

SCHEDULE "DIAND-3"

PROGRAMS, SERVICES & ACTIVITY DELIVERY REQUIREMENTS, ADJUSTMENT FACTORS AND REPORTING REQUIREMENTS WITH DUE DATES

1.0 DEFINITIONS

In this schedule, the following words have the following meanings, unless the context dictates otherwise:

"Emergency Management" means the coordination and delivery of emergency mitigation, preparedness, response and recovery activities;

"Programs, Services and Activities" means the emergency management programs, services or activities provided by EMBC here to agreed upon by the parties as set out in this Schedule;

"Resources" means the personnel and equipment available or potentially available for assignment to the emergency management support activities for First Nations on-reserve.

2.0 COPYRIGHT AND LICENCE RIGHTS

- 2.1 In this section "material" means anything that is created or developed by the Province in the course of implementing, providing or promoting the programs and services under this Agreement and in which copyright subsists.
- 2.2 Copyright in the material vests in the Province of British Columbia.
- 2.3 The Province grants to Canada a non-exclusive, irrevocable, Canada-wide, fully-paid and royalty-free license to use, copy, translate or distribute the material to the public for any governmental purpose except sale or licensing in commercial competition with the Province.
- 2.4 Where Canada translates any material developed by the Province pursuant to this section, copyright in the translated material will vest in Canada.
- 2.5 The Province shall in relation to material which has been prepared by an Agency or by a contractor with funding under this Agreement for the purpose of delivering programs, services and activities for which funding is provided under this Agreement, obtain:
- (i) an assignment of copyright; or
 - (ii) such license rights as are required for the Province to comply with subsection 2.3.

3.0 EMERGENCY MANAGEMENT PROGRAMS AND SERVICES

During regular business hours (Monday to Friday - 8:00 to 17:00 PST/PDT), DIAND will support EMBC as required with the coordination of the provincial programs and services described hereunder. DIAND will coordinate involvement of any and all of its internal programs as required in order to provide support as it relates to response and recovery activities on First Nation reserve lands. DIAND may also provide services and support outside the scope of this agreement dependent on the availability of resources, including funding and that remain consistent with its responsibility towards supporting emergency management for on-reserve First Nations.

The programs of Emergency Management British Columbia (EMBC) as described hereunder and any future amendments, additions or deletions thereto, shall be offered to First Nations on-reserve communities in the province as are delivered to the provincial local authorities under the *Emergency Program Act*.

In order to deliver the services described hereafter, EMBC will acquire additional human resources in accordance with the provincial Hiring Principles (Hire the best; Hire objectively and fairly; Hire for role and organizational cultural alignment; Value candidates; Be just and equitable & Be efficient, flexible and innovative) into the BC Public Service with emphasis relating to the cultural awareness of First Nations on-reserve and that is inclusive of a skilled and diverse workforce representative of the population we serve, including First Nations.

EMBC will provide the following program services to First Nations on-reserve communities:

- 3.1 **Emergency Response** - When it is determined or requested that action is required to preserve life or property on-reserve due to an emergency, EMBC will be approved and will respond as appropriate and support the coordination of any required emergency measures which may include providing access to Emergency Social Services program, coordinating volunteer, municipal, provincial, federal or other agency and support for the implementation of evacuations. Once the provision of any emergency supports is set to expire or needs to be terminated, the responsibility to support any remaining displaced residents of First Nation communities shifts back to the First Nation Band Chief and Council or the individual. If such emergency response is required EMBC will advise INAC as soon as is practicable. Costs incurred in emergency response under this schedule are payable under Schedule DIAND-2, paragraph 2.2.
- 3.2 **Emergency Recovery** – EMBC will coordinate and assist in recovery activities after an emergency in order to repair and restore conditions to the level that existed prior to the emergency in the same manner as if the provincial *Compensation and Disaster Financial Assistance Regulation* applied on-reserve. Such recovery activities may include, engineering assessments, community information sessions and training, and where appropriate, disaster recovery planning, and community resiliency work. Costs incurred in emergency recovery under this schedule are payable under Schedule DIAND-2, paragraph 2.2.
- 3.3 **Emergency Preparedness** – EMBC will ensure that First Nations are included within the provincial preparedness programs to ensure that First Nations have complete access to any provided capacity building initiatives, tools and resources. These programs will be equivalent with those that are accessible by and provided to provincial local authorities:
 - i. **Training** – EMBC will provide access to, coordinate and deliver the suite of emergency management courses as per annual calendar as well as other public education training opportunities such as EMBC Seasonal Readiness Workshops, public education programs, emergency management webinar series and British Columbia's Emergency Management System (BCEMS) Training.

