



ASSEMBLY OF MANITOBA CHIEFS  
21<sup>st</sup> ANNUAL GENERAL ASSEMBLY  
NISICHAWAYASIIK CREE NATION  
AUGUST 25, 26, 27, 2009

CERTIFIED RESOLUTIONS

AUG-09.01	Memorandum of Understanding & Protocol on First Nation Health
AUG-09.02	Development of the Manitoba First Nations Health Council
AUG-09.03	Manitoba First Nations Support for Renewal and Increased First Nation Specific Funding of Upstream Investments
AUG-09.04	Internal Audit of FNIH, Manitoba Region and Performance Evaluation of Regional Director
AUG-09.05	Vaccination Prioritization of First Nations Citizens
AUG-09.06	Missing and Murdered Women
AUG-09.07	INAC Policy on Missing First Nation Citizens
AUG-09.08	Mclvor Case and First Nation Citizenship
AUG-09.09	Treaty Relations Commission of Manitoba's Renewal
AUG-09.10	Leadership Council
AUG-09.11	Continued Support for Spirit Wind Inc.
AUG-09.12	Aboriginal Healing Foundation Funding Extension
AUG-09.13	Loss of Compensation for Northern Flood Lands and Treaty Land Entitlement Lands on Non-Transferred Lands
AUG-09.14	Honouring First Nations Treaties Day at the Manitoba Legislative Assembly

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21<sup>ST</sup> ANNUAL GENERAL ASSEMBLY  
NISICHAWAYASIIHK CREE NATION  
AUGUST 25, 26 & 27, 2009**

**CERTIFIED RESOLUTION**

**AUG-09.01  
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**RE: MEMORANDUM OF UNDERSTANDING & PROTOCOL  
ON FIRST NATION HEALTH**

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**Moved by:**

Chief Norman Bone  
Keeseekoowenin Ojibway  
Nation

**Seconded by:**

Chief Marcel Balfour  
Norway House Cree Nation

**CARRIED**

**WHEREAS,** The Chiefs-In-Assembly passed Resolution #JAN-05.01 supporting and endorsing the document entitled, "Manitoba First Nations Health & Wellness Strategy (MFNHWS)," ("the Strategy"); and

**WHEREAS,** The priority as outlined in Section A of the Strategy is to move towards a more effective health care system to implement better coordination of health and social services by designing and establishing a First Nation Health Care System Framework that is controlled, governed and administered by First Nations; and

**WHEREAS,** The Chiefs-In-Assembly passed Resolution #MAY-08.01 to adopt the "Political Action Plan on First Nations Health" ("the Action Plan"); and

**WHEREAS,** Section III Objectives-B of the Action Plan mandates the Assembly of Manitoba Chiefs to develop a "Political Protocol" to conduct negotiations with Canada and Manitoba on a Nation-to-Nation and Government-to-Government relationship; and

**WHEREAS,** The Assembly of Manitoba Chiefs Secretariat Inc. developed a Memorandum of Understanding on First Nations Health ("the MOU") and a Protocol on First Nations Health ("the Protocol"); and

**WHEREAS,** The AMC Grand Chief and the AMC Chiefs Task Force on Health have reviewed the MOU and Protocol and the Executive Council of Chiefs have accepted the MOU and Protocol in principle; and

**WHEREAS,** The Chiefs-In-Assembly has discussed and considered the MOU and Protocol.

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**RE: MEMORANDUM OF UNDERSTANDING & PROTOCOL  
ON FIRST NATION HEALTH**

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**THEREFORE BE IT RESOLVED**, That the Chiefs-In-Assembly adopt and ratify the MOU and Protocol; and

**FURTHER BE IT RESOLVED**, The Chiefs-In-Assembly direct the AMC Grand Chief to work with the AMC Chiefs Task Force on Health to establish a table for negotiations with Canada and Manitoba pursuant to the MOU and Protocol.

**CERTIFIED COPY**

***of a resolution adopted on  
August 25, 26 & 27, 2009***

**NISICAWAYASIIHK CREE NATION, Manitoba**

  
\_\_\_\_\_  
**Grand Chief Ron Evans**

**ASSEMBLY OF MANITOBA CHIEFS  
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AUGUST 25, 26 & 27, 2009**

**CERTIFIED RESOLUTION**

**AUG-09.02  
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**RE: DEVELOPMENT OF THE MANITOBA FIRST NATIONS  
HEALTH COUNCIL**

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**Moved by:**

Chief Norman Glen Ross  
Opaskwayak Cree Nation

**Seconded by:**

Chief Marcel Balfour  
Norway House Cree Nation

**CARRIED**

**WHEREAS,** The First Nation peoples in Manitoba have Inherent Rights affirmed in our sacred Treaties and recognize that our peoples have had our own healing systems since time immemorial; and

**WHEREAS,** There is a significant gap in the health status of Manitoba First Nations compared to the general population of Manitoba; and

