

APPENDIX A



Assembly of Manitoba Chiefs
EMPOWERING OUR NATIONS

CONSTITUTION OF THE ASSEMBLY OF MANITOBA CHIEFS

Adopted on September 1994

Adopted July 31, 2019
Brokenhead Ojibway Nation

**CONSTITUTION OF THE
ASSEMBLY OF MANITOBA CHIEFS**

PREAMBLE

The Chiefs of the General Assembly of the Assembly of Manitoba Chiefs, having been convened, and

AFFIRMING that our peoples are the original peoples of this land having been put here on Turtle Island (North America) by the Creator; and

RECOGNIZING that through the Creator laws were developed to govern all our relationships for us to live in harmony with nature and mankind; and

DECLARING that the primary law of First Nation governments is the spiritual law through which the Creator defined our rights and responsibilities; and

STATING that we as autonomous peoples, have maintained our freedoms, languages, culture and traditions from time immemorial; and

ACKNOWLEDGING that the rights and responsibilities ascribed to us as peoples by the Creator cannot be altered, abrogated or diminished by any other Nation; and

NOTING that our aboriginal (First Nation) title, aboriginal (First Nation) rights and international Treaty rights exist and are recognized by International law; and

ACCEPTING that the Royal Proclamation of 1763 is binding on both the Crown in right of the United Kingdom and Canada; and

STATING that the Constitution of Canada is an instrument which protects our Aboriginal title, aboriginal rights (collective and individual), international Treaty rights and the inherent right to self-determination; and

AFFIRMING that as Nations, our governmental powers, authorities and responsibilities are inherent and have existed since time immemorial; and

NOTING that recognition of the existence of the Canadian Constitution does not dilute, impair or undermine the sovereign status of First Nations of Manitoba; and

AFFIRMING that the right to self-determination and self-government of First Nations of Manitoba transcends the confines or circumscription of the Canadian state; and

DECLARING that our Nations are part of the International community;

ARE DETERMINED to be guided by the mission statement:

To protect our First Nation governments from further encroachment and to prevent any action by any Nation, group, jurisdiction or government from violating the integrity and freedoms of self-determination and from violating individual and collective rights of First Nations;

To reaffirm our belief in the sovereign equality of Nations and the fundamental rights of First Nations peoples;

To seek justice for the obligations arising from our International Treaties; and;

To promote and ensure social progress, harmony and the quality of life among our peoples;

AND FOR THESE ENDS,

To ensure respect of our culture, our diversity, our independence and our distinctiveness;

To practice tolerance, consensus and strive for harmony;

To unite our strength to maintain our security, traditions and nationhood;

To utilize domestic and international means for the promotion of the political, economic, spiritual and social advancement of our peoples; and

To join together our First Nations in political unity and solidarity for the collective advancement of our peoples on issues of common interest.

SO, WE THE CHIEFS HAVE RESOLVED TO COMBINE OUR EFFORTS TO ACCOMPLISH COMMON POLITICAL RIGHTS AND FREEDOMS.

ACCORDINGLY

our respective governments, through the Chiefs of First Nations of Manitoba assembled in the City of Winnipeg on September 14, 1994 agree to affirm the establishment of the Assembly of Manitoba Chiefs and now agree to the present Constitution of the Assembly of Manitoba Chiefs.

DEFINITIONS

- ABORIGINAL** First Nations in Manitoba prefer to use the term First Nations or terms such as the Anishinaabeg, Anishiniwak, Dakota Oyate, Denesuline, Nehethwuk / Iniwak to describe themselves as peoples. The term Aboriginal is used in the same context found in the Canadian Constitution especially section 25 and 35.
- CONFLICT OF INTEREST** A conflict of interest occurs when a member of the Chiefs-in-Assembly acts, votes, has information or makes a decision in the course of his or her official duties which either purposefully or coincidentally furthers their own person interests and/or provides a personal gain, pursuant to Article 12(2).
- FIRST NATION** A generic term to describe the original peoples of this land. Only status treaty peoples have the right to use this terminology. Some years ago, the term aboriginal meant the original peoples, and since the Constitution of Canada in 1982, the term aboriginal has been used in a wide context.
- INDEPENDENT FIRST NATION** A First Nation in this province that does not belong to a Tribal organization or a regional organization but is a member of the Assembly of Manitoba Chiefs.
- PROXY** A person who is designated elected representative from the First Nation of a Chief who is substituted or deputed to represent and act for him or her pursuant to Article 6(3).
- QUORUM** The number of members who must be present in a deliberative body before business may be transacted.
- TRADITIONAL TEACHINGS** A term used by Elders and traditional peoples to describe their way of life and daily conduct. This term includes the following: (a) wisdom; (b) love; (c) respect; (d) bravery (courage); (e) honesty; (f) humility; (g) truth.

IDEALS

ARTICLE 1

In every forum of the Assembly of Manitoba Chiefs, diplomatic and political relations as well as governmental comity between First Nations shall be guided by the following ideals:

- (a) By virtue of our rich heritage, historical experience, contemporary experience and traditional values of sharing, non-interference, trust, honour, respect, harmony and traditional teachings; the First Nations possess common interests and aspirations to exercise their political will in collective approaches and strategies through consensus.
- (b) By virtue of the recognition and affirmation of our mutual freedom to determine our political status and self-determination, First Nations possess the knowledge and political will to respect the sovereignty of each First Nation.
- (c) By virtue of the recognition and respect for our mutual sovereign equality, and sovereign autonomy, First Nations can establish collective political relations in a cooperative manner.
- (d) By virtue of our mutual belief in justice and respect for our jurisdictions, First Nations can establish collective political relations that will not prejudice a single First Nation.

PRINCIPLES

ARTICLE 2

The Assembly of Manitoba Chiefs, in Assembly, in the pursuit of the ideals stated in Article 1 and under their guidance, shall subscribe and maintain the following principles:

- 1. We state and accept that each First Nation has the inherent right to self-determination and to self-government by virtue of its nationhood and its autonomy and sovereignty is not impaired by decisions of other First Nations.
- 2. We accept that First Nations in Manitoba, as independent Nations, signed international covenants known as Treaties and accordingly these Treaty rights must be upheld and maintained. First Nations recognize that collective power and action is necessary for the preservation and integrity of these Treaty rights.
- 3. We recognize and accept that First Nations have an inherent and fundamental relationship with the land and natural environment. First Nations assert that this relationship and the rights thereto include rights to lands, resources and jurisdictions over our traditional territories.

