ASSEMBLY OF MANITOBA CHIEFS GENERAL CHIEFS ASSEMBLY

CERTIFIED COPIES
OF
ADOPTED RESOLUTIONS

Brokenhead Ojibway Nation February 24, 25, 26, 2015

CERTIFIED RESOLUTIONS

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CERTIFIED RESOLUTION

FEB-15.01

RE: MISSING AND MURDERED INDIGENOUS WOMEN AND GIRLS

Moved by:

Chief David McDougall St. Theresa Point First Nation

Seconded by:

Chief David Crate Fisher River Cree Nation

CARRIED

WHEREAS, the RCMP report on *Missing and Murdered Aboriginal Women: A National Operational review (2014)*, states a total of 1,181 Missing and Murdered Indigenous Women and Girls in Canada; and

WHEREAS, by resolution AUG-09.06, the Assembly of Manitoba Chiefs (AMC) Chiefs-in-Assembly directed and supported the AMC Grand Chief to call on the federal and provincial government to hold a public inquiry; and

WHEREAS, on November 12, 2014, the AMC Executive Council of Chiefs endorsed and supported through resolution "Families First", a made in Manitoba approach to Missing and Murdered Indigenous Women and Girls (MMIWG) to create a recommended process for action.

THEREFORE BE IT RESOLVED, that the Chiefs-in-Assembly support Chief Francine Meeches and Chief Cathy Merrick to present the *Statement for the National Roundtable on Missing and Murdered Indigenous Women and Girls* on behalf of the Chiefs in Manitoba and the families on February 27, 2015 at the National Roundtable in Ottawa, Ontario.

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of a resolution adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.02 Page 1 of 4

RE: ANNUAL DISTRIBUTION TO MANITOBA FIRST NATIONS CASINO TRUST AGREEMENT

Moved by:

Chief Jim Bear Brokenhead Ojibway Nation

Seconded by:

Chief Glenn Hudson Peguis First Nation

5 Abstentions

CARRIED

WHEREAS, the Assembly of Manitoba Chiefs (the Assembly) created a Task Force (the "Waiver Task Force") at its Assembly held on March 6, 2014; and

WHEREAS, the purpose of the Waiver Task Force was to recommend a permanent solution to the issue of the annual amounts that Aseneskak Casino Limited Partnership (Aseneskak) and South Beach Casino Limited Partnership (South Beach) pay to the Manitoba First Nations Casino Trust under their respective Gaming Agreements (Gaming Agreements) with the Province of Manitoba; and

WHEREAS, the Waiver Task Force was asked to consider the sharing of other provincial gaming revenues, not limited to provincial casinos and gaming centres, commercial video lottery terminals (VLTs) and on-reserve VLTs; and

WHEREAS, the Waiver Task Force has considered a number of factors in coming to a consensus, including:

- 1. The financial condition of gaming in general and Aseneskak and South Beach in particular;
- 2. The waivers that have been granted to Aseneskak and South Beach for the past decade and the status quo they have created;
- 3. The benefits of Manitoba First Nations working together to grow the revenue base for all Manitoba First Nations;
- 4. The fact that Sand Hills Casino has a different ownership structure that benefits all Manitoba First Nations equally;
- 5. The "most favoured nations" clause contained in the Aseneskak and South Beach Gaming Agreements; and

WHEREAS, the Waiver Task Force has sought out advice as needed and came to a consensus that it believes achieves a fair result for all concerned; and

WHEREAS, Aseneskak and South Beach are agreeable to the recommendations being made by the Waiver Task Force.

CERTIFIED RESOLUTION

FEB-15.02 Page 2 of 4

RE: ANNUAL DISTRIBUTION TO MANITOBA FIRST NATIONS CASINO TRUST AGREEMENT (cont'd)

THEREFORE BE IT RESOLVED, that the Chiefs-in-Assembly accepts the recommendations proposed by the Assembly of Manitoba Chiefs as follows:

- 1. That Aseneskak Casino Limited Partnership ("Aseneskak") pay on an annual basis 10% of its "Net Income" (as defined in its Gaming Agreement with the Government of Manitoba and Manitoba Liquor & Lotteries Corporation (the "Gaming Agreement") to the Manitoba First Nations Casino Trust (the "Casino Trust"), comprised of 2.5% as the Responsible Gaming Portion and 7.5% as the Trust Portion (as those terms are defined in the Gaming Agreement), and that the Gaming Agreement be amended as necessary to make the required annual payments to the Casino Trust ("Trust Payments") permanent;
- 2. That South Beach Casino Limited Partnership ("South Beach") waive its rights under its Gaming Agreement to "most-favoured nations" treatment with respect to the proposed changes to the Aseneskak Gaming Agreement set out in paragraph 1 with respect to their Trust Payment, and pay on an annual basis 15% of its "Net Income" (as defined in its Gaming Agreement) to the Casino Trust comprised of 2.5% as the Responsible Gaming Portion and 12.5% as the Trust Portion, on the following schedule, and that its Gaming Agreement be amended to make the required annual Trust Payments permanent:
 - a. 12.5% of its "Net Income" annually for the years ending March 31, 2016, March 31, 2017 and March 31, 2018, comprised of 2.5% as the Responsible Gaming Portion and 10% as the Trust Portion.
 - b. 15% of its "Net Income" annually, for the years ending March 31, 2019 and thereafter, comprised of 2.5% as the Responsible Gaming Portion and 12.5% as the Trust Portion.
- 3. That no more waivers of Trust Payments be granted to Aseneskak or South Beach by the Assembly of Manitoba Chiefs (the "Assembly") or the Province of Manitoba.

