition 2006 p. 87

CARTE 12(A). POSTE-DE-LA-BALEINE (GREAT WHALE) Voir Édition 2006 p. 88

CARTE 12(B). POSTE-DE-LA-BALEINE (GREAT WHALE) Voir Édition 2006 p. 89

Annex 2

Approximate areas for timber rights for the Inuit Community Corporation of Ft-Chimo and George River
Voir Édition 2006 p. 90

Annex 3

1. Indication of major rivers and general location of Category I selection withdrawals for Povungnituk and Ivujivik **Voir Édition 2006 p. 91**

2. Ivujivik Category I withdrawal area (detail) **Voir Édition 2006 p. 92**

3. Povungnituk Category I withdrawal area (detail) **Voir Édition 2006 p. 93**

CARTE 1. CARTE DU QUÉBEC Voir Édition 2006 p. 91

CARTE 2. IVUJIVIK Voir Édition 2006 p. 92

CARTE 3. POVUNGNITUK Voir Édition 2006 p. 93

Annex 4

**CARTE 1. EASTERN PORTION OF CLEARWATERLAKE TO BE EXCLUDED FROM
CATEGORY II SELECTION Voir Édition 2006 p.94**