4. We accept that the right of First Nations to self-determination and self- government is inherent and not derivative. The plenary power and authority of the First Nations in Manitoba can give cause to exist, a delegated form of authority known as the Assembly of Manitoba Chiefs. Any or all action by the Assembly of Manitoba Chiefs that exceed the purpose, authority, responsibility and jurisdiction will be of no force or effect.
5. We acknowledge and accept that the Assembly of Manitoba Chiefs, an organization formed to act on behalf of the First Nations of Manitoba derives its power, mandate and responsibility from the sovereignty of those First Nations. The institutions entrusted to exercise this delegation, function with the fullest respect for the sovereignty of each First Nation and the ascribed duty and performance will comply with such delegation.
6. We acknowledge and accept that the Assembly of Manitoba Chiefs serves to advance the rights and aspirations of First Nations in Manitoba and to protect the best interests of First Nation peoples of Manitoba and future generations.
7. We accept that where it is necessary to identify, prioritize and initiate collective action on certain issues that such decisions shall occur at regularly convened Assemblies.
8. We accept that duties, responsibilities and contributions involved in our collective efforts shall be shared on an equitable basis between First Nations and their various institutions.
9. We state that our collective efforts undertaken by First Nations in Manitoba shall respect and enhance the political and legal equality of our peoples, the fundamental human rights of individuals, the equality of men and women and deference to First Nation Elders. These efforts are in concert with our respect for and the promotion of our collective and individual rights.
10. We state that any collective action by the Assembly of Manitoba Chiefs shall never derogate or deny our inherent aboriginal and Treaty rights.
11. The Assembly of Manitoba Chiefs shall not affiliate itself with any other Provincial or Territorial or National or International First Nation organization without the support of the member First Nations of the Assembly of Manitoba Chiefs.

MANDATE

ARTICLE 3

The Mandate of the AMC is, through the Chiefs-in-Assembly, to devise collective and common political strategies and mechanisms for coordinated action by First Nations and their organizations to:

1. Promote, preserve, and protect Aboriginal and Treaty rights for First Nations people in Manitoba;
2. Preserve and enhance the rights and freedoms of First Nations in Manitoba as distinct peoples;
3. Strengthen and restore the foundations of First Nations cultures, traditions, languages, economies, and societies;
4. Affirm First Nations rights as peoples to exercise and practise self-determination and self-government; and
5. Protect the integrity and authority of each First Nation's customs, laws, and practises;
6. Preserve and enhance the role and equal participation of First Nation women within the political, economic and social spheres of First Nation governments and organizations.

For the greater certainty, the AMC will function as a political coordinating entity only on the common issues and strategies mandated by the Chiefs-in-Assembly and not as a program and service delivery entity.

The AMC will support specific First Nations issues as mandated by the Chiefs-in-Assembly.

MEMBERSHIP

ARTICLE 4

1. All First Nations in Manitoba have the right to seek membership in the Assembly of Manitoba Chiefs. The Assembly Secretariat shall maintain a schedule of First Nation members.
2. The Chiefs-in-Assembly may recognize the formation of a new First Nation and the right of that Nation to seek membership in the Assembly of Manitoba Chiefs.
3. The Chiefs-in-Assembly may confer special membership or participation rights upon First Nation organizations.
4. Membership entails a commitment among member First Nations in Manitoba to strive for political unity and to support the Assembly of Manitoba Chiefs and its instruments.

INSTRUMENTS

ARTICLE 5

1. The principal instruments of the Assembly of Manitoba Chiefs are designated as:
 - The Chiefs in Assembly
 - The Executive Council of Chiefs
 - The Assembly of Manitoba Chiefs Secretariat Inc. (the “Assembly Secretariat”)
 - The Chiefs Committees of the Assembly of Manitoba Chiefs
2. Subsidiary committees or instruments that are necessary or required, may be established by the Manitoba Chiefs-in-Assembly.
 - The Council of Elders
 - Grandmothers Council
 - Women’s Council

THE CHIEFS-IN-ASSEMBLY

ARTICLE 6

1. The Chiefs-in-Assembly shall consist of all the Chiefs of those First Nations in Manitoba who choose to exercise their right to be members of the Assembly of Manitoba Chiefs.
2. Each First Nation in Manitoba which is a member of the AMC shall have one elected representative from that First Nation in the Chiefs-in-Assembly.
3. In the absence of a Chief of a First Nation in Manitoba, a Proxy, who is a designated elected representative from that First Nation and who is accredited officially in writing by the Chief of that First Nation for that purpose, may participate in the Chiefs-in-Assembly forum. This written accreditation shall be provided in advance of the Chiefs-in-Assembly meeting to the AMC Secretariat.
4. In the absence of a Chief who may not have an elected Council, designated representatives or proxies who are accredited officially in writing by that member First Nation for that purpose, may participate fully in the Chiefs-in-Assembly forum. This written accreditation shall be provided in advance of the Chiefs-in-Assembly meeting to the AMC Secretariat.
5. A Proxy whom is appointed by a Chief of a First Nation but does not meet the requirements set out in Article 6(3) above will be precluded from acting as a Proxy for a Chief of a First Nation.
6. A Chief of a First Nation shall ensure that any Proxy appointed has reviewed the AMC Constitution, in particular Appendix A Chief-in-Assembly Rules of Procedure prior to attendance of the Chief-in-Assembly.
7. A Proxy whom is appointed by a Chief of a First Nation must adhere and follow all Chief-in-Assembly Rules of Procedure, failing which the Grand Chief in consensus with the Chair of the Assembly has the authority to revoke the Proxy.