**WHEREAS,** While First Nations have considered the concept of a Manitoba First Nations Health Council for many decades and stated that the purpose of the Health Council would be to participate in health policy and planning to improve health services and access to services for First Nations citizens; and

**WHEREAS,** The AMC Chiefs-In-Assembly through Resolution JAN-05.01 *Re: Manitoba First Nations Health Strategy, Ten Years and Beyond 2005* supported the Manitoba First Nations Health and Wellness Strategy: A 10 Year Plan for Action and provided direction to establish a Health Council; and

**WHEREAS,** The AMC through the Intergovernmental Committee on Manitoba First Nations Health submitted a proposal and received funding through the Aboriginal Health Transition Fund Integration Envelope to further develop the Intergovernmental Health Council concept; and

**WHEREAS,** The AMC through engagement with the Chiefs Task Force on Health, Manitoba First Nation community representatives, federal and provincial departmental representatives and the Regional Health Authorities has built consensus on the proposed mandate of the Health Council and revised the model based on feedback received during the engagement process; and

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**RE: DEVELOPMENT OF THE MANITOBA FIRST NATIONS  
HEALTH COUNCIL**

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**WHEREAS,** There is consensus that the role of the Health Council must be reflective of First Nations priorities and needs with 'grassroots' First Nations leading the process; and

**WHEREAS,** First Nations also recognize that the Crown through its federal and provincial governments must be involved in First Nation health renewal processes in their fiduciary capacity; and

**WHEREAS,** The First Nation political oversight for Health Council activities will be provided by the Chiefs Task Force on Health and the Joint Leadership Task Force.

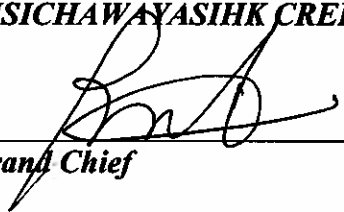
**THEREFORE BE IT RESOLVED,** That the AMC Chiefs-In-Assembly endorse the proposed mandate of the Manitoba First Nations Health Council and direct the AMC to proceed in collaboration with federal and provincial partners in the development of:

- 1) A Manitoba First Nations Health Council Strategic Plan inclusive of implementation and operational plans;
- 2) A Memorandum of Agreement to support the establishment of the Manitoba First Nations Health Council and provide the required resources to guide and support the work plan; and
- 3) Appropriate financial arrangements to support the Manitoba First Nations Health Council as a collaborative mechanism in addressing the gaps in First Nations health.

**CERTIFIED COPY**

**of a resolution adopted on  
August 25, 26 & 27, 2009**

**NISICHAWAYASIIHK CREE NATION, Manitoba**

  
\_\_\_\_\_  
**Grand Chief**

**ASSEMBLY OF MANITOBA CHIEFS  
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**CERTIFIED RESOLUTION**

**AUG-09.03  
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**RE: MANITOBA FIRST NATIONS SUPPORT FOR RENEWAL  
AND INCREASED FIRST NATION SPECIFIC FUNDING OF  
UPSTREAM INVESTMENTS**

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**Moved by:**

Proxy Garth Flett  
Opaskwayak Cree Nation

**Seconded by:**

Chief Donovan Fontaine  
Sagkeeng First Nation

**CARRIED**

**WHEREAS**, In September 2004, a meeting was held between the First Ministers and Leaders of the 5 National Aboriginal Organizations. As a result of this meeting, the Government of Canada committed \$1.315 billion over five years for upstream investments (2005/2010):

- \$870 million to stabilize the First Nation and Inuit eHealth System;
- \$445 million to promote transformation and to build capacity; and

**WHEREAS**, The following 5 initiatives are due to be reviewed by Cabinet and Treasury Board by March 2010, with consideration for renewal:

- 1) Aboriginal Health Transition Fund (AHTF);
- 2) Aboriginal Health Human Resource Initiative (AHHRI);
- 3) Aboriginal Diabetes Initiative (ADI);
- 4) National Aboriginal Youth Suicide Prevention Strategy (NAYSPS);
- 5) Maternal Child Health (MCH) and Early Child Development/ Aboriginal Head Start (ECH/AHS); and

**WHEREAS**, There is no commitment by the federal government to fund these programs beyond 2010, with the exception of AHTF that has been extended to March 31, 2011; and

**WHEREAS**, The “Upstream” nature of most of these initiatives focus on: early intervention; strengthening existing relationships and structures; and collaboration to address root causes of social and health problems in First Nation communities before they manifest as illness and disability; and

**WHEREAS**, First Nation communities in Manitoba and across the country have implemented various programs and initiatives made available through these funding streams; and

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**RE: MANITOBA FIRST NATIONS SUPPORT FOR RENEWAL  
AND INCREASED FIRST NATION SPECIFIC FUNDING OF  
UPSTREAM INVESTMENTS**