CERTIFIED RESOLUTION

FEB-15.02 Page 3 of 4

RE: ANNUAL DISTRIBUTION TO MANITOBA FIRST NATIONS CASINO TRUST AGREEMENT (cont'd)

- 4. That South Beach contribute two hundred thousand dollars a year to Assembly of Manitoba Chiefs Secretariat Inc. ("AMC"), commencing with a payment of two hundred thousand dollars in AMC's fiscal year ending March 31, 2015, and continuing thereafter with equal monthly payments commencing April 1, 2015 and ending March 1, 2019, such payments being intended to assist AMC in all of its endeavours on behalf of Manitoba First Nations, including but not limited to growing the revenue base for all Manitoba First Nations.
- 5. That South Beach contribute one hundred thousand dollars annually to AMC in equal monthly payments commencing April 1, 2019, for the purposes set out in paragraph 4, which contribution will be reduced by any additional gaming revenues or capital granted to Manitoba First Nations as a result of, or following the representations made to the Province of Manitoba and its agencies and authorities in accordance with paragraph 4 hereof.
- 6. That for a period of five fiscal years commencing in the year ending in the year ending March 31, 2015, South Beach offer to host one two-three day AMC Assembly per fiscal year at the South Beach Casino by contributing at no charge (1) all the food served at the Assembly, (2) sixty rooms at the South Beach Casino Hotel to AMC's delegates, staff and invited guests, and (3) appropriate meeting space.
- 7. That no change be made to the sharing of commercial video lottery terminals ("VLTs") revenues amongst Manitoba First Nations and that for greater certainty, all of the VLT revenues generated by Manitoba First Nations continue to be paid to Manitoba First Nations according to the revenue generated by VLTs deployed in their territories.

CERTIFIED RESOLUTION

FEB-15.02 Page 4 of 4

RE: ANNUAL DISTRIBUTION TO MANITOBA FIRST NATIONS CASINO TRUST AGREEMENT (cont'd)

8. That AMC advise the Government of Manitoba and Manitoba Liquor & Lotteries Corporation of this resolution and work with Aseneskak, South Beach, the Government of Manitoba and Manitoba Liquor & Lotteries Corporation to put the foregoing permanent arrangements in place.

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of a resolution adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.03 Page 1 of 2

RE: NON-OPPOSITION AND SUPPORT FOR THE GREAT BUFFALO NATION, DAKOTA (CANUPAWAKPA BAND)

Moved by:

Chief David A. Ledoux Gamblers First Nation

Seconded by:

Chief Murray Clearsky Waywayseecappo First Nation

CARRIED

WHEREAS, the Assembly of Manitoba Chiefs, hereinafter Assembly of Manitoba Chiefs (AMC), subscribe to and adopt collectively all protections and recognition afforded under international law including but not limited to, the United Nations Declaration on the Rights of Indigenous People (UNDRIP); and

WHEREAS, the AMC have observed the Dakota Nations' activities in asserting their sovereignty, including against the unjustified application of foreign law by Canada on the Dakota Nations and their citizens; and

WHEREAS, the AMC support the Dakota Nations in exercising their cultural, economic, political and social jurisdiction in their original traditional territory as set out in Article 3 of the UNDRIP; and

WHEREAS, the Dakota and other First Nations people are, and have always been, equal in worth and potential to all people on earth; and

WHEREAS, the Dakota and other First Nations are sovereign powers and retain all rights title and privileges related to their lands and people, not legally and morally dispossessed via free, prior, and informed consent; and

WHEREAS, all Gaming Centre licenses granted by the Manitoba Province for issuance under the AMC's control and or jurisdiction to First Nations have, at the time, been issued, leaving the AMC with no ability and or jurisdiction, at this time, to approve and or allocate a Gaming License to the Great Buffalo Nation, Dakota (Canupawakpa Band) for its proposed Gaming Centre on its Oak Lake Reserve. However, the AMC does not oppose, and in fact supports the Canupawakpa Band's efforts to pursue economic development via a Combined Gaming Centre on its Oak Lake Reserve, together through the Canupawakpa, Dakota Plains, Poplar River and Gambler First Nation's negotiations directly with the Province of Manitoba's Liquor and Gaming Authority.

CERTIFIED RESOLUTION

FEB-15.03 Page 2 of 2

RE: NON-OPPOSITION AND SUPPORT FOR THE GREAT BUFFALO NATION, DAKOTA (CANUPAWAKPA BAND) Cont'd

THEREFORE BE IT RESOLVED, that the AMC and Chiefs-in-Assembly call upon the Government of Canada, the Province of Manitoba and its Liquor and Gaming Authority to work and or negotiate with the Canupawakpa Band for a Combined Gaming Centre license that all First Nations are entitled to or qualified for under the law to promote economic development and jobs for the Canupawakpa, Dakota Plains, Poplar River and Gamblers First Nation in their pursuit of self-sufficiency.

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of a resolution adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.04

RE: SUPPORT THE COLLABORATIVE ACTION AGREEMENT: DECONSTRUCTING THE CHILD WELFARE "INDUSTRY OF APPREHENSION"

Moved by:

Chief Jim Bear Brokenhead Ojibway Nation

Seconded by:

Chief Ron Evans Norway House Cree Nation

CARRIED

WHEREAS, the current Child and Family Service system continues to focus on apprehension of First Nation children rather than rebuilding families and supporting children to remain at home; and

WHEREAS, the Chiefs-in-Assembly supported resolution JUNE-14.01 to develop an Action Plan for *Bringing Our Children Home*, that was developed and endorsed by Assembly of Manitoba Chiefs (AMC) Executive Council of Chiefs (ECC) on November 12, 2014; and

WHEREAS, on October 15, 2014 AMC, MKO, SCO and the Manitoba Region of AFN signed a Collaborative Action Agreement to begin deconstructing the child welfare "Industry of Apprehension",

THEREFORE BE IT RESOLVED, the Chiefs-in-Assembly endorse the attached Agreement on Collaborative Action Concerning "Bringing our Children Home" and Achieving the Reunification and Strengthening of First Nation Families.

