

# The Manitoba Treaty Land Entitlement Framework Agreement

Agreement for an Entitlement First Nation being approved by its Eligible Members in accordance with Article 29, an Entitlement First Nation, other than the Founding Limited Partner, shall become a limited partner by subscribing for that number of limited partnership units which is equal to the number of acres that is its Total Land Amount;

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(f) the allocation of the income and losses of the TLEC Limited Partnership shall be:

(Commission Secretary)

(i) 0.0001% to the TLE Committee as general partner; and

(ii) 99.9999% to those Entitlement First Nations which are limited partners, in accordance with Paragraph (g);

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(Commission Secretary)

(g) the proportion of the allocation of the income and losses of the TLEC Limited Partnership to an Entitlement First Nation which is a limited partner shall be the proportion that the limited partnership units held by the Entitlement First Nation bears to all the limited partnership units that have been issued as of the date of the allocation of the income or loss;

(h) no distribution of property to the limited partners or the general partner will be permitted except in accordance with Sections 17.04, 20.06 and 21.06;

(i) the activities of TLEC Limited Partnership shall be limited to fulfilling its obligations under this Agreement and any Treaty Entitlement Agreement;

(j) the TLEC Limited Partnership shall not be dissolved, terminated or wound up until this Agreement and all Treaty Entitlement Agreements have been fully implemented; and

(k) the TLEC Limited Partnership shall be registered under *The Business Names Registration Act* and maintained in good standing in accordance with that act until this Agreement and all Treaty Entitlement Agreements have been fully implemented.

## 29. Community Approval Process

### 29.01 Procedures and Initiation of Community Approval Process

(1) The Community Approval Process is set out at Schedule "H".

(2) An Entitlement First Nation shall have the right, for a period of 18 months from the Date of Execution, to initiate the Community Approval Process by submission of a Council Resolution to Canada in the form provided for in Appendix "B" of Schedule "H".

(3) Canada shall, upon receipt of a Council Resolution from an Entitlement First Nation referred to in Subsection (2), appoint a "process officer" as

# SCHEDULE "H" to Manitoba TLE Framework Agreement

18.09 The Minister may delegate the Minister's responsibilities under this Article to the Assistant Deputy Minister or any other assistant deputy minister of the Department.

## 19. Minimum Requirements for Approval

19.01 In order for it to be determined the question asked on the Ballot Question has been answered in the affirmative:

- (a) a majority of the Voters must Vote; and
- (b) of those voting "YES" or "NO" in accordance with Section 11.06, a majority must vote "YES".

19.02 In the event a majority of Voters do not Vote, a second Vote shall be held not later than 60 days after the Voting Day and in order for it to be determined the question asked on the Ballot Question has been answered in the affirmative, a majority of those Voters voting "YES" or "NO" in accordance with Section 11.06 must vote "YES".

## 20. Procedure on Second Vote

20.01 In the event a second vote is required, this Community Approval Process shall apply to that second Vote, provided that:

- (a) the Council shall not be required to undertake any of the actions set out in Sections 2.01 to 2.05 inclusive;
- (b) the Process Officer shall prepare the List of Voters from the List of Voters used in the first Vote (as may have been revised), provided that the Process Officer shall make any required revisions to that list in accordance with Article 6; and
- (c) the Process Officer shall not send or cause to be sent a Mail In Ballot Package to any Voter who does not have his or her Ordinary Residence on a Reserve and:
  - (i) whose whereabouts the Council previously advised the Minister were unknown; or
  - (ii) whose Mail In Ballot Package previously sent was returned endorsed to the effect that the Voter did not reside at the address to which that Mail In Ballot Package was addressed or that the address was otherwise incorrect or did not exist