



MANITOBA ORDER IN COUNCIL

DATE: **March 24, 2026**

ORDER IN COUNCIL NO.: **55/2026**

RECOMMENDED BY: **Minister of Natural Resources and Indigenous
Futures**

ORDER

1. The following Crown (Manitoba) land ("Land") is set aside as an area to enable the Government of Canada ("Canada") to fulfil a portion of its obligations to the Bunibonibee Cree Nation under the adhesion to Treaty No. 5:

Trout Falls Site 15-02 and now named Nahmakos Pahwestik Indian Reserve

In the Province of Manitoba and being:

Parcels A and B, which parcels are shown on a Plan of Survey of part unsurveyed Townships 67 and 68, Range 16, and unsurveyed Government Road Allowances, East of the Principal Meridian, filed in the Portage la Prairie Land Titles Office as Plan Number 62510 and recorded in the Canada Lands Surveys Records as Number 108001; including all Crown mines and minerals (precious and base) and royalties derived therefrom and all other estates, rights and interests of the Crown impliedly reserved to the Crown under *The Crown Lands Act* (Manitoba); said described land containing 248.07 hectares (612.99 acres), more or less.

Wipaniapanis Portage Site 20-02 and now named Wapinapanis Indian Reserve

In the Province of Manitoba and being:

Parcels A, B, C, D and E which parcels are shown on a Plan of Survey of part unsurveyed Township 66, Range 11, and unsurveyed Government Road Allowances, East of the Principal Meridian, filed in the Portage la Prairie Land Titles Office as Plan Number 67295 and recorded in the Canada Lands Surveys Records as Number 109743; including all Crown mines and minerals (precious and base) and royalties derived therefrom and all other estates, rights and interests of the Crown impliedly reserved to the Crown under *The Crown Lands Act* (Manitoba); said described land containing 117.7 hectares (290.84 acres), more or less.

2. The Land will be administered thereafter by Canada in the same way in all respects as if it had never passed to the Government of Manitoba ("Manitoba") under the Natural Resources Transfer Agreement between Canada and Manitoba.
3. The Minister of Natural Resources and Indigenous Futures may execute any documents necessary to give effect to this Order.

AUTHORITY

Paragraph 11 of a Memorandum of Agreement dated the 14th day of December, 1929 between THE GOVERNMENT OF THE DOMINION OF CANADA and THE GOVERNMENT OF THE PROVINCE OF MANITOBA, set out in the Schedule to the *Constitution Act, 1930*, ("the Natural Resources Transfer Agreement") and which, by virtue of section 1 thereof, has the force of law as therein provided, states:

...the Province will from time to time, upon the request of the Superintendent General of Indian Affairs, set aside, out of the unoccupied Crown lands hereby transferred to its administration, such further areas as the said Superintendent General may, in agreement with the Minister of Mines and Natural Resources of the Province, select as necessary to enable Canada to fulfil its obligations under the treaties with the Indians of the Province, and such areas shall thereafter be administered by Canada in the same way in all respects as if they had never passed to the Province under the provisions hereof;

The Crown Lands Act, C.C.S.M. c. C340, states:

Powers of L. G. in C.

5(1) The Lieutenant Governor in Council may

...

- (d) set aside...such areas as the Superintendent General of Indian Affairs, in agreement with the minister, selects as necessary to enable Canada to fulfil its obligations under the treaties with the Indians of the province;

...

BACKGROUND

1. Bunibonibee Cree Nation, as signatories, adherents or successors to signatories or adherents to Treaty No. 5, became entitled to the setting apart of lands as reserves.
2. Under an agreement dated May 29, 1997, between Treaty Land Entitlement Committee of Manitoba Inc., as general partner on behalf of TLEC Limited Partnership, His Majesty the King in Right of Canada and His Majesty the King in Right of Manitoba ("the Framework Agreement Treaty Land Entitlement"), Manitoba agreed to set aside certain unoccupied Crown (Manitoba) lands to enable Canada to fulfil its obligation under Treaty No. 5 to the Bunibonibee Cree Nation.
3. An agreement dated February 17, 1999, was executed by the Bunibonibee Cree Nation, the Treaty Land Entitlement Committee of Manitoba Inc., as general partner on behalf of TLEC Limited Partnership, His Majesty the King in Right of Canada and His Majesty the King in Right of Manitoba ("the Treaty Entitlement Agreement") in accordance with Articles 29 and 30 of the Framework Agreement Treaty Land Entitlement.
4. Bunibonibee Cree Nation has selected the Land in accordance with the Treaty Entitlement Agreement and Canada and Manitoba have confirmed that the Land is eligible to be set apart as Reserve in accordance with the Principles for Land Selection and Acquisition set out in the Framework Agreement Treaty Land Entitlement.
5. The Minister of Indigenous Services Canada (the "Superintendent General of Indian Affairs") for Canada has, in agreement with the Minister of Natural Resources and Indigenous Futures for Manitoba, selected the Land as necessary to fulfil a portion of Canada's obligation under Treaty No. 5 to the Bunibonibee Cree Nation.
6. By virtue of the selection and setting aside of the Land, the Land will thereafter be administered by Canada in the same way in all respects as if it had never passed to Manitoba under the Natural Resources Transfer Agreement.