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of a resolution adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.05 Page 1 of 2

RE: BILL C-51 AND C-639; INCONSISTENCY BETWEEN DEFINITIONS OF "INFRASTRUCTURE" IN CRIMINAL CODE AND ANTI-TERRORISM BILLS

Moved by:

Chief Ron Evans Norway House Cree Nation

Seconded by:

Chief James Plewak Keeseekoowenin First Nation

CARRIED

WHEREAS, on January 30, 2015, the Minister of Public Safety and Emergency Preparedness introduced into the House of Commons Bill C-51, "An Act to enact the Security of Canada Information Sharing Act and the Secure Air Travel Act, to amend the Criminal Code, the Canadian Security Intelligence Service Act and the Immigration and Refugee Protection Act and to make related and consequential amendments to other Acts", with the short name Anti-terrorism Act, 2015. Bill C-51 is an "Omnibus Bill" and has completed the stage of second reading in the House of Commons and was referred to the Standing Committee on Public Safety and National Security on February 23, 2015; and

WHEREAS, on December 3, 2014, the Member of Parliament for Winnipeg South introduced into the House of Commons "An Act to amend the Criminal Code (protection of critical infrastructures)". The Bill remains at the stage of first reading in the House of Commons; and

WHEREAS, First Nations support efforts to ensure the safety and security of our Nations; and

WHEREAS, the references to and definitions of "infrastructure" in Government Bill C-51, "The Anti-terrorism Act, 2015" and Private Member's Bill C-639, "An Act to amend the Criminal Code (protection of critical infrastructures)" and The Criminal Code are not consistent; and

WHEREAS, the sole Criminal Code reference to "infrastructure" appears in Section 431.2(1) of Part XI, Willful and Forbidden Acts in Respect of Certain Property, as the definition of "infrastructure facility", as follows:

"infrastructure facility" means a publicly or privately owned facility that provides or distributes services for the benefit of the public, including services relating to water, sewage, energy, fuel and communications; and

CERTIFIED RESOLUTION

FEB-15.05 Page 2 of 2

RE: BILL C-51 AND C-639; INCONSISTENCY BETWEEN DEFINITIONS OF "INFRASTRUCTURE" IN CRIMINAL CODE AND ANTI-TERRORISM BILLS (cont'd)

WHEREAS, Bill C-51 and Bill C-639 each make reference to "critical infrastructure" without amending the definition of "infrastructure facility" in the Criminal Code. Only the Private members Bill C-639 provides a new definition of "critical infrastructure". Bill C-51 refers to "infrastructure" in the definition of an "activity that undermines the security of Canada" as:

"any activity, including any of the following activities, if it undermines the sovereignty, security or territorial integrity of Canada or the lives or the security of the people of Canada: interference with critical infrastructure;" and

WHEREAS, these inconsistencies in the references to and definition of "infrastructure" between the Criminal Code, C-51 may result in interpretation issues related to actual or perceived threats to infrastructure addressed in both C-51 regarding the key statutory "triggers" which invoke key portions of C-51.

THEREFORE BE IT RESOLVED, the Assembly of Manitoba Chiefs Secretariat be directed to work with other Manitoba First Nations and the Assembly of First Nations to assess the impacts of Bill C-51 and identify potential amendments and draft a letter to Members of Parliament and encourage First Nations and others to oppose Bill C-51 as it a denial of our inherent rights; and

FURTHER BE IT RESOLVED, that the Assembly of Manitoba Chiefs request an appearance before the Standing Committee on Public Safety and National Security to express concern and opposition regarding Bill C-51 generally and specifically regarding the potential for uncertainty in the application of Bill C-51 arising from the difference between the definition of "infrastructure facility" as this definition appears in the Criminal Code and the reference to "critical infrastructure" as it appears in Bill C-51.

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of a resolution adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.06

RE: TASK FORCE ON STRATEGIC PLANNING

Moved by:

Chief Chris Baker O-Pipon-Na-Piwin Cree Nation

Seconded by:

Chief David Crate Fisher River Cree Nation

CARRIED

WHEREAS, there are a number of issues and areas of concern that affect all First Nations in Manitoba, including:

- Policing Manitoba Bill 5 The Police Services Amendment Act (First Nation Safety Officers) and the Band Constables Program; and
- Education Ensuring that the economics of First Nation education systems and First Nations education funds benefit First Nations; and
- Health Access to health on reserve and the protection of traditional health medicines; and
- Child Welfare Have a review and approach the CFS system that ensure that money provided benefits First Nations; and
- Gaming Task Force

WHEREAS, Premier Greg Selinger of the Province of Manitoba attended the Assembly of Manitoba Chiefs (AMC) Chiefs-in-Assembly on February 24, 2015 and committed to work in cooperation with the elected leadership of Manitoba First Nations.

THEREFORE BE IT RESOLVED, that the Chiefs-in-Assembly commit through the AMC that each member First Nation and all First Nation organizations created by the Chiefs will work together in unity in a strategic way that will benefit all Manitoba First Nations.

FURTHER BE IT RESOLVED, that the Chiefs-in-Assembly create a Strategic Planning Task Force to work together with the Province of Manitoba and to identify what specific issue and area of concern the AMC will prioritize and work together in unity.

FURTHER BE IT RESOLVED, that the Chiefs-in-Assembly direct the AMC Secretariat to develop a strategic plan.

FINALLY BE IT RESOLVED, that the Task Force include at a minimum Chiefs representing the AMC, MKO, SCO, Elders and others; and that it will report to the AMC Chiefs-in-Assembly in July 2015.