FUNCTIONS AND POWERS

ARTICLE 7

1. The Chiefs-in-Assembly is a political forum for First Nations in Manitoba to conduct nation-to-nation discussions and to address common issues and concerns for the purpose of developing and accepting common strategies and initiatives.
2. The Chiefs-in-Assembly as a political forum and source of all authority for collective action shall function as a coordinating and cooperative body for common strategies and initiatives.
3. The Chiefs-in-Assembly shall elect the Grand Chief of the Assembly of Manitoba Chiefs.
4. The Chiefs-in-Assembly shall elect the Regional Chiefs of the Assembly of First Nations. The Chiefs-in-Assembly shall recognize the right of Chiefs of First Nations which are not members of the Assembly to vote for the Regional Chief of the Assembly of First Nations.
5. The Chiefs-in-Assembly shall ensure that the composition of all its delegated committees reflect the principles of: respect for diversity, equal regional representation; and shared decision making responsibility.
6. The Chiefs-in-Assembly may, by resolution mandate the establishment of working groups or Chiefs Committees on any particular subject matter to facilitate the implementation of the decisions or resolutions made by Chiefs-in-Assembly.
7. The Chiefs-in-Assembly may instruct the Executive Council to proceed with an implementation process regarding any subject matter.
8. The Chiefs-in-Assembly as outlined in Article 14 may remove the Grand Chief of the Assembly of Manitoba Chiefs.
9. The Chiefs-in-Assembly may remove the Regional Chief of the Assembly of First Nations as outlined in Article 15.

DECISION MAKING

ARTICLE 8

1. Decisions of the Assembly of Manitoba Chiefs-in-Assembly shall be made by consensus if possible. Unless otherwise specified herein, if a vote is required, a decision is made when it reflects a simple majority of a quorum of Chiefs. A quorum is established when attendance reflects 50% plus one, of Chiefs of the member First Nations when the assembly is called to order by the Chair.
2. In the event of voting, each Chief or duly recognized delegate shall have one vote.

ASSEMBLIES

ARTICLE 9

The Chiefs-in-Assembly shall meet:

1. Once a year within 180 days of the fiscal year end to deal with year-end business. The Assembly Secretariat will cover the basic operational costs of hosting the Assembly (i.e. venue, food and refreshments, contractors, guest speakers, ceremonies) as well as Chiefs' travel and accommodations.
2. In General Assemblies on or about the month of September, December and March depending upon the availability of funds for the Assembly Secretariat to cover the basic operational costs of hosting the Assembly. Chiefs will be responsible for their own travel and accommodation unless the Office of the Grand Chief secures additional funding to cover these unbudgeted expenses.
3. In Special Assemblies to be convened by the Grand Chief of the Assembly of Manitoba Chiefs at the request of the Executive Council to deal with issues of an emergency nature which otherwise cannot be dealt with expeditiously at the General Assemblies, depending upon the availability of funds for the Assembly Secretariat to cover the basic operational costs of hosting the Assembly. Chiefs will be responsible for their own travel and accommodation unless the Office of the Grand Chief secures additional funding to cover these unbudgeted expenses.

PROCEDURE

ARTICLE 10

The Assembly of Manitoba Chiefs-in-Assembly shall adopt its own Rules of Procedure, see Appendix A.

EXECUTIVE COUNCIL OF CHIEFS

Role, Composition and Authority

ARTICLE 11

1. The Executive Council of the Assembly of Manitoba Chiefs shall function as a source of authority between Assemblies and shall be composed of the Grand Chief, 5 Chiefs selected by northern First Nations and 5 Chiefs selected by southern First Nations. The First Nations of the tribal regions and the independent First Nations will identify their respective representatives and alternate representatives on the Executive Council. Quorum for the Executive Council shall consist of six members.
2. The Executive Council may make representations on behalf of the First Nations of Manitoba consistent with properly delegated mandates.
3. The Executive Council shall set priorities on common issues and shall have plenary authority over all Chiefs Committees as a measure of greater cooperation, efficiency and effectiveness.
4. On matters of concern to an individual First Nation that will not prejudice other First Nations, the Executive Council may consider a request from any First Nation and decide on the best course of action or support.
5. The Executive Council will ensure written reports are provided at assemblies indicating progress on mandates and resolutions.
6. The Executive Council shall include the Grand Chief who will chair all Executive Council meetings and shall be responsible for ensuring the Assembly Secretariat implements the decisions of the Executive Council in accordance with the Articles of Incorporation and By Laws of the Assembly Secretariat. Decisions of the Executive Council shall be made by consensus if possible.
7. The Executive Council derives its mandate exclusively from this Constitution and from resolutions passed by Chiefs-in-Assembly. In exceptional circumstances the Executive Council may exercise its plenary powers.
8. The Executive Council shall appoint from among its membership, an Acting Grand Chief who shall assume the responsibility of the Grand Chief in his/her absence.
9. The Executive Council shall meet a minimum of two times a year to provide direction on the decisions made by the Chiefs-in-Assembly and to make decisions on

all issues that arise between Assemblies. The Assembly Secretariat shall cover the costs of these meetings, and attendance may be by way of teleconference.

10. The Executive Council may convene special assemblies.
11. The Executive Council can call special meetings by way of teleconference to deal with emergency matters.

ACCOUNTABILITY

ARTICLE 12

1. The Executive Council shall be accountable to the Assembly of Manitoba Chiefs-in-Assembly.
2. The Assembly of Manitoba Chiefs Chiefs-in-Assembly shall adopt its own rules on Conflict of Interest, see at Appendix B.
3. The Assembly of Manitoba Chiefs Chiefs-in-Assembly shall adopt its own rules on Accountability of Boards and Entities to the AMC Chiefs-in-Assembly, see at Appendix C.

GRAND CHIEF **Role, Authority and Accountability**

ARTICLE 13

1. The Grand Chief derives his/her authority and mandate from this Constitution and resolutions passed by the Assembly of Manitoba Chiefs-in-Assembly and the Executive Council of Chiefs.
2. The Grand Chief is a member of the Executive Council of Chiefs through his/her position as chairperson and functions as a member of a collective leadership.
3. The Grand Chief has a political role and is the principal spokesperson on common issues and accordingly may take a leadership role in advocating the rights and interests of First Nations in Manitoba.
4. The Grand Chief is accountable both to the Assembly of Manitoba Chiefs-in-Assembly and to the Executive Council of Chiefs.
5. The Grand Chief shall be responsible for regular political and financial reports both

to the Executive Council of Chiefs and to the Assembly of Manitoba Chiefs- in-Assembly.

