



Teslin Tlingit Council
Department of Lands and Resources

**Land Use and Development
Permits**

Applicant's Guide



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Application of this publication

The information contained within this document is applicable to all parties who undertake activities or developments on Settlement Lands not provided for in the *Teslin Tlingit Council Final Agreement*.

Other publications available

Fish and Wildlife: *Rights and Responsibilities of Teslin Tlingit Council Citizens and Beneficiaries*

Lands and Environment: *Best Practices of Communication*

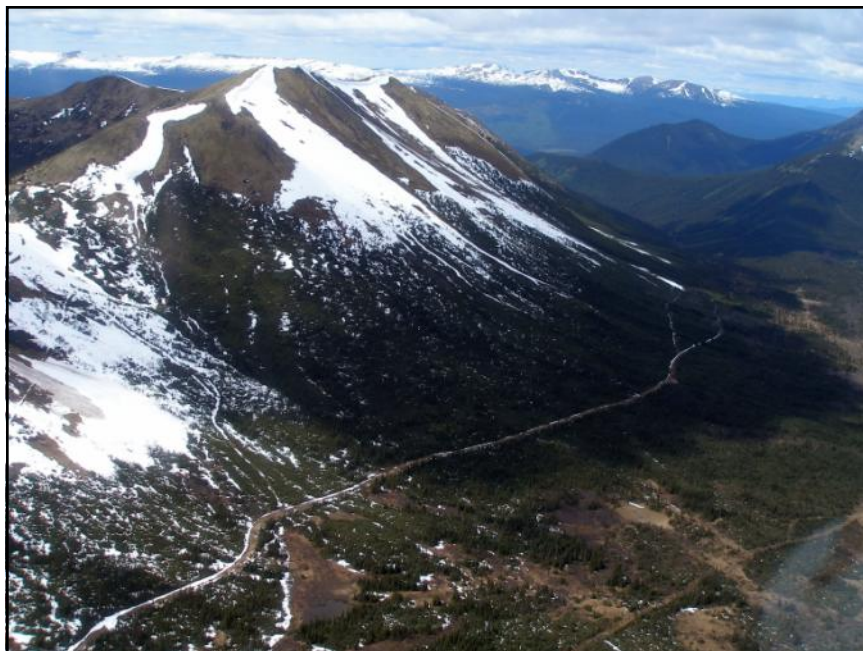
Lands and Environment: *Land Use Permits*

Disclaimer: This booklet is for informational purposes only and is not intended to be a legal interpretation of any act or law. This pamphlet is subject to change without notice.

Photos courtesy of K. Melton, T. Evans, K. Blattmann

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Teslin Tlingit Council Department of Lands and Resources



No person shall undertake a development on settlement land except as authorized by a permit.

Settlement Lands and Resources Act

Permits are required for many activities on Settlement Land. *Intended for clarification purposes only. This does not replace a legal interpretation.*

Permits

Types of Permits

What is a Land Use Permit?

A Land Use Permit (LUP) is the written permission from TTC that an **activity** is permitted to take place on Settlement Lands (SL).

What is a Development Permit?

A Development Permit (DP) is the written permission from TTC that the construction of a **building** is permitted on SL..

Please note that a building permit issued by YTG is required for any building larger than 120 square feet (10' x 12').

These permits are issued by the **Department of Capital and Infrastructure**.

Who requires these permits?

All people, corporations and governments undertaking land uses or developments not permitted by the *Teslin Tlingit Council Final Agreement* require LUP's or DP's when conducting activities that would require permits. TTC Citizens are not exempt from the requirement to apply for, and be granted, permits.

The following parties must apply for permits for eligible activities:

- TTC departments
- TTC Citizens
- YTG departments
- Businesses owned by Citizens or non-Citizens
- Corporations
- The general public

Application Process

How do I get a Land Use Permit?

1. Ask for a permit application form from the Lands and Environmental Officer at the Department of Lands and Resources (DLR).
2. Fill out the form as completely as you can, and return it to DLR. If the application is not complete, it will be returned to you within 10 working days.
3. A decision will be made within 15 working days of your application to:
 - a. Issue a permit
 - b. Notify you in writing that more time is required to make a decision
 - c. Notify you that further studies, inspections or investigations are required
 - d. Refuse the permit, with reasons, in writing.
4. Comply with all terms and conditions of your permit.

A Person has a right of access, without the consent of the affected Yukon First Nation, to enter, cross and make necessary stops on Undeveloped Settlement Land to reach adjacent Non-Settlement Land for commercial and non-commercial purposes if (...) the access is of a casual and insignificant nature (...).

Settlement Lands and Resources Act

Some activities are permitted on Settlement Lands without a permit.

Further Details

When do I *not* require a permit?

1. When you are engaged in activities for which a right of access to settlement land is provided in the **final agreement**.
2. When you are engaged in activities that are licensed or otherwise authorized to be undertaken on Settlement Land by another enactment.
3. When you are employed or contracted by a government while they are involved in the delivery of emergency services or actions undertaken to protect public health, welfare or safety or to prevent irreparable harm to the environment.