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of a resolution adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.07 Page 1 of 2

RE: SERVING NOTICE TO MANITOBA AND CANADA ON CONSTITUTIONAL AND FIDUCIARY OBLIGATION TO ENSURE EFFECTIVE POLICING SERVICES IN FIRST NATIONS

Moved by:

Chief Jim Tobacco Mosakahiken Cree Nation

Seconded by:

Chief Ron Evans Norway House Cree Nation

CARRIED

WHEREAS, under Section 92(14) of the *British North America Act, 1867, (Constitution Act, 1867)* the Province of Manitoba is responsible for the administration of justice in the province, including policing; and

WHEREAS, the RCMP delivers policing services as the Provincial Police of Manitoba under contract with the province through the Provincial Police Service Agreement (PPSA). The parties to the Provincial Police Service Agreement are the Manitoba Minister of Justice and the Minister of Public Safety Canada; and

WHEREAS, the Chiefs-in-Assembly assert that the level of policing services in the majority of First Nations in Manitoba are inadequate in relation to any reasonable standard of measurement or comparison to those policing services provided to non-First Nation communities, with the result that the safety of the citizens of the majority of First Nation communities is placed at risk; and

WHEREAS, the Chiefs-in-Assembly are deeply concerned that the Province of Manitoba has not proclaimed into force s.80 of the Police Services Act (Peace officer status), with the result that First Nation Special Constables who provide secondary policing services in support of the RCMP and who were appointed under the former Provincial Police Act may no longer be acting with the protections and powers of a peace officer, potentially placing both the Special Constables and their First Nation employers at risk.

THEREFORE BE IT RESOLVED, the Chiefs-in-Assembly serve notice on the Manitoba Minister of Justice, as the constitutional authority responsible for policing in the province in accordance with 92(14) of the British North America Act, 1867, that immediate action must be taken to ensure and provide for measurably adequate and comparable levels of policing and public safety and security in the First Nations in Manitoba, particularly in those First Nations without full-time RCMP Detachments and which continue to rely on secondary policing services provide by Special Constables who are believed to hold the protections and powers of a peace officer;

..../2

CERTIFIED RESOLUTION

FEB-15.07 Page 2 of 2

RE: SERVING NOTICE TO MANITOBA AND CANADA ON CONSTITUTIONAL AND FIDUCIARY OBLIGATION TO ENSURE EFFECTIVE POLICING SERVICES IN FIRST NATIONS (cont'd)

FURTHER BE IT RESOLVED, the Chiefs-in-Assembly serve notice on the Minister of Public Safety in respect of Canada's constitutional and fiduciary responsibilities regarding First Nations people under Section 91(24) of the British North America Act, 1867, and as a party the Manitoba Provincial Police Service Agreement, that immediate action must be taken to ensure and provide for measurably adequate and comparable levels of policing and public safety and security in the First Nations in Manitoba, particularly in those First Nations without full-time RCMP Detachments and which continue to rely on secondary policing services provide by Special Constables who are believed to hold the protections and powers of a peace officer;

FINALLY BE IT RESOLVED, the Chiefs-in-Assembly serve notice to the Manitoba Minister of Justice and the Minister of Public Safety that the First Nations in Manitoba will hold the governments of Manitoba and Canada to be liable, individually and collectively, in the event that any citizen of any First Nation in Manitoba or any First Nation government or any First Nation Special Constable is placed at risk due to the failure of the Manitoba Minister of Justice and the Federal Minister of Public Safety to provide measurable and comparably adequate levels of policing services and due to the failure of Manitoba to proclaim into force s. 80 of the Police Services Act.

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of a resolution adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.08 Page 1 of 2

RE: SUPPORT FOR THE MANITOBA FIRST NATION COMMUNITIES AFFECTED BY THE TERMINATION OF THE BAND CONSTABLE PROGRAMS

Moved by:

Chief Ron Evans Norway House Cree Nation

Seconded by:

Chief Jim Tobacco Mosakahiken Cree Nation

CARRIED

WHEREAS, the termination of the Band Constable Program funding by the government of Canada end on March 31, 2015; and

WHEREAS, 31 Manitoba First Nation communities will be affected by the termination; and

WHEREAS, No Consultation occurred with the 31 affected First Nations and on November 26, 2014, the provincial Minister of Justice introduced Bill 5, The Police Service Amendment Act and announced that the intent of the bill was to replace the Band Constable Program with "First Nation Safety Officers"; and

WHEREAS, the provincial Justice Minister has publically stated that Manitoba will "match" the \$1.5 million in former federal Band Constable Program funding, for a total potential budget of \$3 million for the First Nation Safety Officer Program. This level of funding will be significantly less than the total amounts currently being expended on policing by First Nations; and

WHEREAS, Bill 5 proposes that the First Nation Safety Officers in First Nation communities will be appointed by a First Nation Chief and Council pursuant to an agreement with the provincial government to enforce provincial laws but that First Nation Safety Officers will not have the protections and powers of a peace officer when enforcing Band By-laws on-reserve or when acting in a secondary policing role in support of the RCMP, even though it is recognized by the provincial government that for the past 46 years (since about 1969), Band Constables have enforced Band Bylaws and have acted in a "first responder" and "front line policing" role in support of and pending the arrival of the RCMP;

THEREFORE BE IT RESOLVED, the Chiefs-in-Assembly support the following recommendations tabled by the Manitoba Keewatin Okimakanak at the Chief Assembly on February 24, 2015:

CERTIFIED RESOLUTION

FEB-15.08 Page 2 of 2

RE: SUPPORT FOR THE MANITOBA FIRST NATION COMMUNITIES AFFECTED BY THE TERMINATION OF THE BAND CONSTABLE PROGRAMS (cont'd)

- 1. Engage Manitoba to substantially amend, replace, or withdraw Bill 5 in order to:
 - a. recognize that the secondary policing services currently being provided by First Nation Special Constables with peace officer appointments are essential to public safety in First Nation communities and to the overall policing services delivered in Manitoba under the Manitoba Provincial Police Service Agreement (PPSA); and
 - b. include all of the costs of training, salaries, insurance and equipment for First Nation Special Constables with peace officer appointments as part of the policing activities and expenditures which are cost-shared 70% by Manitoba and 30% by Canada under the Manitoba Provincial Police Service Agreement.
- Engage Manitoba and Canada to recognize that the secondary policing services currently being provided by First Nations Special Constables with peace officer appointments are an essential part of the overall policing services delivered in Manitoba under the Manitoba Provincial Police Service Agreement; and
- 3. Engage Manitoba to immediately proclaim into force s. 80 of Police Service Act and take steps to confirm the peace officer status of all First Nations Special Constables.