6. The Grand Chief shall maintain and direct the Assembly Secretariat in accordance with the Articles of Incorporation and By Laws of the Assembly Secretariat and with directions set by the Executive Council of Chiefs and the Assembly of Manitoba Chiefs-in-Assembly.
7. The Grand Chief with his Executive privilege may participate as an active member of the Chiefs Committees of the Assembly of Manitoba Chiefs and has the mandate to assist in the coordination of the planning and operations of the various units of the Assembly of Manitoba Chiefs.
8. In the event of a vacancy of the office of Grand Chief or a leave of absence, the Executive Council of Chiefs shall in accordance with Article 11 appoint an Acting Grand Chief from among its membership.
9. The office of Grand Chief is a full time term position with the honoraria being determined by the Executive Council of Chiefs.

ELECTION AND TERM

ARTICLE 14

1. The Grand Chief must be a member of a First Nation in Manitoba.
2. The Grand Chief is elected by the Assembly of Manitoba Chiefs-in-Assembly for a three year term of office.
3. The Grand Chief shall be elected by the Assembly of Manitoba Chiefs-in- Assembly by a simple majority of registered Chiefs or delegates.
4. After the expiration of the three year term, the Grand Chief is eligible for re- election.
5. The Grand Chief may be removed from office during a term by a majority vote of the registered Chiefs or delegates at a Special Assembly convened by the Executive Council of Chiefs for that purpose. Prior to such a vote, the Grand Chief will be allowed a reasonable opportunity to address the Chiefs-in-Assembly on the matter before them.
6. The Grand Chief may be reprimanded by the Chiefs-in-Assembly for conduct that may include but is not limited to: not following traditional teachings; the lack of

integrity or professional conduct; and / or not following the principles of the AMC Constitution. Reprimand may include, but is not limited to a verbal or written censure, or leave with or without pay.

7. In the event that the office of Grand Chief becomes vacant, whether through removal from office, resignation, death or incapacity, the Executive Council of Chiefs shall appoint a Deputy Grand Chief to serve as the Acting Grand Chief until such time that allows for an election to the office of Grand Chief.

**ASSEMBLY OF MANITOBA CHIEFS REGIONAL CHIEF
Election, Term, Role & Responsibilities**

ARTICLE 15

1. The Regional Chief must be a member of a First Nation in Manitoba.
2. The Regional Chief is a spokesperson and liaison elected by the Assembly of Manitoba Chiefs-in-Assembly for a three year term of office.
3. The Regional Chief shall be elected by the Assembly of Manitoba Chiefs-in-Assembly by a simple majority of registered Chiefs or delegates who are members of the Assembly of Manitoba Chiefs.
4. After the expiration of the three year term, the Regional Chiefs is eligible for re-election but may be removed from office by a majority of the registered Chiefs or delegates at a Special Assembly convened by the Executive Council of Chiefs for that purpose. In any removal process, the Regional Chief will be afforded an opportunity to present his/her side of the matter.
5. The Regional Chief may be reprimanded by the Grand Chief, Executive Council of Chiefs, or the Chiefs-in-Assembly for conduct that may include but is not limited to: not following traditional teachings; the lack of integrity or professional conduct; and / or not following the principles of the AMC Constitution. Reprimand may include, but is not limited to a verbal or written censure, or leave with or without pay.
6. In the event that the office of Regional Chief becomes vacant, whether through removal from office, resignation, death or incapacity, the Executive Council of Chiefs shall appoint a First Nation member to serve as Acting Regional Chief until such time that allows for an election to the office of Regional Chief.

7. As the Regional Chief must follow the AMC Constitution, and is accountable to the AMC Chiefs-in-Assembly and the AMC Executive Council Chiefs, and the AMC Grand Chief the Regional Chief cannot act alone when representing the Manitoba Region at the Assembly of First Nations without appropriate direction from the AMC Chiefs-in-Assembly. For greater certainty, this includes:
 - a) voting on any decisions or actions that affect the Manitoba Region at any or all AFN-Executive Committee meetings;
 - b) deciding on fiscal resources for the Assembly of First Nations received on behalf of the Manitoba Region;
 - c) any Manitoba regional appointments to any AFN committees or activities; and,
 - d) reporting which shall include the preparation and presentation of a written report including a financial report after each AFN Executive Committee meeting detailing all resolutions passed; discussions and agenda items considered. The Regional Chief will provide this report to the AMC Executive Council for consideration and to the AMC Secretariat for distribution to all Chiefs-in-Assembly. The Regional Chief shall further make a presentation and take questions, comments, and input from the Chiefs-in-Assembly at each General Assembly.
8. Where there are major or material resolutions tabled at the AFN Executive Committee in advance of the AFN Executive meetings; the Regional Chief shall request a special meeting with the Grand Chief; and if possible the Executive Council to seek input and guidance.
9. Prior to moving or seconding any major or material resolutions to the AFN Executive Committee, the Regional Chief shall request a special meeting with the Grand Chief; and if possible the Executive Council of Chiefs to seek input, guidance, and confirm the resolution accords with the current AMC policies and positions.
10. The Regional Chief will make all efforts to be kept informed and abreast of the issues and positions of the AMC Chiefs-in-Assembly, the Executive Council of Chiefs, the AMC Grand Chief's Office, and the First Nations in Manitoba.
11. At all times the Regional Chief will act and represent his or herself in accordance with the position of the AMC. The Regional Chief shall specifically refrain from speaking publicly in a manner that is contrary to an existing position by the AMC Chiefs-in-Assembly, the Executive Council of Chiefs, or the Grand Chief.

12. At the request of the AMC Executive Council of Chiefs, or by resolution passed at the Chiefs-in-Assembly, the Regional Chief shall take all action or position to the AFN Executive Committee for consideration, pursuant and limited to the AFN Executive Committee's function and powers.
13. Direction and functional guidance will be provided by the Executive Council of Chiefs and the AMC Grand Chief.
14. The Regional Chief shall attend Executive Council meetings in an ex-officio manner.
15. The Regional Chief, upon request, shall be available for other Chiefs' Committee meetings.
16. The Regional Chief shall ensure the interests of First Nations in Manitoba are represented at the national level.
17. The office of the Regional Chief will be housed at the AMC Secretariat Office.
18. The Regional Chief shall reside in Manitoba.