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**WHEREAS,** In the Manitoba Region, the First Nations and AMC Secretariat have been actively involved in the planning, development and implementation of the MCH, AHTF, AHHRI, NAYSPS and the case of the MCH, involved in the evaluation as well; and

**WHEREAS,** Investments in these initiatives require more time to demonstrate positive impacts.

**THEREFORE BE IT RESOLVED,** The Chiefs-In-Assembly direct the Grand Chief of the Assembly of Manitoba Chiefs, to advocate for a renewed mandate and increased investment for First Nation specific upstream initiatives beyond 2010; and

**FINALLY BE IT RESOLVED,** That the Chiefs-In-Assembly support the position of the Assembly of First Nations on renewal of the Upstream Investment Initiatives.

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***of a resolution adopted on  
August 25, 26 & 27, 2009***

**NISICHAWAYASIIHK CREE NATION, Manitoba**

  
\_\_\_\_\_  
**Grand Chief**

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AUGUST 25, 26 & 27, 2009**

**CERTIFIED RESOLUTION**

**AUG-09.04**

**RE: INTERNAL AUDIT OF FNIH, MANITOBA REGION AND  
PERFORMANCE EVALUATION OF REGIONAL  
DIRECTOR**

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**Moved by:**

Chief George Neepin  
Fox Lake First Nation

**Seconded by:**

Proxy Joe Antsanen  
Northlands Denesuline First  
Nation

**CARRIED**

**WHEREAS,** The Assembly of Manitoba Chiefs passed Resolution MAR-01.17 calling for an independent special audit on Health Canada and Resolution MAY-08.08 calling on the Auditor General of Canada to audit First Nation & Inuit Health (FNIH), Manitoba Region and no action was taken by the Auditor General; and

**WHEREAS,** Manitoba First Nations have concerns on the management practices and deteriorating working relationships with the FNIH Manitoba Region Regional Director Jim Wolfe; and

**WHEREAS,** The Manitoba First Nation leadership has lost confidence over the last six years with FNIH, Manitoba management and staff to fulfill its fiduciary responsibility to properly fund and provide access to health for the First Nations in Manitoba.

**THEREFORE BE IT RESOLVED,** The Chiefs-In-Assembly direct Grand Chief to demand the Federal Minister of Health Canada to immediately undertake an Internal Audit on the Performance, Financial and Management practices of the First Nation & Inuit Health, Manitoba Region to determine and report upon the effectiveness and adequacies of current practices and strategies on health delivery for First Nations citizens; and

**FINALLY BE IT RESOLVED,** The Chiefs-In-Assembly direct the AMC Grand Chief to request a performance evaluation of Regional Director Jim Wolfe, FNIH, Manitoba Region.

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***of a resolution adopted on  
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\_\_\_\_\_  
**Grand Chief**



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**CERTIFIED RESOLUTION**

**AUG-09.05**

**RE: VACCINATION PRIORITIZATION OF FIRST NATIONS  
CITIZENS**

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**Moved by:**

Chief Marcel Balfour  
Norway House Cree Nation

**Seconded by:**

Chief Oliver Okimaw  
Manto Sipi Cree Nation

**CARRIED**

**WHEREAS**, The H1N1 is a world health threat affecting the Manitoba First Nations population disproportionately high in comparison with the general population; and

**WHEREAS**, Approximately 62% of the First Nation population in Manitoba is under the age of 25; and

**WHEREAS**, Internationally, the average age of confirmed H1N1 cases has been 12 – 17 years of age; the average age of death from H1N1 has been 22; and a total of 52% of those hospitalized were under the age of 19; and

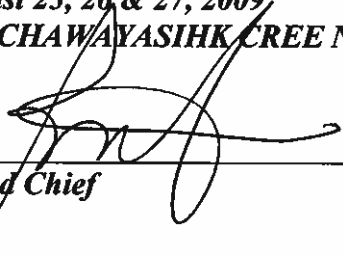
**WHEREAS**, Pregnant women are the highest at risk group and are 4 times more likely to be hospitalized than other people with the virus.

**THEREFORE BE IT RESOLVED**, The Chiefs-In-Assembly direct the Assembly of Manitoba Chiefs Grand Chief and health staff to advocate that Manitoba First Nations are a first priority for the H1N1 Pandemic Vaccination.

