

## Lesley Gibbons

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**From:** Teresa Anderson <tanderson@oib.ca>  
**Sent:** July 8, 2025 2:01 PM  
**To:** Lesley Gibbons  
**Cc:** OIB-Referrals  
**Subject:** Re: Bylaw Referral - Project No. D2025.006-ZONE

You don't often get email from tanderson@oib.ca. [Learn why this is important](#)

Good Afternoon,

We are in receipt of the above referral. This proposed activity is within the Osoyoos Indian Bands Area of responsibility and jurisdiction; within the Okanagan Nation's Territory and the lands and resources are subject to our unextinguished Aboriginal Title and Rights.

Due to current levels of internal capacity, we are unable to review your referral in your proposed timeline. With additional time, the Osoyoos Indian Band will be able to ensure that an informed review process will occur. We are setting the new timeline to be 30 days from the existing timeline.

The Supreme Court of Canada in the Tsilhqot'in case has confirmed that the Province and Canada have been applying an incorrect and impoverished view of Aboriginal Title. Aboriginal Title includes the exclusive right to indigenous people to manage the land and resources as well as the right to benefit economically from the land and resources. The Court, therefore, concluded that when the Crown allocates resources on Aboriginal title lands without Indigenous people's consent, it commits a serious infringement of constitutionally protected rights that will be difficult to justify.

If the proposed activity requires a more in-depth review, the Osoyoos Indian Band will notify you and all parties will negotiate a Memorandum of Agreement regarding a process for review of the proposed activity.

Please note that our participation in the referral and consultation process does not define or amend the Osoyoos Indian Band's Aboriginal Rights and Title, or limit any priorities afforded to Aboriginal Rights and Title, nor does it limit the positions that we may take in future negotiations or court actions.

Not receiving a response regarding a referral from the Osoyoos Indian Band in the pre-application, current or post-application stage does not imply our support for the project.

We appreciate your co-operation.

Thank you,

**Sarina McMann**

**Data Clerk**



Osoyoos Indian Band

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**From:** Lesley Gibbons <lgibbons@rdos.bc.ca>  
**Sent:** Monday, June 23, 2025 12:41 PM  
**To:** OIB-Referrals <referrals@oib.ca>; Fred Dobransky <fdobransky@rdos.bc.ca>  
**Subject:** Bylaw Referral - Project No. D2025.006-ZONE

Good Afternoon,

RE: Bylaw Referral  
Project No. D2025.006-ZONE  
OK Falls Vehicle Parking Reg Review

Please find attached a Referral Sheet and Draft Amendment Bylaw for D2025.006-ZONE (Ok Falls Vehicle Parking Reg Review). Please review and forward your comments / concerns to [planning@rdos.bc.ca](mailto:planning@rdos.bc.ca) by July 14, 2025.

Kind regards,



**Lesley Gibbons** • Planning Services Coordinator  
Regional District of Okanagan-Similkameen  
101 Martin Street, Penticton, BC V2A 5J9  
p. 250-490-4107 • tf. 1-877-610-3737 • f. 250-492-0063  
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*One Region Working Together*

I acknowledge that I work within the traditional, unceded territory of the syilx people in the Okanagan Nation.

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