**ASSEMBLY SECRETARIAT
Role and Authority**

ARTICLE 16

- 1 The Assembly Secretariat was incorporated on May 17, 1988 as a non-share capital corporation under the *Corporations Act (Manitoba)* and a "non-profit organization" under the *Income Tax Act (Canada)* to support the activities and initiatives of the Assembly of Manitoba Chiefs.
- 2 The Assembly Secretariat is dedicated exclusively to the social, cultural, educational and economic development of First Nations people who for the most part live on reserves in Manitoba and is centrally managed and controlled from one or more reserves in Manitoba.
- 3 For greater certainty, the incorporation of the AMC Secretariat does not derogate from the inherent rights of the First Nations of Manitoba, including treaty and aboriginal rights; nor does the said incorporation in any way subject the Assembly of Manitoba Chiefs or this Constitution to Canadian corporate law. The AMC Personnel and Finance Committee carries out the responsibilities of the AMC Secretariat Board of Directors.

Role, Function and Accountability

ARTICLE 17

1. Under the direction of the Grand Chief and its Board of Directors through the AMC Personnel and Finance Committee, the Assembly Secretariat shall implement decisions made by the Assembly of Manitoba Chiefs- in-Assembly and by the Executive Council of Chiefs and by the Chiefs' Committees.
2. The Assembly Secretariat shall be accountable through its Board of Directors to the Grand Chief and to the Executive Council of Chiefs.
3. To assist the Executive Council of Chiefs and Chiefs Committees in formulating responses, positions, strategies and work plans on common issues and concerns.
4. To collect and compile resource material and literature with the objective of providing data and information to substantiate First Nations' positions and assertions on various areas of endeavor and activity.
5. To assist the Executive Council of Chiefs and Chiefs Committees in coordinating their activities on common issues and, in particular, to assist in the organization of workshops, committee meetings, conferences and Chiefs' assemblies.
6. To assist the Executive Council of Chiefs and Chiefs' Committees in coordinating and preparing for meetings with provincial and federal government officials and Ministers on common issues, including Treaty and Aboriginal rights.
7. To provide professional and expert advice and assistance on common issues including organizational assistance, research and planning, advocacy on positions, implementation of mandates, analysis and review of policies, programs, laws, constitutional matters and other matters that affect Treaty and aboriginal rights.
8. To develop a body of knowledge and expertise in the area of self-determination, self-government, land and resource rights, Treaties and Treaty rights, international law and indigenous peoples, and more particularly on those common issues that Chiefs Committees' have been established to address on behalf of all Manitoba First Nations.
9. To prepare budgets, receive, administer and distribute funds and transact business and engage in such activities that are necessary for the maintenance and management of the Assembly Secretariat in order to achieve fruition of designated objectives.

10. To work in a coordinated, cooperative and complementary manner with First Nation tribal, political, and other organizations to ensure optimum use of resources.
11. To implement Manitoba First Nations self-determination, control and jurisdiction in research and reliable, accurate statistics, based on First Nations principles of ownership, control, access and possession (OCAP) of First Nations data and information; free prior and informed consent; and First Nations ethical standards
12. The Assembly Secretariat, its Board of Directors and staff shall disclose any conflict of interest to the Executive Council and such a conflict will automatically disqualify the member from any decision making, or information regarding the subject matter of the conflict, except and unless the Executive Council waives the conflict in writing.

CHIEFS COMMITTEES
Role, Function and Accountability

ARTICLE 18

1. The Chiefs Committees of the Assembly of Manitoba Chiefs shall consist of Chiefs selected on a basis of interest, expertise and equitable regional representation. The process for selection will include a notice to Chiefs with a request for an expression of interest for membership on a committee, with a recommendation from the Grand Chief on the Chiefs that should be appointed by the Executive Council to a committee.
2. The Executive Council of Chiefs may appoint Chiefs to various committees as regular members.
3. Councillors may be designated to sit as Committee members in the place of Chiefs at the discretion of their respective tribal organization or First Nation.
4. Committee meetings shall be open to Manitoba First Nation Chiefs who are members of the Assembly of Manitoba Chiefs and who may wish to participate in an ex-officio capacity.
5. The Grand Chief of the Assembly of Manitoba Chiefs may participate on Chiefs Committees.
6. Regular members of Chiefs Committees are responsible for: attending Committee meetings (three consecutive absences will be construed as resignation from regular membership); bringing forward the particular issues, concerns and positions of the First Nations they represent on the Committee; reporting to and consulting with the

First Nations they represent on the Committee concerning the deliberations of the Committee; and fostering coordinated and cooperative efforts in the common interest of First Nations in Manitoba.

7. The Assembly of Manitoba Chiefs-in-Assembly through resolution, has established the following Chiefs Committees:

- Self-Determination and Treaties Committee
- Health and Social Development Committee
- Justice Committee
- Child Welfare Committee
- Education Committee
- Housing Committee
- Economic Development Committee
- International Affairs Committee
- Personnel and Finance Committee

8. Further Committees may be established by Assembly of Manitoba Chiefs-in-Assembly or by the Executive Council of Chiefs as may be necessary to address issues and concerns on an as required basis.
9. The purpose of the Chiefs Committees is to facilitate the implementation of the decisions made by Assembly of Manitoba Chiefs-in-Assemblies or the Executive Council of Chiefs. Chiefs' Committees should also assess requirements for further direction and may recommend resolutions for consideration by the Assembly of Manitoba Chiefs-in-Assembly.
10. The Chiefs Committees are accountable to the Assembly of Manitoba Chiefs-in-Assembly and to the Executive Council of Chiefs. Any questions on Chiefs Committee mandates shall be referred to the Executive Council of Chiefs. Chiefs' Committees shall report on mandates and progress at general assemblies.
11. The Chiefs Committees shall each select a Chairperson from among their respective memberships. Meetings are to be held depending upon the availability of funds for such meetings.
12. A simple majority of the regular members shall constitute a quorum and no business shall be conducted in the absence of a quorum.
13. Any individual Chief whom has an actual or perceived conflict of interest shall refrain from voting on decisions at the Chief Committee, unless this conflict has been disclosed to the Chiefs Committee and explicitly waived by a simple majority.

