

**ASSEMBLY OF MANITOBA CHIEFS
23rd ANNUAL GENERAL ASSEMBLY**



**CERTIFIED COPIES
OF
ADOPTED RESOLUTIONS**

Opaskwayak Cree Nation
July 26 & 27, 2011

ASSEMBLY OF MANITOBA CHIEFS
23rd Annual General Assembly
Opaskwayak Cree Nation
July 26 & 27, 2011

CERTIFIED RESOLUTIONS

- | | |
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| Jul-11.01 | Annual National Youth Summit |
| Jul-11.02 | Permanent Exhibition: First Nations Treaties at the Arrival Terminal of the Winnipeg James Armstrong Richardson International Airport |
| Jul-11.03 | Regional Youth Leaders Participation on the Assembly of Manitoba Chiefs (AMC) Executive Council of Chiefs |
| Jul-11.04 | A Shared Vision for a Unified Health System in Manitoba |
| Jul-11.05 | Intervenor Status in Manitoba Metis Federation Court Case |
| Jul-11.06 | Final Report: Impact Evaluation of Treaty Commissions (Manitoba and Saskatchewan) |
| Jul-11.07 | Flooding of Lake St. Martin First Nation |
| Jul-11.08 | 2011 Flooding of First Nations Lands |
| Jul-11.09 | Emergency and Public Health Funding for First Nations |
| Jul-11.10 | Support for Manitoba First Nations Experiencing Flooded Lands |

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 26 & 27, 2011**

CERTIFIED RESOLUTION

JUL-11.01

RE: ANNUAL NATIONAL YOUTH SUMMIT

Moved by:

Chief Dennis Cameron
Tootinaowaziiibeeng Treaty
Reserve

WHEREAS, the First Nations youth in Manitoba support the creation of a National Youth Summit to take place every year that coincides with the Assembly of First Nations Annual General Assembly; and

Seconded by:

Chief David Crate
Fisher River Cree Nation

WHEREAS, a resolution was tabled at the 2010 Assembly of First Nations Annual General Assembly in support of an annual National Youth Summit; and

CARRIED

WHEREAS, the First Nations youth believe that a national forum is crucial in providing youth with the opportunity to network to discuss common issues and best practices; and

WHEREAS, the First Nations youth have participated in the Regional Youth Gatherings and recognize the benefit of participating in these types of forums; and

WHEREAS, the First Nations youth in Manitoba have experienced firsthand the empowerment and capacity building that comes from these forums.

THEREFORE BE IT RESOLVED, the Chiefs-in-Assembly support the First Nations youth and the Manitoba First Nations Youth Council in advocating for an annual National Youth Summit; and,

FURTHER BE IT RESOLVED, that the Manitoba First Nations Youth Council seek support from the Assembly of First Nations to support and advocate for financial resources for the annual National Youth Summit.

CERTIFIED COPY

*of a resolution adopted
on July 26 & 27, 2011*

Opaskwayak Cree Nation, Manitoba



Grand Chief Derek Nepinak

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 26 & 27, 2011**

CERTIFIED RESOLUTION

JUL-11.02

**RE: PERMANENT EXHIBITION: FIRST NATIONS TREATIES AT
THE ARRIVAL TERMINAL OF THE WINNIPEG JAMES
ARMSTRONG RICHARDSON INTERNATIONAL AIRPORT**

Moved by:

Chief Dennis Cameron
Tootinaowaziibeeng Treaty
Reserve

WHEREAS, First Nations youth in Manitoba support the creation of a Permanent Exhibition: First Nations Treaties at the arrival terminal of the Winnipeg James Armstrong Richardson International Airport; and

Seconded by:

Chief Norman Bone
Keeseekoowenin First
Nation

WHEREAS, the Permanent Exhibition: First Nations Treaties will provide visitors with an understanding of the historical relationship between First Nations in Manitoba and the British Crown.

CARRIED

THEREFORE BE IT RESOLVED, that the Assembly of Manitoba Chiefs (AMC) Chiefs-in-Assembly support the Manitoba First Nations Youth Council in advocating for the creation of a Permanent Exhibition: First Nations Treaties at the arrival terminal of the Winnipeg James Armstrong Richardson International Airport; and,

FURTHER BE IT RESOLVED, that the AMC Grand Chiefs office lobby for financial resources from the federal and provincial governments, public and private sources to support the creation of the Permanent Exhibition: First Nations Treaties at the arrival terminal of the Winnipeg James Armstrong Richardson International Airport; and

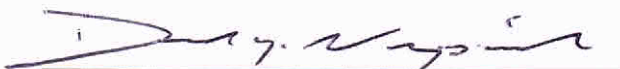
FINALLY BE IT RESOLVED, that the AMC Secretariat, AMC Treaties Elders Council and AMC Youth Council work in partnership with the Treaty Relations Commission of Manitoba and the Winnipeg Airports Authority to establish the permanent exhibition.

