



NDP Caucus RECEIVED SEP 19 2013
ID# _____
Referred to: _____

September 17, 2013

File: 11200-30/2011-0343

Chief Earl Jack, Penelakut Tribe
 Diane Hinkley, Cowichan Tribes
 J.E. Smith, Halalt First Nation
 Simon Smith Jr., Tsartlip First Nation

(250) 246-2725 [SD 149] ✓
 (250) 748-1233 [SD#34] ✓
 (250) 246-2330 [SD#51] ✓
 (250) 652-3788 [SD#208] ✓

Re: Permit 2011-0343, *Heritage Conservation Act*

Further to the request to amend the site alteration permit to alter archaeological site DfRu-0009 from construction of a new residence, and associated infrastructure on Grace Islet, Ganges Harbour, Saltspring Island on land described as Lot A, District Lot 47, Cowichan District, Plan 45887, I am writing to notify you of my decision to grant the amendment to allow construction to proceed.

This decision results from balancing the Hul'qumi'num and Tsartlip expressed aboriginal right to care for their ancestors with the fee simple property rights held by the permit applicant. To mitigate impact to these features:

- The property owner has modified the original building design to avoid burial cairn features.
- Cairns in close proximity to the planned residence will be physically protected through barricades during construction and architectural features upon completion.
- Land altering activities will be monitored by a qualified archaeologist.
- All cairns will be surveyed and placed under restrictive covenant to ensure these locations are noted on the land title and to maintain awareness of their location and importance in the future.

Dr. Acheson's letter to you of August 2, 2013 also discusses the possibility of moving some of the cairns located around the proposed residence to a more remote location. However, there was no support for this option from any First Nation; therefore I will not be making this a requirement of the permit amendment.

The permit will be extended to November 30, 2016 to allow time for construction.

**Ministry of Forests,
 Lands and Natural
 Resource Operations**

Archaeology Branch

Mailing Address:
 PO Box 9816 Stn Prov Govt
 Victoria BC V8W 9W3

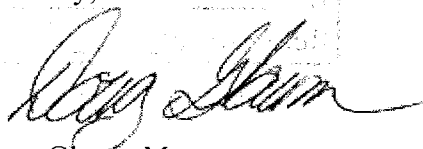
Phone: (250) 953-3334
 Fax: (250) 953-3340

Location:
 1st floor - 1250 Quadra St.
 Victoria, BC V8W 2K7

FAXED SEP 17 2013 Page _____ of _____

For the above reasons, I have decided to amend the enclosed permit.

Sincerely,



Doug Glaum, Manager

DG/mv/Encl.

pc via fax:

Barry Slawsky (780) 434-2421 ✓

Gary Holman, MLA (250) 387-4680 by mail

Paul Pasutto (via mail only) ✓