FURTHER BE IT RESOLVED, the Assembly of Manitoba Chiefs call on the First Nations of Manitoba to assert the inherent sovereignty of the First Nations of Manitoba through the development and enactment of First Nation legislation to establish and license First Nation police forces and to appoint and arm First Nation police officers.

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of a Resolution Adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.09

RE: 60's SCOOP AND "CONNECTING OUR SPIRITS – AN INDIGENOUS ADOPTEE AND FOSTER CARE GATHERING"

Moved by:

Chief Jim Bear Brokenhead Ojibway Nation

Seconded by:

Chief David Crate Fisher River Cree Nation

CARRIED

WHEREAS, from 1960 to the mid-1980's, Indigenous children were forcibly removed from their families and communities to be adopted into non-Indigenous families across Canada and the United States in most cases without the consent of their families or Bands. Overall 16,810 treaty status children were "adopted out" (DIAND Statistics, 1996). This is referred to as the "Sixties Scoop"; and

WHEREAS, the Sixties Scoop manifested in a generation of lost children who have no knowledge of their identity, culture, or community due to the lack of administration and reporting work from provincial departments; and

WHEREAS, in May 2007 the Assembly of Manitoba Chiefs (AMC) passed resolution MAY-07.03, "Compensation for Indigenous Children in Group Foster Homes in Manitoba" that read "Therefore Be It Resolved, that the Chiefs-in-Assembly direct the AMC Grand Chief to support the development of a compensation system for indigenous children who suffered in group foster homes in Manitoba"; and

WHEREAS, in September 2011, resolution SEPT-02.11was adopted, "Further be it Resolved, that the Chiefs-in-Assembly demonstrate firm support toward Manitoba First Nation adoptees in their pursuit of reconciliation, resolution and restitution"; and

WHEREAS, the Manitoba Indigenous Adoptees Coalition (MIAC) will host "Connecting Our Spirits – an Indigenous Adoptee and Foster Care Gathering" in Winnipeg from July 24-27, 2015.

THEREFORE BE IT RESOLVED, that the Chiefs-in-Assembly support the July 24-27, 2015 "Connecting Our Spirits – an Indigenous Adoptee and Foster Care Gathering" and direct the AMC Secretariat to share information about the conference with all Manitoba First Nations.

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of a Resolution Adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.10 Page 1 of 2

RE: SUPPORT FOR THE IMPLEMENTATION OF THE TREATY EDUCATION K-12 IN ALL MANITOBA SCHOOLS

Moved by:

Chief David Crate Fisher River Cree Nation

Seconded by:

Chief Ron Evans Norway House Cree Nation

CARRIED

WHEREAS, Manitoba First Nations have to ensure that Treaty education is in all provincial schools to increase the knowledge and understanding of Treaty and Treaty relationship for all students in Manitoba and as an overall strategy for working towards harmonizing the Treaty relationship; and

WHEREAS, Resolution MAR-10.04 supported the development of a Treaty Curriculum for all grade levels and called upon both the federal and provincial governments to fund the development of mandatory Treaty education teacher resources for K-12 students in all schools in Manitoba; and

WHEREAS, there is a broad support for the Treaty Education Initiative which has been implemented in 22 of the 39 school divisions in Manitoba and 39 of the 49 First Nations schools, whose teachers and administrators have received training; and

WHEREAS, the Treaty Relations Commission of Manitoba continues to support broad K-12 Treaty education implementation by delivering ongoing one and two-day training workshops in different regions of the province for teachers, administrators, divisional/regional consultants (catalyst teachers) and education leaders.

THEREFORE BE IT RESOLVED, that the Chiefs-in-Assembly support the ongoing Treaty Education K-12 Initiative of the Treaty Relations Commission of Manitoba, and encourage all First Nations to implement this in their schools through a Band Council Resolution; and

FURTHER BE IT RESOLVED, that the Assembly of Manitoba Chiefs (AMC), Treaty Relations Commission of Manitoba, and Manitoba First Nations Education Resource Centre work together to develop and support an implementation plan and strategy for the Treaty Education K-12 initiative in all Manitoba First Nations schools; and

CERTIFIED RESOLUTION

FEB-15.10 Page 2 of 2

RE: SUPPORT FOR THE IMPLEMENTATION OF THE TREATY EDUCATION K-12 IN ALL MANITOBA SCHOOLS (cont'd)

FINALLY BE IT RESOLVED, the Chiefs-in-Assembly directs the AMC Grand Chief and the Chief Task Force on Treaty Relations Commission of Manitoba to ensure that the Treaty Education K-12 in all schools across Manitoba is fully implemented by the Province of Manitoba.

CERTIFIED COPY

of a Resolution Adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.11

RE: THE ASSEMBLY OF MANITOBA CHIEFS (AMC) AND THE FIRST NATIONS HEALTH AND SOCIAL SECRETARIAT OF MANITOBA (FNHSSM) DEMAND THE IMPLEMENTATION OF OWNERSHIP, CONTROL, ACCESS AND POSSESSION (OCAPTM) OF DATA PRINCIPLES IN THE PANORAMA INFORMATION SHARING AGREEMENT

Moved by:

Chief Cathy Merrick Cross Lake Band of Indians

Seconded by:

Chief Frank Abraham Black River First Nation

CARRIED

WHEREAS, the FNHSSM is seeking to complete a final Information Sharing Agreement (ISA) to incorporate the First Nations OCAPTM principles and respect each First Nations ability to protect its own data on Panorama; and

WHEREAS, it is critical that First Nations be in a position to determine how First Nations information is collected, used, disclosed and destroyed and under what circumstances; and

WHEREAS, First Nations inherent and treaty rights provide for self-determination as it relates to data including health care data; and

WHEREAS, the Panorama application contains a section within client details for recording information specific to persons that identify as First Nations; and

WHEREAS, the AMC Grand Chief and FNHSSM Chairperson support and have provided correspondence to the Province of Manitoba Health Minister to ensure OCAP is included within the body of the Panorama ISA.