CERTIFIED COPY

of a resolution adopted

on July 26 & 27, 2011

Opaskwayak Cree Nation, Manitoba



Grand Chief Derek Nepinak

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 26 & 27, 2011**

CERTIFIED RESOLUTION

JUL-11.03

**RE: REGIONAL YOUTH LEADERS PARTICIPATION ON THE
ASSEMBLY OF MANITOBA CHIEFS (AMC) EXECUTIVE
COUNCIL OF CHIEFS**

Moved by:

Chief Cameron Catcheway,
Skownan First Nation

WHEREAS, the Manitoba First Nations youth would benefit from the active involvement of youth at the Assembly of Manitoba Chiefs (AMC) Executive Council of Chiefs meetings; and

Seconded by:

A/Chief Charlie Boucher,
Pine Creek First Nation

WHEREAS, youth involvement will strengthen communication between the AMC Executive Council of Chiefs and the Manitoba First Nations Youth Council.

CARRIED

THEREFORE BE IT RESOLVED, the AMC Chiefs-in-Assembly support the Manitoba First Nations Youth Leaders participation on the Executive Council of Chiefs to represent the collective interests of First Nations youth in Manitoba; and,

FURTHER BE IT RESOLVED, that the Chiefs-in-Assembly support the youth by providing one permanent seat on the AMC Executive Council of Chiefs.

FINALLY BE IT RESOLVED, that the Chiefs-in-Assembly support the amendment of the AMC Constitution to provide voting status for the Youth representative on the AMC Executive Council of Chiefs.

CERTIFIED COPY

*of a resolution adopted
on July 26 & 27, 2011*

Opaskwayak Cree Nation, Manitoba



Grand Chief Derek Nepinak

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 25 & 26, 2011**

CERTIFIED RESOLUTION

*JUL-11.04
Page 1 of 2*

**RE: A SHARED VISION FOR A UNIFIED HEALTH SYSTEM IN
MANITOBA**

Moved by:

Chief Duke Beardy
Tataskweyak Cree Nation

Seconded by:

Chief David McDougall
St. Theresa Point
First Nation

CARRIED

WHEREAS, the Assembly of Manitoba Chiefs (AMC) Chiefs-in-Assembly adopted the United Nations Declaration on the Rights of Indigenous Peoples which is an international standard and serves to uphold the rights of First Nations as Indigenous Peoples with a right to self-determination including equitable access to comparable services and resources, and equitable treatment in all aspects of cultural, economic, political, and social prosperity; and

WHEREAS, the intent of Wabung 1971 was to ensure First Nation citizens in Manitoba received equitable prevention, treatment, and health care services comparable to that of all other people in Canada; and

WHEREAS, several Assemblies have dealt with health and many resolutions have provided mandates to support steps to reduce and eliminate inequities and gaps to ensure First Nations attain the highest standard of spiritual, emotional, physical, and mental health as demonstrated by the attached schedule of resolutions and require full implementation; and

WHEREAS, the Government of Canada and Province of Manitoba have confirmed that it is a necessity for them to engage First Nations in decision making to address jurisdiction, financial costs, and achieving improvements in First Nations health, and are seeking a tripartite discussion table to be initiated; and

WHEREAS, the Political Unity Accord on First Nations Health establishes a relationship that will serve to advance the Manitoba First Nation position that does not diminish, abrogate, infringe, or derogate Treaty and Aboriginal Rights.

THEREFORE BE IT RESOLVED, that the Chiefs-in-Assembly support the Political Unity Accord on Health and direct the AMC Grand Chief to engage the MKO Grand Chief and SCO Grand Chief to sign off on the Accord; and

*ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 26 & 27, 2011*

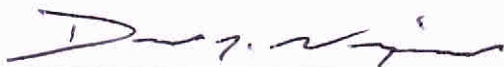
CERTIFIED RESOLUTION

*JUL-11.04
Page 2 of 2*

**RE: A SHARED VISION FOR A UNIFIED HEALTH SYSTEM IN
MANITOBA (cont'd)**

FURTHER BE IT RESOLVED, that the Chiefs-in-Assembly direct the AMC Grand Chief to initiate discussion with the Federal and Provincial governments on the development of a tripartite framework for “A Shared Vision for a Unified Health System in Manitoba” and that the Chiefs Task Force on Health take the lead role, communicate the proposed undertakings to Leadership and present developments to the next AMC Chiefs-in-Assembly for review and decision.

CERTIFIED COPY
*of a Resolution Adopted
on July 26 & 27, 2011
Opaskwayak Cree Nation, Manitoba*



Grand Chief Derek Nepinak

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 25 & 26, 2011**

CERTIFIED RESOLUTION

**JUL-11.05
Page 1 of 2**

**RE: INTERVENOR STATUS IN MANITOBA MÉTIS FEDERATION COURT
CASE**

Moved by:

Chief Glenn Hudson
Peguis First Nation

WHEREAS, Canada adopted the United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP) in November 2010; and

Seconded by:

Proxy Derrick Henderson
Sagkeeng First Nation

WHEREAS, First Nations assert that we have had inherent and sovereign rights as indigenous peoples since time immemorial and that we seek to uphold our treaties which recognize our inherent title to our ancestral lands; and