Why does TTC have permits?

By issuing permits, TTC is better able to keep track of activities on Settlement Lands. These permits are a key part of ensuring that all users of SL show respect for Citizens, the land and resources.

The Teslin Tlingit Council is mandated to cooperatively continue to preserve and develop the social, economic, political and cultural well-being of the Teslin Tlingit First Nation, to maintain our pride and independence based on trust and respect, and to conserve the wildlife habitat and traditional territory for the well-being of our future generations.

Teslin Tlingit Council Mission Statement

Responsibilities

What are my responsibilities?

1. Follow all of the terms and conditions of the permit.
2. Maintain accurate and detailed reports and records.
3. Remain in compliance to the *Settlement Lands and Resources Act*.
4. Follow the Laws of General Application.
5. Submit an *Annual Report* (see below).
6. Display a copy of the permit and the terms and conditions at the site of any activity associated with the permit.

What is an Annual Report, and what does it entail?

The *Annual Report* is a written summary of the activities undertaken under and Land Use of Development Permit. A template for this report is available. This report must be submitted by the anniversary of the issuance of the report. The report shall include:

1. *The area of Settlement Land actually used in the development;*
2. *The quantity of resources removed or otherwise used or affected by the development;*
3. *The location of any roads, trails or cleared areas that were used by the permittee during the development, noting those that existed before the development and those cleared by the permittee;*
4. *Buildings, campsites, fuel storage sites, waste disposal sites and other works or places that were constructed or used by the permittee during the development;*
5. *The impact the development had on the environment and the traditional activities and land uses of citizens; and,*
6. *Describing any restorative or rehabilitative work done in relation to the development.*

Permit Requirements for TTC Citizens

Examples of activities for TTC Citizens

Activity	Land Use Permit	Development Permit	No Permit Required	Other Permit Required
Residing in a wall tent			★	
Building a meat cache in the forest			★	
Building a meat cache in Teslin		★		
Digging a ditch	★			
Building a fence		★		
Drilling a well	★			
Fire smarting (thinning trees and brush)	★			
Brush clearing (not trees)			★	
Burning slash wood in an open fire				★
Cutting fuel wood				★
Camping			★	
Building a cabin or house	★	★		
Demolishing a cabin, shed or house		★		★
Picking berries or mushrooms			★	
Cutting green trees for timber	★			
Cutting wood for traditional activities			★	

Examples of activities for non-Citizens and others

Activity	Land Use Permit	Development Permit	No Permit Required	Other Permit Required
Clearing trees and brush	★			
Drilling bore-holes for a scientific study	★		★	
Living in a wall tent for a long period of time	★			
Cutting a trail		★		
Hosting a training course	★			
Grazing livestock	★			
Building a cabin	★	★		
Staying overnight in a tent			★	
Hiking			★	
Hunting				★
Cross country skiing			★	
Picking berries or mushrooms			★	
Surveying	★			
Installing utilities	★			
Operating a business	★			

TTC Staff

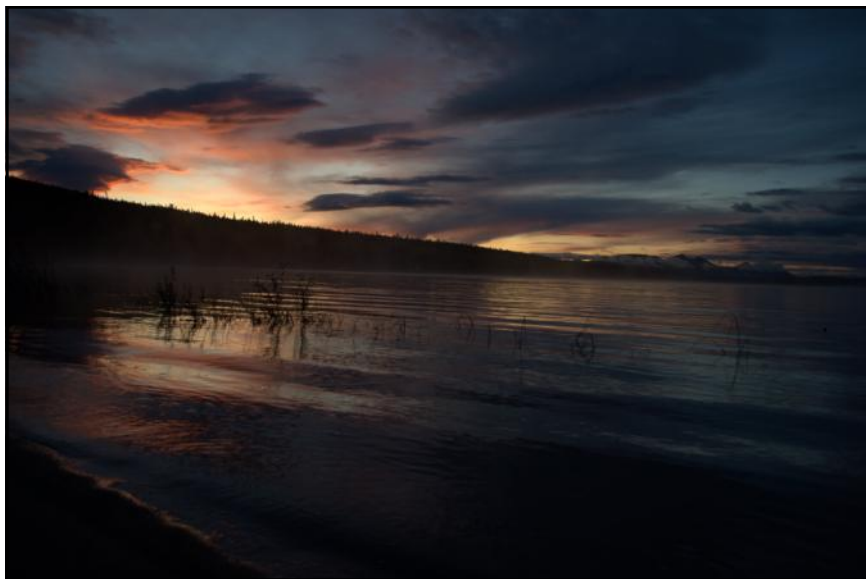
Who is responsible for permits at TTC?

The Lands and Environmental Officer (LEO) of the Department of Lands and Resources will help you with your land use permit application.

The LEO will assist you with:

- Acquiring and completing application forms
- Site inspections
- Clarifying a decision regarding an application





Notice

It is a condition of every permit that developments must be undertaken by a permittee in a manner that shows respect to citizens, settlement land and resources.

Contact Information

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