

SCHEDULE "F"
Fraser Salmon Management Board Terms of Reference

Capitalized terms in this Schedule "F" are as defined in the Fraser Salmon Collaborative Management Agreement dated July 5, 2019 (the "Agreement") unless context indicates otherwise.

1. PURPOSE

a) The purpose of the Fraser Salmon Management Board is to work on a government-to-government, nation-to-nation basis to make consensus decisions and recommendations to the Parties on the Collaborative Governance and Management and conservation of Fraser Salmon at the Migratory Route Scale, including:

- (i) all decisions in support of the purpose and scope set out in subsection 2.1a), subsection 2.1b) and subsection 2.1c) of the Agreement;
- (ii) screening issues to determine whether they fall within the Collaborative Governance and Management and conservation of Fraser Salmon at the Migratory Route Scale, including whether they are of common interest to the Parties at such scale or whether they are more appropriately addressed at another scale, being at the provincial, Regional Area or local scale;
- (iii) providing operational direction to, and oversight of, the Joint Technical Committee, including:
 - (1) reviewing, approving and amending the Joint Technical Committee's Annual Work Plan; and
 - (2) providing the Joint Technical Committee with management direction, including identification of technical issues, questions and management evaluation frameworks in support of the Collaborative Governance and Management and conservation of Fraser Salmon;
- (iv) creating and overseeing other committees and their Work Plan, as appropriate;
- (v) developing and distributing Tier 2 information related to Fraser Salmon, including to Member Nations and interested First Nations; and
- (vi) developing and implementing Tier 3 processes to provide advice and recommendations to the Executive, the Fraser Salmon Management Board and the Joint Technical Committee, as appropriate;

all in accordance with the Fraser Salmon Management Board's Annual Work Plan.

b) Without limiting subsection 1a) above, examples of particular subjects of the Fraser Salmon Management Board's deliberations could include:

- (i) pre- and post-season strategic level planning and assessments;

- (ii) pre-season management plans, including the IFMP;
 - (iii) in-season operational decisions, including the opening and closing of fisheries accessing Fraser Salmon;
 - (iv) baseline stock assessment, monitoring and research for Fraser Salmon;
 - (v) enforcement, including aboriginal guardian programs;
 - (vi) information gathering and analysis, including science and traditional knowledge, fisheries authorized for scientific purposes, and DFO's science and CSAS processes;
 - (vii) CSPI, SARA, and WSP analysis and implementation;
 - (viii) access and allocation agreements; and
 - (ix) recommendations to be provided directly to the Minister or his Delegate and the FSMC and/or its Member Nations.
- c) The Fraser Salmon Management Board will be guided in all of its work by Canada's Principles and the Guiding Principles.

2. STRUCTURE AND MEMBERSHIP

- a) The Fraser Salmon Management Board will be comprised of an equal number of representatives appointed by each of FSMC and DFO, will not be populated by more than 8 total representatives at any one time.
- b) Representatives appointed to the Fraser Salmon Management Board must possess the requisite levels of knowledge and experience that will allow them to:
- (i) interpret and apply the data and information provided to them by the Joint Technical Committee and other technical bodies;
 - (ii) identify possible strategic and operational options and solutions; and
 - (iii) make informed and knowledgeable decisions and recommendations relating to the Collaborative Governance and Management and conservation of Fraser Salmon.
- c) Appointments to the Fraser Salmon Management Board will be for a renewable term of two (2) years and all appointments to the Fraser Salmon Management Board will be during good behaviour.
- d) The Fraser Salmon Management Board will have an Independent Chair selected by consensus of the members of the Fraser Salmon Management Board.

3. DECISION MAKING

- a) The Fraser Salmon Management Board will strive to make consensus recommendations or decisions on the priorities set out in the Annual Work Plan or confirmed in writing by the Executive.
- b) Upon request by any representative, and by consensus of the Fraser Salmon Management Board, discussions may take place on a without prejudice basis to encourage frank and open discussion.
- c) On matters, decisions, or recommendations for which the Fraser Salmon Management Board is unable to reach consensus, the Fraser Salmon Management Board will refer those matters to the Executive for direction and/or final determination.

4. FUNDING AND ADMINISTRATION

- a) The FSMC will provide communication, administration, and budget management to support the work of the Executive, the Fraser Salmon Management Board, the Joint Technical Committee, and any committees or work groups established by the Fraser Salmon Management Board.
- b) The Fraser Salmon Management Board will reach agreed-upon Annual Work Plans for itself and the Joint Technical Committee, plus any additional committees or work groups.
- c) The FSMC will, through a collaborative work planning process with the Fraser Salmon Management Board and the Joint Technical Committee, allocate the necessary funds to support the Annual Work Plans pursuant to multi-year funding and annual work planning.
- d) The Fraser Salmon Management Board will be assisted by FSMC staff in the scheduling of meetings, preparation and distribution of agendas, the keeping and distribution of meeting minutes and meeting venue arrangements in keeping with its Annual Work Plan.
- e) FSMC participation on the Executive and Fraser Salmon Management Board will be funded pursuant to funding and annual work planning as set out in the Agreement.

5. MEETINGS

- a) Meetings and teleconferences of the Fraser Salmon Management Board will be held pursuant to the Annual Work Plan or upon request of either Party to the Independent Chair.
- b) Face to face meetings of the Fraser Salmon Management Board will be held in Vancouver, British Columbia unless otherwise determined by consensus of the members of the Fraser Salmon Management Board.

6. INDEPENDENT CHAIR

- a) The Fraser Salmon Management Board will develop terms of reference for its Independent Chair, which will include requirements that the Independent Chair:

- (i) is responsible for facilitating and mediating discussions of the Fraser Salmon Management Board with the aim of achieving consensus;
- (ii) is responsible for assisting the Fraser Salmon Management Board in identifying when it may be appropriate to rely upon any of the options for dispute resolution;
- (iii) is responsible for documenting areas of agreement and disagreement and providing the Fraser Salmon Management Board , upon a matter being referred to the Executive, with a summary of those areas of agreement and disagreement; and
- (iv) will hold either Alternative Dispute Resolution accreditation or have equivalent relevant work experience, not be currently employed by either Party and be willing to serve for a renewable three-year term.