ii. Program Liaison/Integration – EMBC will liaise with First Nations, equal to provincial local authorities to provide advice and guidance, ensure their integration into the provincial emergency management structure, including supporting their participation in Public Safety Lifeline Volunteer’s program, presence in Provincial Regional Emergency Operations Centres (PREOCS), Provincial Emergency Coordination Centre (PECC) and local authority and regional district Emergency Operations Centres (EOCs), participation on various committees and coordination calls.

iii. Emergency Planning – EMBC will provide advice and guidance to empower First Nation communities in the development, implementation and maintenance of emergency preparedness, response and recovery plans.

3.4 **Emergency Mitigation** – EMBC, INAC and other relevant partners will support Hazard Risk Vulnerability Assessments (HRVA), to be proactive, effective and timely in mitigation measures with respect to costly hazards, such as floods and wildfires, to better protect First Nations and existing assets. INAC may provide funding for on-reserve mitigation projects directly to First Nations that remain outside the scope of this agreement. However, if it is determined that identified mitigation projects will benefit First Nations on-reserve, local authorities and Crown Lands then cost-sharing amongst the parties will be promoted. Mitigation can include structural and non-structural mitigation activities. Funding for these mitigation opportunities will be discussed and agreed upon by the parties prior to implementing any project.

3.5 This agreement does not include community issues that are outside the definition of an emergency or disaster event, which may include but are not limited to provision of potable water, wastewater management, community infrastructure, housing, routine power outages, local fire services, first responder activities, provision of health services and social crises. EMBC may be notified of such instances through the existing emergency management reporting processes and in turn will notify INAC of the instance. However, the responsibility to address the report lies with INAC to coordinate internally and externally with other federal departments who may have a responsibility under their authorities to determine the appropriate response activities for any such activity.

4.0 ELIGIBLE EXPENDITURES

4.1 Canada and the Province agree to eligible expenditures set out in Schedule “DIAND-2” for the delivery of the provincial programs and services and in the annual budget and work plan. EMBC will be responsible for submitting invoices as per Schedule “DIAND-2”

4.2 All direct expenditures by the Province with respect to emergency response or delivery of the provincial recovery program to a First Nation shall be reimbursed by Canada to the Province.

4.3 All expenditures undertaken by Canada during an emergency shall be regarded as obligations of Canada.

5.0 MEETINGS

The Parties to this Agreement shall meet quarterly to review work plans (proposed and actual) to discuss activities and opportunities for advancement of the program and other joint initiatives which can be undertaken to support and improve First Nations emergency management.

6.0 REPORTING REQUIREMENTS WITH DUE DATES

6.1 EMBC will provide electronic reports to INAC of meeting and on-site visit reports, work plan, budget and emergency management reports referenced in section 6.2 including mitigation and prevention, preparedness, response and recovery activities in support of on-reserve First Nations undertaken under the terms of this Agreement, as set out below:

(a) Quarterly reports (July, September, January and April) summarizing meetings and on-site visits, including community preparedness efforts.

(b) Quarterly reports due in July, September, January and April summarizing, emergency management reports referenced in section 6.2, status of work plan and budget.

(c) Annual report to be tabled with the fourth quarter report summarizing items in 6.1.

(d) A proposed work plan and budget for the next fiscal year of this Agreement shall be submitted to INAC to facilitate mutual budgeting and program priorities. The proposed work plan and budget will be reviewed and if required revised and agreed to by both parties prior to March 31.

(e) Other reports as may be mutually agreed upon.

6.2 Emergency management reports are to include:

- a) Mitigation and prevention activities
 - i. status and currency of community Hazard Risk & Vulnerability Assessments;
- b) Preparedness activities
 - i. First Nation community emergency plans;
 - ii. details on training, planned and actual;
 - iii. notice of any exercises involving First Nation emergency management plans or hazard specific emergency response plans;
 - iv. notice of any presentations of grants or emergency preparedness materials; and
 - v. Mutual Aid or Assistance agreements.
- c) Response activities
 - i. details on evacuations, including numbers of evacuees;
 - ii. status of Emergency Social Services activities;
 - iii. summary of any incident which affects an on-reserve First Nation for which EMBC coordinated or supported First Nation response activities; and
 - iv. any post-incident assessment findings.
- d) Recovery activities
 - i. status of Disaster Financial Assistance Program activities; and
 - ii. impacts to key First Nations infrastructure.