COUNCIL OF ELDERS
Composition, Role and Function

ARTICLE 19

1. The Council of Elders shall consist of Elders representative of the First Nations in Manitoba. The term of any Elder on the Council will be for five years, and the size and membership of the Council of Elders will be determined by the Executive Council of Chiefs with the advice of First Nations and tribal organizations.
2. The Executive Council will select a representative from the Council of Elders who will assist in Assemblies, Executive meetings and Special Assemblies.
3. The Council of Elders will provide advice and functional guidance to the Chiefs-in-Assembly.
4. The Council of Elders may make recommendations to the Executive Council and to the Assembly of Chiefs-in-Assembly.

GRANDMOTHERS COUNCIL
Composition, Role and Function

ARTICLE 20

1. The Grandmothers Council shall consist of Grandmothers representative of the First Nations in Manitoba.
2. The term of any Elder on the Council will be for five years, and size and membership of the Grandmothers Council will be determined by the Executive Council of Chiefs, and based on the advice of the Grandmothers.
3. The Grandmothers Council will select a representative who will assist in Assemblies, Executive meetings and Special Assemblies.
4. The Grandmothers Council will be called upon to provide advice and functional guidance to the Chiefs-in-Assembly.
5. The Grandmothers Council may make recommendations to the Executive Council and to the Assembly of Chiefs-in-Assembly.

**FIRST NATIONS WOMEN'S COUNCIL
Composition, Role and Function**

ARTICLE 21

1. The Women's Council shall consist of elected female First Nations in Manitoba.
2. The size and membership of the Women's Council will be determined by the Executive Council of Chiefs.
3. The Women's Council will select a representative who will assist in Assemblies, Executive meetings and Special Assemblies.
4. The Women's Council will be called upon to provide advice and functional guidance to the Chiefs-in-Assembly.
5. The Women's Council may make recommendations to the Executive Council and to the Assembly of Chiefs-in-Assembly.

AMENDMENTS

ARTICLE 22

1. The Constitution may be amended by two thirds ($\frac{2}{3}$) of the Chiefs, of the member First Nations of the Assembly of Manitoba Chiefs present at an Annual Assembly or any General Assembly and a positive vote of two thirds ($\frac{2}{3}$) of those present.
2. Notice of amendments must be in writing and given to Chiefs of the member First Nations of the Assembly of Manitoba Chiefs at least thirty (30) calendar days prior to an Annual Assembly or any General Assembly. Such notice must include specific information on the proposed amendments.
3. Amendments shall take effect immediately after being adopted pursuant to Article 22, item 1.

ADOPTION OF THE CONSTITUTION

ARTICLE 23

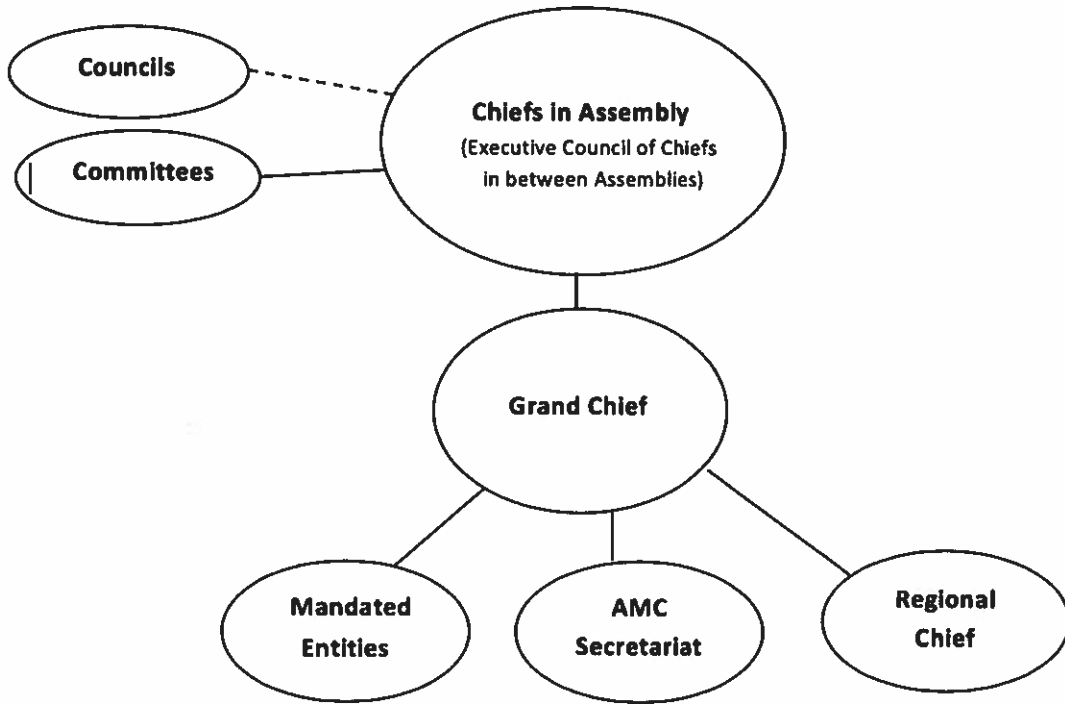
This constitution is adopted by the Assembly of Manitoba Chiefs-in-Assembly on the 14th day of September 1994 at Winnipeg, Manitoba.

PREAMBLE, APPENDIX AND SCHEDULES

ARTICLE 24

The Preamble, Appendix or Schedules form an integral part of this constitution.