THEREFORE BE IT RESOLVED, that the AMC Chiefs-in-Assembly support the First Nations Health and Social Secretariat of Manitoba to ensure that Manitoba Health includes OCAP principles throughout the body of the Panorama ISA and in any and all electronic applications that captures any First Nations data.

CERTIFIED COPY

of a Resolution Adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.12 Page 1 of 2

RE: THE ASSEMBLY OF MANITOBA CHIEFS (AMC) AND THE FIRST NATIONS HEALTH AND SOCIAL SECRETARIAT OF MANITOBA (FNHSSM)WILL CALL ON THE PROVINCIAL AND FEDERAL HEALTH MINISTERS TO ADDRESS THE CONNECTIVITY, TRAINING AND OTHER ACCOMPANYING INFRASTRUCTURE ISSUES AFFECTING THE DEPLOYMENT OF CHEALTH APPLICATIONS IN FIRST NATIONS COMMUNITIES, INCLUDING PANORAMA

Moved by:

Chief David Crate Fisher River Cree Nation

Seconded by:

Chief Nelson Genaille Sapotaweyak Cree Nation

CARRIED

WHEREAS, the Assembly of Manitoba Chiefs (AMC) endorsed the eHealth Long Term Strategy to ensure First Nations leadership in eHealth (ECC Mar.12-01); the support to AMC/First Nation Health and Social Secretariat of Manitoba (FNHSSM) and Manitoba First Nations Technology Council to acquire funding for the Manitoba First Nations Technology Plan (Jun.12-07); and now the Manitoba First Nations Connectivity Plan Feasibility Study to implement high-speed connectivity in Manitoba First Nations (ECC Oct.03-13); and

WHEREAS, the Manitoba First Nations Connectivity Plan Proposal calls for a feasibility study that specifically serves the eHealth Long Term Strategy Overall Goal #3 'Every First Nation in Manitoba will have high-speed Industrial Strength Connectivity by 2013"; and

WHEREAS, the Feasibility Study will profile each Manitoba First Nation community with recommendations for a high-speed connectivity solution where possible. The solution will be scaled over a number of years and include a hybrid of Fixed Wireless, Fiber and Community WiFi. The future network built on the principles of being Adequate, Accessible and Affordable will become a foundation for Education, Healthcare, Government and Consumers in Manitoba First Nations communities; and

WHEREAS, the deployment of eHealth applications such as Telehealth, eChart, electronic medical records, and Panorama, have underlined the fact that connectivity issues are the number one challenge in deployment of said applications in Manitoba's First Nations. Key accompanying issues with the sustainability of infrastructure also need to be addressed and funded accordingly, such as training, troubleshooting and ongoing operation and maintenance; and

WHEREAS, there has not been any written Federal or Provincial support for the carrying out of the Manitoba First Nations Connectivity Plan Proposal ("Feasibility Study") to address connectivity as it relates to eHealth application deployment; and

CERTIFIED RESOLUTION

FEB-15.12 Page 2 of 2

RE:

THE ASSEMBLY OF MANITOBA CHIEFS (AMC) AND THE FIRST NATIONS HEALTH AND SOCIAL SECRETARIAT OF MANITOBA (FNHSSM) WILL CALL ON THE PROVINCIAL AND FEDERAL HEALTH MINISTERS TO ADDRESS THE CONNECTIVITY, TRAINING AND OTHER ACCOMPANYING INFRASTRUCTURE ISSUES AFFECTING THE DEPLOYMENT OF eHEALTH APPLICATIONS IN FIRST NATIONS COMMUNITIES, INCLUDING PANORAMA (cont'd)

WHEREAS, at a meeting on July 22nd, 2014, FNIHB indicated that only 4 of the 22 Federal and 4 Provincial nursing stations will be ready for Panorama. This does not include the 37 First Nation Health Centres that also need to be assessed for connectivity issues; and

WHEREAS, a plan of action for phased deployment of eHealth applications to the Manitoba First Nation health facilities must be established and adhered to, with alignment of funding of infrastructure to support said applications, including Panorama.

THEREFORE BE IT RESOLVED, that the AMC Chiefs-in-Assembly support the FNHSSM and demand the provincial and federal Ministers of Health to create an action plan for funding to address the connectivity, training, and other accompanying infrastructure issues facing eHealth application deployment, aligning with the Manitoba First Nations Connectivity Plan.

CERTIFIED COPY

of a Resolution Adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.13 Page 1 of 2

RE: THE ASSEMBLY OF MANITOBA CHIEFS (AMC) AND THE FIRST NATIONS HEALTH
AND SOCIAL SECRETARIAT OF MANITOBA (FNHSSM) SUPPORT THE
IMPLEMENTATION OF OCAP™ COMPLIANT FIRST NATIONS IDENTIFIERS IN ANY
ELECTRONIC APPLICATION THAT CAPTURES ANY FIRST NATIONS DATA

Moved by:

Chief Jackie Everette Berens River First Nation

Seconded by:

Chief Frank Abraham Black River First Nation

CARRIED

WHEREAS, the Federal and Provincial governments continue to use a Pan-Aboriginal approach to research and data collection of the three distinct groups that have been combined into the term "Aboriginal". This hides the realities and distinctiveness of the First Nation, Metis & Inuit Nations. It is difficult to advocate for or develop meaningful programs/services/electronic applications to address the unique needs of each group, including First Nation specific information; and

WHEREAS, it is critical that First Nations determine how First Nations information is collected, used, disclosed and destroyed and under what circumstances. This is in alignment with the First Nations Ownership, Control, Access and Possession (OCAP™) Principles of data collection; and

WHEREAS, the Panorama application contains a section within client details for recording information specific to persons that identify as First Nations; and

WHEREAS, it is estimated that 50-60% of the total Aboriginal population in Manitoba have self-identified. Without a means of identifying which clients should be included in the First Nations population set, it is not possible to address questions using Panorama data on its own.