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***of a resolution adopted on  
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\_\_\_\_\_  
**Grand Chief**

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AUGUST 25, 26 & 27, 2009**

**CERTIFIED RESOLUTION**

**AUG-09.06**

**RE: MISSING AND MURDERED WOMEN**

**Moved by:**

Chief Marcel Balfour  
Norway House Cree Nation

**WHEREAS,** The number of missing and murdered women has increased substantially in the past twelve months; and

**Seconded by:**

Chief Harvey Nepinak  
Skownan First Nation

**WHEREAS,** Seventy-one First Nation and Aboriginal women have gone missing or have been murdered in Manitoba since 1980; and

**CARRIED**

**WHEREAS,** The Assembly of Manitoba Chiefs (AMC) is creating awareness and advocating to address the cases of missing and murdered women and has called on RCMP "D" Division to review unconcluded investigative files concerning missing and murdered women in Manitoba; and

**WHEREAS,** The Provincial Justice Minister has called on the RCMP and the Winnipeg Police to determine whether a serial killer is responsible for the number of missing and murdered women.

**THEREFORE BE IT RESOLVED,** That the Chiefs-In-Assembly direct and support the AMC Grand Chief to call on the Federal and Provincial governments for a Public Inquiry into the Missing and Murdered First Nations and Aboriginal Women in Manitoba; and

**FURTHER BE IT RESOLVED,** That the Chiefs-In-Assembly direct the AMC Grand Chief to ensure representation on the Integrated Task Force Steering Committee on Missing and Murdered First Nations and Aboriginal Women.

**CERTIFIED COPY**

***of a resolution adopted on***

***August 25, 26 & 27, 2009***

***NISICAWAYASIIHK CREE NATION, Manitoba***

  
\_\_\_\_\_  
**Grand Chief**

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NISICHAWAYASIIHK CREE NATION  
AUGUST 25, 26 & 27, 2009**

**CERTIFIED RESOLUTION**

**AUG-09.07**

**RE: INAC POLICY ON MISSING FIRST NATION CITIZENS**

**Moved by:**

Chief Oliver Okimaw  
Manto Sipi Cree Nation

**WHEREAS**, In recent years, many First Nations citizens in Manitoba have gone missing and have never been located; and

**Seconded by:**

Proxy Joe Antsanen  
Northlands Denesuline First  
Nation

**WHEREAS**, INAC has a fiduciary responsibility to support First Nations Health and Safety; and

**CARRIED**

**WHEREAS**, First Nation communities require assistance in searching for and locating missing First Nations both on and off-reserve; and

**WHEREAS**, INAC policy does not support community efforts to search for First Nation citizens outside of First Nation communities.

**THEREFORE BE IT RESOLVED**, The Chiefs-In-Assembly direct the Assembly of Manitoba Chiefs Grand Chief to establish a process to engage INAC regional office in policy analysis with respect to missing First Nation citizens; and

**FINALLY BE IT RESOLVED**, The mandate for policy changes reflect INAC's investment in crisis and adversity to help First Nations in searching for missing First Nation citizens.

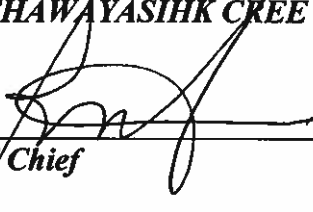
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***August 25, 26 & 27, 2009***

***NISICHAWAYASIIHK CREE NATION, Manitoba***

**Grand Chief**



**ASSEMBLY OF MANITOBA CHIEFS  
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**CERTIFIED RESOLUTION**

**AUG-09.08  
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**RE: McIVOR CASE AND FIRST NATION CITIZENSHIP**

**Moved by:**

Chief Glenn Hudson  
Peguis First Nation

**Seconded by:**

Chief Gilbert G. Andrews  
God's Lake First Nation

**CARRIED**

**WHEREAS**, The Government of Canada continues to undermine First Nations' citizenship through its policy of exerting unilateral control over the legal definition of an "Indian"; and

**WHEREAS**, Bill C-31 amendments to the *Indian Act* in 1985 created categories of 'status Indians' section 6(1), 6(2) and purported to delegate authority to First Nations to assume "control" over membership under section 10; and

**WHEREAS**, Even though these amendments were intended to remove the inherent discrimination in the *Indian Act*, it merely deferred this discrimination one or two generations and entrenched differential treatment of women and their descendants; and

**WHEREAS**, Sharon McIvor challenged the constitutionality of section 6 of the *Indian Act* as a violation of section 15 of the *Canadian Charter* at the BC Supreme Court which ruled that it did constitute discrimination on the basis of sex and matrilineal descendency. The BC Supreme Court decreed that s. 6 was of no force in effect with respect to the conferral of Indian status and ordered that the reinstated Indian women who married non-Indian men be recognized as having the same ability to pass on status to grandchildren as their brothers who married non-Indian women; and

**WHEREAS**, Canada appealed the decision to the BC Court of Appeal (BCCA), and the BCCA found section 6 discriminatory but on much narrower grounds and ruled that Bill C-31 created a new inequality because it enhanced the position of those affected by the "double mother rule"; children of non-Indian mother and non-Indian paternal grandmother who lost status at age 21 by restoring their status to s. 6(1) status, meaning that they could pass status regardless of status of other parent. The BCCA only struck down sections that gave this "enhanced status" as it relates to s. 6(1)(a) and 6(1)(c) and imposed a timeline for the Government of Canada to amend s. 6 of the *Indian Act* by April 6, 2010; and