ASSEMBLY OF MANITOBA CHIEFS



APPENDIX A

CHIEFS-IN-ASSEMBLY RULES AND PROCEDURES

1. Official Delegates

- 1.1 The delegate must be a Chief of a First Nation in Manitoba who upon registration shall be automatically recognized as the official delegate.
- 1.2 In the absence of a Chief of a First Nation in Manitoba, a Proxy, who is a designated elected representative from that First Nation and who is accredited officially in writing by the Chief of that First Nation for that purpose, may participate in the Chiefs-in-Assembly forum. This written accreditation shall be provided in advance of the Chiefs-in-Assembly meeting to the AMC Secretariat; and accords with the requirements set out in Article 6.
- 1.3 Each member First Nation in Manitoba shall have only one official delegate at all times.
- 1.4 In the absence of a Chief who may not have an elected Council, designated representatives or proxies who are accredited officially in writing by that member First Nation for that purpose, may participate fully in the Chiefs-in-Assembly forum. This written accreditation shall be provided in advance of the Chiefs-in-Assembly meeting to the office of the Grand Chief and accords with the requirements set out in Article 6.

2. Registration

- 2.1 All delegates must be registered daily for the Chiefs-in-Assembly. The registration desk will be open each morning at 8:00 a.m.

3. Quorum

- 3.1 To commence the Assembly, a quorum of delegates representing the majority of member First Nations must be registered on the first day of the Assembly.
- 3.2 A quorum for the Assembly is established when 50% plus one of all the Chiefs/Delegates of the member First Nations are present, when the Assembly is called to order by the Chair.
- 3.3 Once a quorum is established at the commencement of an Assembly on the first day pursuant to Section 3.1, the Chiefs-in-Assembly may conduct business and pass resolutions notwithstanding a quorum does not exist throughout the remainder of the Assembly.

- 3.4 Resolutions will be addressed individually. There will be no blanket resolutions. Resolutions which cannot be addressed in the time available may be deferred until the next assembly or referred to the executive council for consideration and discretionary action.
- 3.5 The agenda shall be adopted by resolution. Once adopted, the Chairperson of the Assembly cannot unilaterally change the agenda.
- 3.6 Each Chief or delegate shall have one vote.
- 3.7 Decisions should be reached if possible by consensus. If consensus appears to be unattainable then a positive vote of a simple majority of registered delegates will be sufficient to carry the resolution or decision.
- 3.8 Only official delegates are entitled to speak to the Assembly and only official delegates may move, second or discuss resolutions. Upon request an advisor, technician or other person may speak to a resolution or agenda topic.
- 3.9 Recognized Elders are entitled to speak to the Assembly.
- 3.10 When addressing the Assembly, delegates must identify themselves and the First Nation they represent.
- 3.11 When speaking to an issue and subject to the discretion of the chair, the initial speaker will be allowed 5 minutes for presentation to the issue. Subsequent delegates will be allowed 3 minutes on that issue. The initial speaker will be allowed supplementary time to further address the issue.

4. Resolutions

- 4.1 The Assembly Secretariat shall be responsible for the formation of a resolution committee.
- 4.2 All resolutions must have a mover and seconder who are identified
- 4.3 All resolutions must be presented to the resolution committee for scrutiny and refinement.
- 4.4 All resolutions presented to the Resolution Committee must include a short briefing note that includes the following:
 - a) background on the resolution (including previous resolutions tabled or adopted related to this resolution or the topic area of the

- resolution);
- b) current status;
- c) consideration and analysis; and,
- d) options and recommendations.

Resolutions shall be moved and seconded by official delegates at the Chiefs-in-Assembly.

- 4.5 The mover and seconder of each resolution must be in attendance at the Chiefs-in-Assembly when a resolution is presented. . If the original mover or seconder that submitted the resolution are not present, the resolution will be tabled until the next meeting of the Executive Council of Chiefs or Assembly.
- 4.6 All resolutions adopted at the Assembly shall be referred to the Executive Council of Chiefs for implementation.
- 4.7 All resolutions adopted at the Assembly shall be deemed to have collective authority of the First Nations of Manitoba.
- 4.8 Draft resolutions and briefing notes prepared by the moving party must be forwarded to the Assembly Secretariat for review by the Resolution Committee and advance distribution to all Chiefs and Councils, no less than four weeks prior to the date of the next Chiefs' Assembly.
- 4.9 The Grand Chief may table a resolution that has not been submitted through the resolution procedure contained within items 4.1 – 4.08 for consideration, discussion, and vote at the Chiefs' Assembly if the Grand Chief deems the resolution of immediate importance and/or in exceptional circumstances.

5. Conflict of Interest

- 5.1 Any individual Chief whom has an actual or perceived conflict of interest shall refrain from voting on decisions at the Chiefs' Assembly, unless this conflict has been disclosed to the Chiefs-in-Assembly, and explicitly waived by a simple majority (see Appendix B).

APPENDIX B

CONFLICT OF INTEREST

1. A Chief may necessarily hold more than one elected or appointed positions, including with an AMC-mandated entity or an AMC committee. He or she will endeavour to ensure that those roles will not be in conflict with the interests of the AMC or Manitoba First Nations.
2. Once elected as Grand Chief, an individual is not required to declare a conflict of interest with his or her previous role and responsibilities or disclose commercially sensitive information, unless one may exist on a decision he or she is involved in the capacity as Grand Chief. If applicable, a successful candidate for AMC Grand Chief must resign for all outside boards and committees.
3. Once elected as the Manitoba Regional Chief, an individual is not required to declare a conflict of interest with his or her previous role and responsibilities or disclose commercially sensitive information, unless one may exist on a decision he or she is involved in the capacity as Regional Chief. If applicable, a successful candidate for AFN Regional Chief must resign for all outside boards and committees.
4. The Manitoba Regional Chief must declare to the AMC Executive Council all the Assembly of First Nations committees he or she has been appointed to, and disclose what regional funding has been provided for all Manitoba Assembly of First Nations initiatives or activities.

