

What is “Aboriginal title”?

- **St Catharines Milling**: A usufructuary right recognized at the pleasure of the state. Easily withdrawn.
- **Calder**: Court divided. Can be extinguished by law.
- **Delgamuukw**: Right to exclusive use and occupation of the land for a variety of purposes, as long as not irreconcilable with the nature of the group's attachment to that land. Can be superseded by compelling objective
- **Tsilhqot'in**: Exclusive right to decide how the land is used, the right to benefit from those uses as long as consistent with the group nature of the interest. Consult.
- **Cowichan**: A prior and senior right to land. Consent?