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**AUG-09.08  
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**RE: McIVOR CASE AND FIRST NATION CITIZENSHIP**

**WHEREAS**, Sharon McIvor filed for leave to appeal to the Supreme Court of Canada (SCC) and the SCC have yet to decide whether it will hear her appeal; and

**WHEREAS**, On August 24, 2009 the Government of Canada released its policy position on the McIvor decision to amend the *Indian Act* and create new categories under section 6(2) that would grant status to any grandchildren of women who lost status due to out-marriage and whose children born of that marriage had the grandchild with a non-Indian after 1951, and the Government of Canada is now seeking input from First Nations on this approach; and

**WHEREAS**, If the SCC grants leave to appeal, discussion on pursuing control of Citizenship by First Nations as opposed to Indian and Northern Affairs Canada (INAC) by way of an amendment to the *Indian Act* will be put on hold pending a decision.

**THEREFORE BE IT RESOLVED**, That the Chiefs-In-Assembly direct the AMC Grand Chief to ensure there is AMC participation in the meetings with INAC departmental officials regarding a response to the McIvor case; and

**FURTHER BE IT RESOLVED**, That the AMC prepare a written submission stating the AMC member First Nations positions on the proposed amendment under section 6(2) to INAC for Grand Chief presentation before November 13, 2009; and

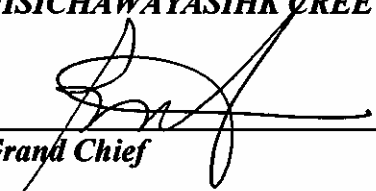
**FINALLY BE IT RESOLVED**, That the Chiefs-In-Assembly direct AMC Grand Chief to provide a legal analysis on AMC taking "intervener status" in the event the SCC grants leave to appeal for review by the Executive Council of Chiefs.

**CERTIFIED COPY**

***of a resolution adopted on***

***August 25, 26 & 27, 2009***

***NISICHAWAYASIIHK CREE NATION, Manitoba***

  
\_\_\_\_\_  
**Grand Chief**

**ASSEMBLY OF MANITOBA CHIEFS  
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NISICHAWAYASIIHK CREE NATION  
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**CERTIFIED RESOLUTION**

**AUG-09.09  
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**RE: TREATY RELATIONS COMMISSION OF MANITOBA'S  
RENEWAL**

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**Moved by:**

Chief Norman Bone  
Keeseekoowenin Ojibway  
Nation

**WHEREAS**, The AMC Chiefs-In-Assembly by resolution March 2001.30 mandated the establishment of a Treaty Relations Commission in Manitoba (TRCM); and

**Seconded by:**

Chief Harvey Nepinak  
Skownan First Nation

**WHEREAS**, The AMC and Canada (Her Majesty In Right of Canada as represented by Indian Affairs and Northern Development – INAC) signed the Memorandum of Agreement (MOA) on November 19, 2003; and

**CARRIED**

**WHEREAS**, The Government of Canada through its Privy Council Office by Order-In-Council approved the establishment of a Treaty Relations Commission in Manitoba for a period of five years and ten months commencing June 1, 2005 with its mandate expiring on March 31, 2011; and

**WHEREAS**, The MOA states the TRCM will function as an independent neutral body with a exploratory mandate to:

- Strengthen, rebuild and enhance the Treaty relationship and mutual respect;
- Engage in public education activities to improve understanding of the Treaty relationship and Treaty related issues;
- Provide facilitation services for discussing Treaty related issues;
- Conduct independent research; and

**WHEREAS**, The MOA states, the initial term of the TRCM will be for a period of five years and may be extended for further terms as the Parties may agree; and

**WHEREAS**, The MOA states, an evaluation shall be conducted in the fourth year of the agreement; and

.../2

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**RE: TREATY RELATIONS COMMISSION OF MANITOBA'S  
RENEWAL**

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**WHEREAS,** An impact evaluation of Treaty Commissions is currently underway by INAC's Audit and Evaluation Sector and Donna Cona independent consulting firm to support the process of seeking a renewal of the contribution-funding authority *Contribution to provincially and/or regionally based Treaty Commissions* in March 2001 including the requirement to renew TRCM's overall MOA; and

**WHEREAS,** The AMC negotiated funding to ensure that a First Nations' perspective on the relevance, success and cost-effectiveness of the TRCM be included in the evaluation resulting in three Focus Groups: AMC Elders, Treaty Chiefs and the Executive Council of Chiefs on August 10 & 11, 2009; and

**WHEREAS,** The Evaluation Focus Group report and its findings will assist in identifying gaps and concerns based on the discussions and findings; and

**WHEREAS,** The Treaty Relations Directorate, INAC Headquarters and the Department of Justice stated they do not have authority to engage in formal discussions with AMC to amend or renegotiate a new MOA in order to meet Canada's critical path for funding authority renewals; and

**WHEREAS,** The AMC Executive Council of Chiefs established a Chiefs Task Force on TRCM Renewal on June 24, 2009; and

**WHEREAS,** The Chiefs Task Force on TRCM Renewal has recommended that:

- AMC proceed with TRCM renewal;
- First Nation leadership be included in discussing how or whether the Province of Manitoba should become involved in future Treaty discussions; and
- Chiefs become involved in the TRCM Governance Structure.

