

AN ACT TO AMEND THE LABRADOR INUIT LANDS ACT, IL-2005-14

Assented to on April 8, 2008

Be it enacted by the President of Nunatsiavut and the Nunatsiavut Assembly as follows:

1. Subsection 2.11(1) of the *Labrador Inuit Lands Act* is deleted and is replaced with the following:

- 2.11 (1) No private interest may be created or issued in Labrador Inuit Lands:
- (a) unless the private interest is defined in part 4 and:
 - (i) has been applied for under this part; or
 - (ii) is issued on the basis of a traditional tenure recognized under part 3;
 - (b) within an Inuit Community, within a water lot, or in relation to specified materials without the written approval of the Nunatsiavut Assembly;
 - (c) in a lot that is larger than 0.5 hectares, or in relation to
 - (i) commercial cutting of plants,
 - (ii) carving stone,
 - (iii) specified materials, or
 - (iv) mineral explorationwithout the written approval of the Executive Council;
 - (d) in a protected area established under any law;
 - (e) for purposes of a development unless an Inuit Impacts and Benefits Agreement with respect to the development is in effect or has been waived by resolution of the Nunatsiavut Assembly;
 - (f) for a land use that is not permitted or authorized under the Land Use Plan;
 - (g) if the issuance of the private interest would, without the consent of the owner, conflict with a prior private interest in the same lands;

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- (h) if, in the opinion of the Minister the issuance of the private interest would conflict with the collective customary or traditional interests of Inuit or a community or group of Inuit in the land; or
- (i) in relation to the working, production, mining, milling or development of uranium on Labrador Inuit Lands.

2. Section 10.7 of the *Labrador Inuit Lands Act* is deleted and replaced with the following:

- 10.7 (1) No subsurface resource may be worked, produced, mined or developed in Labrador Inuit Lands except in accordance with a lease of the lands issued by the Minister with the approval of the Executive Council.
- (2) No lease may be issued or approved under subsection (1) unless:
- (a) an impacts and benefits agreement in respect of the development has been approved or waived by the Assembly; and
 - (b) the environmental impacts of the development have been assessed and deemed acceptable pursuant to Inuit Law or, in the absence of such law, by the Minister.
- (3) Despite subsection (1) and any other provision of this Act to the contrary, no grant or lease of Labrador Inuit Lands may be issued for purposes of working, producing, mining, milling or developing uranium on Labrador Inuit Lands.

3. A new section is added as section 1.9 of the *Labrador Inuit Lands Act* as follows:

Duration and Review of Moratorium on Uranium Mining

- 1.9 (1) Clause (i) of subsection 2.11(1) and subsection 10.7(3) shall not be repealed prior to March 31, 2011.
- (2) Clause (i) of subsection 2.11(1) and subsection 10.7(3) shall be reviewed by the Nunatsiavut Assembly after March 31, 2011.