THEREFORE BE IT RESOLVED, that the AMC Chiefs-in-Assembly support the FNHSSM to advocate for the provincial and federal governments to provide necessary funding, for the implementation of First Nations Identifiers in Panorama and, for all other electronic applications that capture First Nations data, when funding is required

CERTIFIED RESOLUTION

FEB-15.13 Page 2 of 2

RE:

THE ASSEMBLY OF MANITOBA CHIEFS (AMC) AND THE FIRST NATIONS HEALTH AND SOCIAL SECRETARIAT OF MANITOBA (FNHSSM) SUPPORT THE IMPLEMENTATION OF OCAP™ COMPLIANT FIRST NATIONS IDENTIFIERS IN ANY ELECTRONIC APPLICATION THAT CAPTURES ANY FIRST NATIONS DATA (cont'd)

FINALLY BE IT RESOLVED, that the FNHSSM follow up with the federal and provincial partners for Health to provide notice that OCAP™ Compliant First Nations identifiers must be established to uphold First Nation rights of ownership, control, access and possession of all information in relation to First Nation data.

CERTIFIED COPY

of a Resolution Adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.14

RE: GAMING TASK FORCE TO RESOLVE GAMING DISTRIBUTIONS FROM THE PROVINCE OF MANITOBA

Moved by:

Chief Clarence Easter Chemawawin Cree Nation

Seconded by:

Chief Frank Abraham Black River First Nation

CARRIED

WHEREAS, the Chiefs-in-Assembly supported resolution MAR-14.03 to establish a Gaming Task Force to resolve the trust payment challenges and gaming distributions; and

WHEREAS, there are three First Nations Casinos in Manitoba which have entered into trust payment agreements for the benefit of all First Nations in Manitoba; and

WHEREAS, the Province of Manitoba has not negotiated in good faith and provided a fair share of gaming revenues for First Nations and collaborative partnerships to regulate Gaming in Manitoba.

THEREFORE BE IT RESOLVED, the Chiefs-in-Assembly extend the mandate of the Gaming Task Force for the 2015-2016 fiscal year to:

- Develop a plan to engage the Province of Manitoba to access fair and equal shares of the gaming revenue and regulation of Gaming in Manitoba;
- Review and Recommend a solution to address the expiry of the northern community agreement and gaming distribution;
- Explore business opportunities for future investment in existing and future gaming centres and casinos.

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of a Resolution Adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.15

RE: REQUEST FOR THE ASSEMBLY OF MANITOBA CHIEFS TO LOBBY MANITOBA HYDRO FOR MANITOBA FIRST NATIONS

Moved by:

Chief Frank Abraham Black River First Nation

Seconded by:

Chief Jackie Everette Berens River First Nation

CARRIED

WHEREAS, First Nations in Manitoba have been working directly with Manitoba Hydro on issues related to Bipole III, Potential Bipole IV and V, east side and other transmission lines, impacts of hydro on traditional territories, including regulation of Lake Winnipeg, revenue sharing and compensation claims; and

WHEREAS, the Manitoba Metis Federation and Manitoba Hydro, negotiated the Kwaysh-kin-na-mihk la paazh Agreement which means turning the page in the Michif language to sustain productive relationships among the parties as well as address the impacts related to past projects; and

WHEREAS, , resolution MAR-12.02 Bipole III was passed at the Executive Council of Chiefs requesting information from the government of Manitoba of the potential environmental and economic impacts for First Nations of the development of Bipole III; and

WHEREAS, Manitoba First Nations on the east side of Lake Winnipeg favor the development of the Transmission Line of Bipole III through the east side as it brings economic opportunity to the First Nation communities and will be more cost-effective for Manitoba Hydro compared to the development on the west side of Lake Winnipeg; and

WHEREAS, the Manitoba Hydro dams in the North and the artificial controlling of water flow interrupts the ecological system and wipes away the nutrients of the lake; and

WHEREAS, the Assembly of Manitoba Chiefs will continue to respect and support the rights agreements and endeavors of each individual First Nation.

THEREFORE BE IT RESOLVED, the Chiefs-in-Assembly direct the Assembly of Manitoba Chiefs Secretariat to work in a unified approach and to engage in discussions with Manitoba Hydro towards a collective and unified approach that will address common issues impacting Manitoba First Nations.

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of a Resolution Adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.16

RE: ABORIGINAL AFFAIRS AND NORTHERN DEVELOPMENT CANADA (AANDC) MUST FUND RENTAL TO ANY HOUSING ON RESERVE WHERE ELIGIBLE INCOME ASSISTANCE (IA) RECIPIENTS RESIDE

Moved by:

Chief Ron Evans Norway House Cree Nation

Seconded by:

Chief David Crate Fisher River Cree Nation

CARRIED

WHEREAS, First Nations in Manitoba have insufficient funding and insufficient housing stock to provide housing to our people, which are the fastest growing sector of the population in Canada; and

WHEREAS, Northern First Nations pay extraordinarily higher costs for construction, transportation and labour, as compared to urban centres, for housing to be delivered and constructed on reserve; and

WHEREAS, First Nations provide the only housing option to our citizens living on reserve, many of whom receive income assistance; and

WHEREAS, the Chiefs-in-Assembly have acted on the following three resolutions DEC.08.94-04 Shelter Allowances for Lake Manitoba First Nation, JAN-98.02 Ebb and Flow First Nation – Statement of Claim on Federal Shelter Allowance Policy, and AUG-06.19 Norway House Cree Nation (NHCN) and Indian & Northern Affairs Canada (INAC) Shelter Allowance in Income Assistance; and

WHEREAS, the Federal Cabinet has approved AANDC to deliver social programs, including Income Assistance, to ensure such programs are "reasonably comparable" to provincial programs, such as Manitoba Employment Income Assistance (EIA) which provides rental support to any accommodation where eligible EIA recipients live; and

WHEREAS, First Nations are being denied by AANDC Manitoba to charge rent as an eligible expense to the Income Assistance for non CMHC housing.