.../3

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**CERTIFIED RESOLUTION**

**AUG-09.09  
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**RE: TREATY RELATIONS COMMISSION OF MANITOBA'S  
RENEWAL**

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**THEREFORE BE IT RESOLVED,** That the AMC Chiefs-In-Assembly support the continuation of the TRCM beyond March 31, 2011 and direct the AMC Grand Chief to sign a Letter of Joint Instruction with the Minister of Indian Affairs for the extension of the MOA as an interim measure while continuing to pursue the broadening of the TRCM mandate to include treaty implementation, jurisdiction and establishment of a Treaty Table including but not limited to:

- Economic Relations;
- Citizenship;
- Health and Socio-Economic Well-Being; and

**FINALLY BE IT RESOLVED,** That the AMC Grand Chief and Chiefs Task Force on TRCM Renewal are mandated to seek a commitment from Canada that a new agreement for the TRCM be negotiated and approved.

**CERTIFIED COPY**

***of a resolution adopted on  
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**NISICHAWAYASIIHK CREE NATION, Manitoba**

  
\_\_\_\_\_  
**Grand Chief**



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NISICHAWAYASIIHK CREE NATION  
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**CERTIFIED RESOLUTION**

**AUG-09.10  
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**RE: LEADERSHIP COUNCIL**

**Moved by:**

Chief Harvey Nepinak  
Skowman First Nation

**Seconded by:**

Chief Glenn Hudson  
Peguis First Nation

**CARRIED**

**WHEREAS,** The Chiefs-In-Assembly recognize the First Nations electoral system and terms of office for Chief and Council creates instability for First Nations communities and impedes collective and sustainable decision-making and continuous leadership; and

**WHEREAS,** The Chiefs-In-Assembly support and endorse the Common Election Day and Standard Term of Office; and

**WHEREAS,** Chiefs-In-Assembly Resolution JAN-09.10 directing AMC Grand Chief, AMC and the AMC Governance Table to develop a Common Election Code that respects the authority and jurisdiction of each First Nation and to work in partnership with FN communities to prepare referenda options for a province-wide referendum; and

**WHEREAS,** The subsequent analysis of the process required to accomplish said resolution identified several obstacles.

**THEREFORE BE IT RESOLVED,** That the AMC request the Minister of Indian Affairs fund and take the necessary steps to remove the electoral provisions of the Indian Act that apply to the election of Chiefs, and implement a new legislated election system affording four year terms, a common election day, and include flexibilities that can be adapted to community needs; and

**FURTHER BE IT RESOLVED,** That the AMC organize and hold engagement meetings with the 37 Manitoba First Nation communities that hold elections under the Indian Act, for the purpose of discussing: the advantages of moving to a common election day and an extension of the terms of office; the rationale for the removal from the current electoral provisions of the Indian Act; the essence of the relevant new legislation, including recall and appeal provisions; and establishment of the position of a First Nation Chief Electoral Officer; and

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**AUG-09.10  
Page 2 of 2**

**RE: LEADERSHIP COUNCIL**

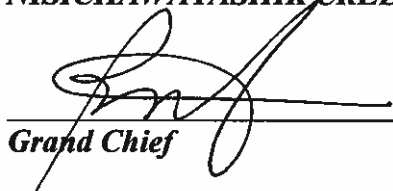
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**FINALLY BE IT RESOLVED,** That the AMC take all necessary steps to complete the engagement meetings and the required subsequent referendum as quickly as possible.

**CERTIFIED COPY**

**of a resolution adopted on  
August 25, 26 & 27, 2009**

**NISICHAWAYASIIHK CREE NATION, Manitoba**

  
\_\_\_\_\_  
**Grand Chief**

**ASSEMBLY OF MANITOBA CHIEFS  
21<sup>ST</sup> ANNUAL GENERAL ASSEMBLY  
NISICAWAYASIIHK CREE NATION  
AUGUST 25, 26 & 27, 2009**

**CERTIFIED RESOLUTION**

**AUG-09.11**

**RE: CONTINUED SUPPORT FOR SPIRIT WIND INC.**

**Moved by:**

Chief Glenn Hudson  
Peguis First Nation

**WHEREAS**, The Chiefs-In-Assembly passed Resolution JAN-03.15: "Support of the Spirit Wind Former Residential School Claimants Association"; and

