SECTION 19

Program to Assist Hunting, Fishing and Trapping

19.1 A program is hereby established to assist hunting, fishing and trapping (hereinafter referred to as the "Program") to provide an income, benefits and other incentives for Naskapis of Québec who wish to pursue wildlife harvesting activities as a way of life or on behalf of the Naskapis of Québec residing in the Naskapi community contemplated by section 20. The hunting, fishing and trapping carried out under the Program shall be in conformity with the Hunting, Fishing and Trapping Regime referred to in paragraph 15.2.1.

19.2 The funding of the Program shall be the responsibility of Québec, which shall ensure that the necessary funds specified in this section are provided to give full effect to the Program.

19.3 Until the establishment of the Naskapi local authority for Category IB-N lands, the council of the Naskapi band shall administer the Program. When the said Naskapi local authority is established, it shall administer the Program. Nevertheless, in all cases the administration shall be:

19.3.1 subject to the approval of the responsible Minister of Québec;

19.3.2 subject to verification by the said Minister of all books, documents and accounting procedures to permit the Minister to be satisfied that all requirements established have been fulfilled;

19.3.3 subject to the right of the said Minister to obtain the reimbursement of funds or to adjust the allocation of funds in the event of an overpayment or abuse.

19.4 The council of the Naskapi band, until the establishment of the aforementioned Naskapi local authority, and thereafter the said Naskapi local authority, shall make rules for the implementation of the Program. Nevertheless, these rules will enter into force only upon receiving the approval of the responsible Minister of Québec.

19.5 The Program shall be established as soon as possible after the approval of the present Agreement. Nevertheless, within two (2) weeks of the establishment of the Program, Québec shall effect a global payment for the period from the date of the approval of the present Agreement to the date of the establishment of the Program pro-rated to the amount payable for a Program Year. The restrictions mentioned in subsections 19.13 and 19.14 shall not apply to such global payment. Each year of the operation of the Program is herein called a "Program Year" which is the period commencing on April 1 and terminating on March 31.

19.6 Until the establishment of the Naskapi local authority for Category IB-N lands, Québec shall pay to the council of the Naskapi band the amounts contemplated by this section. After the establishment of the said Naskapi local authority, Québec shall pay these amounts to the said Naskapi local authority.

19.7 For the purpose of funding the Program, Québec shall pay to the council of the Naskapi band or to the Naskapi local authority for Category IB-N lands, as the case may be, the sum of sixty thousand dollars ($60,000) for each Program Year. Such sum of sixty thousand dollars ($60,000) as indexed in the manner hereinafter specified is hereafter referred to as the "annual amount". Such sum shall be indexed annually according to the increase in the cost of living determined by Statistics Canada Consumer Price Index for Regional Cities (Québec), or any successor index. The indexing of the annual amount shall be done for

each Program Year, except the first. The figures to be used shall be those of the said Index for the month of December of the calendar year prior to the Program Year for which indexing is to be made and those for the month of December twelve (12) months previous.

19.8 The following provisions shall apply with respect to the payment of the annual amount for each Program Year:

19.8.1 at least one (1) month prior to the commencement of each Program Year, the Council of the Naskapi band, until the establishment of the said Naskapi local authority, and thereafter the said Naskapi local authority, shall inform the responsible Minister of Québec, in writing, of the portion of the annual amount for the ensuing Program Year which will be used to acquire equipment in accordance with subsection 19.13;

19.8.2 an installment shall be paid in the first two (2) weeks of the Program Year equal to the portion of the annual amount which is to be used for the purchase of equipment in accordance with subsection 19.13, plus one quarter (¼) of the balance of the annual amount for such Program Year;

19.8.3 the remainder of the annual amount shall be paid in three (3) equal installments in the first two (2) weeks of the fourth, seventh and tenth months, respectively, of the Program Year.

19.9 In the operation of the Program, preference may be given to Naskapis who were without permanent employment during the three (3) months prior to their participation in the Program and who earned less than four thousand dollars ($4,000) during the twelve (12) months prior to their integration into the Program.

19.10 The council of the Naskapi band or the said Naskapi local authority, as the case may be, must keep accurate and readily verifiable records of all payments made and of the costs incurred in the Program in accordance with the procedures and criteria approved by the responsible Minister of Québec.

19.11 A detailed report of the operations of the Program and of the utilization of the annual amount received during each Program Year shall be transmitted to the responsible Minister of Québec at the end of each Program Year.

19.12 The rules for the purposes of the Program shall specify amongst other matters:

19.12.1 the nature and the duration of the activities required to participate in the Program;

19.12.2 the amounts to be paid to each Naskapi of Québec who, on a full-time or a part-time basis, participates in the Program;

19.12.3 the disposition of any products, by-products or revenues derived from the activities under the Program.

19.13 At least eighty percent (80%) of the annual amount must be used for the payment of salaries, and the portion of the said annual amount which may be used to acquire hunting equipment, refrigeration equipment, etc., must not exceed twenty percent (20%) of the annual amount, except in three (3) of the first seven (7) Program Years when the portion used to acquire equipment must not exceed forty percent (40%) of the annual amount.

19.14 Fifty percent (50%) of the annual amount must be used for activities relating to the harvesting of caribou in accordance with the provisions of the Hunting, Fishing and Trapping Regime referred to in paragraph 15.2.1.

19.15 Québec and the said Naskapi local authority shall from time to time review the operation of the Program and the procedures and benefits established by and in accordance with this section.

19.16 This section can be amended only with the consent of Québec and the Naskapi Native party.

Any existing legislation or regulations applicable to this section or any regulations adopted to give effect to this section may be amended from time to time by l'Assemblée nationale or by Québec, as the case may be.