APPENDIX C

ACCOUNTABILITY OF AMC-MANDATED BOARDS AND ENTITIES

1. The AMC Chiefs-in-Assembly can by resolution mandate an entity that will benefit Manitoba First Nations.
2. Every AMC-mandated entity must provide an annual report and financial audit to each AMC member First Nation and report annually to the AMC Chiefs-in-Assembly.
3. As a requirement for being mandated by the AMC, each entity will:
 - a. be open and transparent and share its Board of Directors meeting minutes with the AMC Grand Chief's Office; and
 - b. demonstrate it is meeting its mandated purposes by working with the AMC Secretariat on a periodic review and evaluation; and
 - c. in the event a board of directors or membership of an AMC-mandated board or entity considers removing an AMC appointed Chief from its board, it must first inform and provide reasons to the Executive Council, and the Executive Council will decide how to proceed.
4. The removal or amendment of an entity's mandate provided by the Chiefs-in-Assembly can only be done by the Chiefs-in-Assembly by first providing that Board with adequate notice and reasons.

CONSTITUTIONAL AMENDMENTS

1. **SPECIAL CHIEFS ASSEMBLY ON RESTRUCTURING**

May 20, 21 & 22, 1997, Winnipeg, Manitoba

Certified Resolution May-97.012

Re: Constitutional Amendments to Reflect Gender Equality

Amendments are reflected in sections:

- Article 18
- Rules and Procedures

2. **10TH ANNUAL GENERAL ASSEMBLY**

September 15, 16, 17, 1998, Dakota Tipi First Nation

Certified Resolution Sept-98.17

Re: Reforming the Composition of the AMC Chiefs Committees

Amendments are reflected in sections:

- Article 18

Certified Resolution Sept-98.18

Re: Changing the Composition and the size of the AMC Executive Council

Amendments are reflected in sections:

- Article 11

3. **11TH ANNUAL GENERAL ASSEMBLY**

November 2, 3 & 4, 1999, Sioux Valley Dakota Nation

Certified Resolution Nov.99-05

Re: Amendment of Article 9 - Assemblies

Amendments are reflected in sections:

- Article 9

Certified Resolution Nov.99-06

Re: Amendment of Article 11 - Executive Council / Chiefs

Amendments are reflected in sections:

- Article 11

Constitutional Amendments (cont'd)

Certified Motion

Re: Appendix B - Chiefs in Assembly Rules and Procedures

Amendments are reflected in sections:

- Appendix B - Section 3.2
- Appendix B - Section 3.3

4. GENERAL ASSEMBLY ON THE FRAMEWORK AGREEMENT INITIATIVE
November 27, 28 & 29, 2001, Opaskwayak Cree Nation

Certified Resolution Nov-01.01

Re: Amendment of Assembly of Manitoba Chiefs Constitution - Section 3-Appendix B-Quorum.

Amendments are reflected in sections:

- Appendix B - Section 3.1
- Appendix B - Section 3.3

Certified Resolution Nov-01.02

Re: Amendment of Assembly of Manitoba Chiefs Constitution

- Appendix B - Section 1 - 1.1
- Appendix B - Section 1 - 1.2
- Appendix B - Section 1 - 1.4

5. ASSEMBLY OF MANITOBA CHIEFS GENERAL ASSEMBLY
January 23, 24, 25, 2007, Long Plain First Nation

Certified Resolution Jan-07-01

Re: Constitutional Amendment Article 17 to Provide Specific Mandate for Research

Amendment is reflected in:

- Article 17

Certified Resolution Jan-07-02

Re: Delete Section 3.3, Appendix B – Quorum (adopt new provision)

Amendment is reflected in:

- Appendix B

Constitutional Amendments (cont'd)

6. **SPECIAL CHIEFS ASSEMBLY ON TRCM AND FIRST NATIONS HEALTH**
March 23 & 24, 2010, Brokenhead Ojibway Nation Certified Resolution Mar-10.02

Re: To Amend the Constitution of the Assembly of Manitoba Chiefs and the Articles of Incorporation of the Assembly of Manitoba Chiefs Secretariat Inc.

Amendments reflected in:

- Article 5(1)(point 3)
- Article 11(6)
- Article 13(6)
- Article 16(1)
- Article 17(1) and (2)

7. **25TH ANNUAL GENERAL ASSEMBLY**
July 9, 10, 11, 2013, Opaskwayak Cree Nation Certified Resolution JUL-13.03

Re: Amendment of the Assembly of Manitoba Chiefs Constitution

Amendments reflected in:

- Article 9 (1) (2) and (3)
- Article 11 (9) and (11)
- Article 18 (11)

8. **28th ANNUAL GENERAL ASSEMBLY**
September 20, 21, 22, 2016, Swan Lake First Nation Certified Resolution SEPT-16.02

Re: AMC Constitutional Amendment: Quorum Requirements for Assemblies

Amendment reflected in:

- Appendix B – Chiefs-in-Assembly Rules and Procedures (3.3) Certified

Resolution SEPT-16.03

Re: AMC Constitutional Amendment: Definition of Proxy

Amendment reflected in:

- Article 6 (3)
- Appendix A, Glossary of Terms

Constitutional Amendments (cont'd)

9. 29TH ANNUAL GENERAL ASSEMBLY

July 18, 19, 20, 2017, Nisichawayasihk Cree Nation Certified Resolution JULY-17.05

Re: Assembly of Manitoba Chiefs (AMC) Constitutional Amendment: Inclusion of the AMC Grandmothers Council

Amendment reflected in:

- Article 5.2
- Article 20 Certified Resolution JULY-17.06

Re: Assembly of Manitoba Chiefs (AMC) Constitutional Amendment: Change of the First Nations Women's Committee to Women's Council

Amendment reflected in:

- Article 21

10. 31ST ANNUAL GENERAL ASSEMBLY

July 31, August 1, 2019, Brokenhead Ojibway Nation

Jul-19.04 Amendments to the Assembly of Manitoba Chiefs Constitution

Amendments made to:

- ECC representation
- Role of AMC Grand Chief
- Role of AMC Regional Chief
- Proxies
- Conflict of Interest

Jul-19.05 Role and Responsibilities of the Assembly of Manitoba Chief Grand Chief

Amendments made to Articles 13 and Article 14

Jul-19.06 Role and Responsibilities of the Assembly of Manitoba Chief Regional Chief

Amendments made to Articles 1, 11, 13 and 14

Jul-19.07 Amendments to the Election Rules for the Regional Chief of the Assembly of Manitoba Chiefs

Jul-19.08 The Assembly of Manitoba Chiefs Policies and Procedures for Elected and Appointed Officials