**Seconded by:**

Chief Gilbert G. Andrews  
God's Lake First Nation

**WHEREAS**, The Chiefs-In-Assembly subsequently passed Resolution MAY-03.22: "Support for the Strategy and Position of Spirit Wind Association for Survivors of the Indian Residential School System"; and

**CARRIED**

**WHEREAS**, 'Spirit Wind Inc.' (Spirit Wind) is now promoting the issue of recognition of the negative impact of "Day Schools" on First Nations Victims and Survivors; and

**WHEREAS**, Spirit Wind Inc. has promoted the issue(s) of compensation for First Nations Victims and Survivors including an official apology; and

**WHEREAS**, Spirit Wind has initiated a Class Action Law Suit on behalf of First Nation Victims and Survivors of Day Schools; and

**WHEREAS**, Spirit Wind is requesting political support but not financial support from the Assembly of Manitoba Chiefs (AMC) in its pursuit of addressing the Day School abuses of First Nations students in Manitoba.

**THEREFORE BE IT RESOLVED**, That the Chiefs-In-Assembly direct the AMC Grand Chief to support and acknowledge Spirit Wind Inc.'s intent in addressing the issue of abuse in Day Schools.

**CERTIFIED COPY**

*of a resolution adopted on*

*August 25, 26 & 27, 2009*

**NISICAWAYASIIHK CREE NATION, Manitoba**

  
\_\_\_\_\_  
**Grand Chief**

**ASSEMBLY OF MANITOBA CHIEFS  
21<sup>ST</sup> ANNUAL GENERAL ASSEMBLY  
NISICHAWAYASIIHK CREE NATION  
AUGUST 25, 26 & 27, 2009**

**CERTIFIED RESOLUTION**

**AUG-09.12**

**RE: ABORIGINAL HEALING FOUNDATION FUNDING EXTENSION**

**Moved by:**

Chief Jim Tobacco  
Mosakahiken Cree Nation

**Seconded by:**

Chief Gilbert G. Andrews  
God's Lake First Nation

**CARRIED**

**WHEREAS,** The mission of the Aboriginal Healing Foundation is to encourage and support First Nations people in building and reinforcing sustainable healing processes that address the legacy of Physical Abuse and Sexual Abuse in the Residential School system, including intergenerational impacts; and

**WHEREAS,** The Aboriginal Healing Foundation's role is to facilitate the healing process by assisting First Nations people help themselves by: providing fiscal resources for healing initiatives, promoting awareness of healing issues and needs, and nurturing a supportive public environment; and

**WHEREAS,** Since 1999-2000 to 2006-2007, the Aboriginal Healing Foundation has committed and expended a total of project funding of \$406 million; and

**WHEREAS,** The Indian Residential School Settlement Agreement committed \$125 million to extend the existing Aboriginal Healing Foundation funding grants in 2007; and

**WHEREAS,** The Indian Residential School Settlement Agreement's project contributions will expire March 31, 2010; and

**WHEREAS,** First Nation communities and their citizens are in the midst of their healing and reconciliation projects and require additional time and fiscal resources.

**THEREFORE BE IT RESOLVED,** The Chiefs-In-Assembly direct the AMC Grand Chief to support and advocate for a three year extension of the Aboriginal Healing Foundation funding.

**CERTIFIED COPY**

***of a resolution adopted on***

***August 25, 26 & 27, 2009***

***NISICHAWAYASIIHK CREE NATION, Manitoba***

  
\_\_\_\_\_  
**Grand Chief**

**ASSEMBLY OF MANITOBA CHIEFS  
21<sup>ST</sup> ANNUAL GENERAL ASSEMBLY  
NISICHAWAYASIIHK CREE NATION  
AUGUST 25, 26 & 27, 2009**

**CERTIFIED RESOLUTION**

**AUG-09.13**

**RE: LOSS OF COMPENSATION FOR NORTHERN FLOOD  
LANDS AND TREATY LAND ENTITLEMENT LANDS ON  
NON-TRANSFERRED LANDS**

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**Moved by:**

Proxy D'Arcy Linklater  
Nisichawayasihk Cree  
Nation

**Seconded by:**

Chief George Neepin  
Fox Lake First Nation

**CARRIED**

**WHEREAS**, The Northern Flood Committee Inc. (NFA), ratified the Manitoba Northern Flood Agreement (NFA) in 1978, with Canada, the Province of Manitoba and Manitoba Hydro which provided compensation to the affected First Nations; and

**WHEREAS**, Between 1994 and 1996, seven First Nations signed individual Treaty Land Entitlement Settlement Agreements (TLE), and in 1977, an additional 19 (now 21) First Nations signed the Manitoba Treaty Land Entitlement Framework Agreement, and under these agreements Canada and Manitoba committed to adding up to 1.1 million acres to First Nation reserve lands and payment in compensation; and