THEREFORE BE IT RESOLVED, that the Grand Chief advocate that: AANDC immediately follow the National Policy approved by Cabinet that Income Assistance rental payments to be "reasonably comparable" with the provincial programs such as Manitoba EIA. .

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of a Resolution Adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.17

Moved by:

Chief Ron Evans Norway House Cree Nation

Seconded by:

Chief Jim Tobacco Mosakahiken Cree Nation

CARRIED

E: TRUTH AND RECONCILIATION COMMISSION TO ADDRESS THE QUESTION OF WHETHER GENOCIDE AGAINST FIRST NATIONS HAS OCCURRED IN CANADA

WHEREAS, about 150,000 First Nations, Inuit and Métis children were forced to attend the government schools over much of the past century. The last school closed outside Regina in 1996; and

WHEREAS, the Truth and Reconciliation Commission of Canada was established from the Indian Residential Schools Settlement Agreement, to inform all Canadians about what happened in Indian Residential Schools (IRS); and

WHEREAS, the United Nations defines genocide to include any of the following acts committed with intent to destroy, in whole or in part, a national, ethnical, racial or religious group, as such:

- (a) Killing members of the group;
- (b) Causing serious bodily or mental harm to members of the group;
- (c) Deliberately inflicting on the group conditions of life calculated to bring about its physical destruction in whole or in part;
- (d) Imposing measures intended to prevent births within the group;
- (e) Forcibly transferring children of the group to another group; and

WHEREAS, Honourable Justice Murray Sinclair, Chair of the Truth and Reconciliation Commission of Canada stated that the United Nations defines genocide to include the removal of children based on race, then placing them with another race to indoctrinate them and therefore he believes that genocide has been inflicted upon First Nations in Canada; and

WHEREAS, the Government of Canada and the Canadian Human Rights Museum have not acknowledged genocide against First Nations in Canada.

THEREFORE BE IT RESOLVED, the Chiefs-in-Assembly support the expansion of the mandate of the Truth and Reconciliation Commission of Canada to address and answer the question of genocide inflicted against the First Nations in Canada.

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of a Resolution Adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB

CERTIFIED RESOLUTION

FEB-15.18 Page 1 of 2

RE: ASSEMBLY OF MANITOBA CHIEFS (AMC) TO CONDUCT A FINANCIAL ANALYSIS OF FUNDING REDUCTION FROM ABORIGINAL AFFAIRS AND NORTHERN DEVELOPMENT CANADA (AANDC) TO THE ASSEMBLY OF MANITOBA CHIEFS

Moved by:

Chief Clarence Easter Chemawawin Cree Nation

Seconded by:

Chief Jim Bear Brokenhead Ojibway Nation

CARRIED

WHEREAS, in September 2012, the Federal Government under the leadership of Prime Minister Stephen Harper announced cuts to core funding to Aboriginal Representative Organization (AROs) for the 2013-2014 fiscal year and changes to proposals for project funding impacting AROs and Tribal Councils for the 2014-2015 and 2015-2016 fiscal years; and

WHEREAS, on September 4, 2012, the Minister of Aboriginal Affairs and Northern Development (AANDC) stated: "...we are changing the funding model for Aboriginal Organizations and Tribal Councils, to make funding more equitable among organizations across the country, and ensure funding is focused on our shared priorities: education, economic development, on-reserve infrastructure, land management and governance programs."; and

WHEREAS, the Assembly of Manitoba Chiefs (AMC) received 86% of funding cuts to core operations in the 2014/2015 fiscal year, limiting the human, technical, professional and financial resources to fully advocate for Manitoba First Nations rights as mandated by the Chiefs-in-Assembly; and

WHEREAS, the AMC applied for eight proposals for the 2014/2015 fiscal year under the AANDC project funding themes request for proposal process (RFP) that totalled \$2.6 million dollars and received support for one project at only \$102,000, and Manitoba Metis Federation received approval of four proposals in the amount of \$1,440,000 and the Metis Nation of Canada also received a total of \$6,986,000; and

WHEREAS, the AMC is predicting to have a projected deficit of \$500,000 for the 2014/2015 fiscal year and has implemented a Management Action Plan and created strategies for own source revenue to support AMC priorities including resources towards addressing the deficit; and

WHEREAS, Manitoba First Nation citizens represent more than 10% of Manitoba's total population and continue to be marginalized socially and economically and need advocacy in a unified form.

CERTIFIED RESOLUTION

FEB-15.18 Page 2 of 2

RE:

ASSEMBLY OF MANITOBA CHIEFS (AMC) TO CONDUCT A FINANCIAL ANALYSIS OF FUNDING REDUCTION FROM ABORIGINAL AFFAIRS AND NORTHERN DEVELOPMENT CANADA (AANDC) TO THE ASSEMBLY OF MANITOBA CHIEFS

THEREFORE BE IT RESOLVED, the Chiefs-in-Assembly direct the AMC Secretariat to conduct an analysis of the reduced funds and loss of capacity within the AMC and request AANDC to report on the redirected funding previously allocated to AROs and Tribal Council.

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of a Resolution Adopted on February 24, 25 & 26, 2015 Brokenhead Ojibway Nation, MB