**WHEREAS**, Several of the NFA and the TLE Agreements have not been fully implemented and the affected First Nations have suffered harm and severe losses including: lack of land transfer to reserve land status; social, cultural and economic impacts; and losses incurred by loss of use property of non-transferred lands to-date; and

**WHEREAS**, The Auditor General of Canada made several recommendations in 2005 and 2009, to address delays to implementation specific to INAC not supporting First Nations in resolving third party interests and ensuring the setting aside of lands for transfers to reserve status; and

**WHEREAS**, The continuing delay by Manitoba and Canada to transfer lands for TLE and NFA lands is an unjustifiable infringement of the First Nations Treaty Right to select lands and receive transfer to reserve lands and is inconsistent with the Honor of the Crown.

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**ASSEMBLY OF MANITOBA CHIEFS  
21<sup>ST</sup> ANNUAL GENERAL ASSEMBLY  
NISICHAWAYASIIHK CREE NATION  
August 25, 26 & 27, 2009**

**CERTIFIED RESOLUTION**

**AUG-09.13  
Page 2 of 2**

**RE: LOSS OF COMPENSATION FOR NORTHERN FLOOD  
LANDS AND TREATY LAND ENTITLEMENT LANDS ON  
NON-TRANSFERRED LANDS**

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**THEREFORE BE IT RESOLVED,** That the Chiefs-In-Assembly direct the Assembly of Manitoba Chiefs (AMC) Grand Chief to provide a letter to Canada and the Province of Manitoba to support loss of use compensation to the NFA and TLE for the outstanding lands transfers to-date.

**CERTIFIED COPY**

***of a resolution adopted on***

***August 25, 26 & 27, 2009***

***NISICHAWAYASIIHK CREE NATION, Manitoba***

  
\_\_\_\_\_  
**Grand Chief**

**ASSEMBLY OF MANITOBA CHIEFS  
21<sup>ST</sup> ANNUAL GENERAL ASSEMBLY  
NISICHAWAYASIIHK CREE NATION  
AUGUST 25, 26 & 27, 2009**

**CERTIFIED RESOLUTION**

**AUG-09.14  
Page 1 of 2**

**RE: HONOURING FIRST NATIONS TREATIES DAY AT THE  
MANITOBA LEGISLATIVE ASSEMBLY**

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**Moved by:**

Chief Norman Bone  
Keeseekoowenin Ojibway  
First Nation

**Seconded by:**

Chief Harvey Nepinak  
Skownan First Nation

**WHEREAS**, The AMC Chiefs-In-Assembly and AMC Grand Chief by resolution Jan-09.05 (attached) supported the Treaty Relations Commission of Manitoba (TRCM) and Assembly of Manitoba Chiefs (AMC) representatives to participate in the development of a Special Day to Honour our Treaties, including our internal Treaties, at the Manitoba Legislature; and

**CARRIED**

**WHEREAS**, The TRCM in partnership with the AMC and Manitoba Aboriginal and Northern Affairs (ANA) have initiated dialogue with respect to improving the understanding of Treaties and the Treaty Relationship with the Province of Manitoba; and

**WHEREAS**, The Crown, through the Governments of Canada and the Province of Manitoba, and First Nations have had a unique relationship that has been in existence for over 138 years; and

**WHEREAS**, The Treaties between the Crown and First Nations recognized and affirmed the Inherent and Treaty Rights of First Nations people; and

**WHEREAS**, The Honouring First Nations Treaties Day at the Manitoba Legislative Assembly will highlight the importance of Treaties in the creation of Canada and Manitoba; and

**WHEREAS**, The event will serve as an educational tool for all Manitobans including school-age children, Members of the Legislative Assembly, civil servants and the general public on the important events in Manitoba history to include First Nations contributions to Manitoba and promote the understanding of the spirit and intent of Treaties.

.../2

**ASSEMBLY OF MANITOBA CHIEFS  
21<sup>st</sup> ANNUAL GENERAL ASSEMBLY  
NISICHAWAYASIIHK CREE NATION  
August 25, 26 & 27, 2009**

**CERTIFIED RESOLUTION**

**AUG-09.14  
Page 2 of 2**

**RE: HONOURING FIRST NATIONS TREATIES DAY AT THE  
MANITOBA LEGISLATIVE ASSEMBLY**

---

**THEREFORE BE IT RESOLVED,** That the AMC Chiefs-In-Assembly and AMC Grand Chief support the TRCM in securing funding to co-host the Honouring First Nations Treaties Day at the Manitoba Legislative Assembly on May 12, 2010.

**CERTIFIED COPY**

***of a resolution adopted on  
August 25, 26 & 27, 2009***

**NISICHAWAYASIIHK CREE NATION, Manitoba**

  
\_\_\_\_\_  
**Grand Chief**