CARRIED

WHEREAS, the Manitoba Métis Federation (MMF) litigation began in 1981 that alleges Canada failed to properly implement the provisions of the Manitoba Act, 1870 and in *Manitoba Métis Federation v. Canada (Attorney General)*, 2010 MBCA 71 case the stated objective in bringing the action is to obtain a declaration from the Supreme Court of Canada (SCC) that Canada breached its fiduciary obligations to the Métis under the Manitoba Act. MMF hopes the success of the action will serve to assist the MMF in seeking a negotiated land claims settlement agreement under section 35 of the Constitution Act, 1982, with Canada and Manitoba; and

WHEREAS, the main issues in the MMF appeal that are of interest to First Nations are:

- Whether Canada owed the Métis a fiduciary duty in respect of the setting aside of lands under the Manitoba Act, 1870;
- Whether limitation periods apply when legislation is constitutionally invalid; and
- Whether historical agreements affecting Canada's relationship with First Nations (e.g. Treaties, the Natural Resources Transfer Agreement (NRTA), etc.) are to be interpreted narrowly or broadly as part of a historic compromise between Aboriginal peoples and Canada.

WHEREAS, the fiduciary issue raises the question of whether Canada acknowledged Métis Aboriginal title; and

WHEREAS, the limitation period issues may lead the SCC to clarify the requirements for establishing a breach of fiduciary duty; and

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 26 & 27, 2011**

CERTIFIED RESOLUTION

**JUL-11.05
Page 2 of 2**

**RE: INTERVENOR STATUS IN MANITOBA MÉTIS FEDERATION COURT
CASE (cont'd)**

WHEREAS, First Nations with outstanding treaty land entitlements have a vested interest in the same lands; and

WHEREAS, future Métis land claims may have far reaching implications to First Nations in other Regions; and

WHEREAS, the Assembly of Manitoba Chiefs (AMC) as the regional representative political organization represent First Nation collective interests and have a direct interest and a unique perspective in the outcome of the appeal; and

WHEREAS, time is of the essence to determine whether AMC should seek intervenor standing since the MMF will be filing its factum in early August 2011 and there is a short window of 30 days to file intervenor application, with the SCC hearing tentatively scheduled for December 13, 2011.

THEREFORE BE IT RESOLVED, the AMC review the MMF factum on the constitutional questions posed to the SCC and seek intervenor status to represent the collective interests and unique perspectives of First Nations in Manitoba, Canada.

FINALLY BE IT RESOLVED, that the AMC seek the support of other regional and national Provincial Territorial Organizations in moving to seeking intervenor status in this appeal.

CERTIFIED COPY
of a Resolution Adopted
on July 26 & 27, 2011
Opaskwayak Cree Nation, Manitoba



Grand Chief Derek Nepinak

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 26 & 27, 2011**

CERTIFIED RESOLUTION

**JUL-11.06
Page 1 of 2**

**RE: FINAL REPORT: IMPACT EVALUATION OF TREATY
COMMISSIONS (MANITOBA AND SASKATCHEWAN)**

Moved by:

Chief Arlen Dumas
Mathias Colomb Cree Nation

Seconded by:

Chief Norman Bone
Keeseekoowenin First
Nation

CARRIED

WHEREAS, the Assembly of Manitoba Chiefs-in-Assembly mandated the establishment of a Treaty Relations Commission in Manitoba (TRCM) through resolution MAR-01.30 and supported the development of a Memorandum of Understanding of the Treaty Commission Process through resolution SEPT-02.06; and

WHEREAS, the Assembly of Manitoba Chiefs (AMC) and Canada (Her Majesty In Right of Canada as represented by Indian Affairs and Northern Development – INAC) signed the Memorandum of Agreement (MOA) on November 19, 2003 for an initial five year period; and

WHEREAS, the MOA states an evaluation shall be conducted in the fourth year of the Agreement and conducted by an independent consulting firm selected by the Parties; and

WHEREAS, the AMC Executive Council of Chiefs mandated the establishment of a three member Chiefs Task Force on TRCM in June 2009 to oversee the renewal process; and

WHEREAS, an Impact Evaluation of Treaty Commissions was conducted by INAC Audit and Evaluation Branch in 2009/10 to provide the Deputy Minister of Indian Affairs with assurances that Treaty Commissions were relevant, met intended results, and were cost-effective to support a renewal of the federal Contribution Authority for the Treaty Commissions which were set to expire on March 31, 2011; and

WHEREAS, the AMC mandated the support for the renewal of the Memorandum of Agreement for the Treaty Relations Commission of Manitoba (TRCM) through resolutions AUG-09.09 and MAR-10.01; and

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 26 & 27, 2011**

CERTIFIED RESOLUTION

*JUL-11.06
Page 2 of 2*

RE: FINAL REPORT: IMPACT EVALUATION OF TREATY COMMISSIONS (MANITOBA AND SASKATCHEWAN) cont'd

WHEREAS, the Government of Canada through its Privy Council Office by Order-In-Council P.C. 2011-396 (March 9, 2011) approved the operating costs for the TRCM for an additional three year period starting April 1, 2011; and


WHEREAS, the AMC Chiefs Task Force on TRCM directed AMC to inform INAC officials that:

- 1) the MOA had not been respected by Canada;
- 2) there should be an independent evaluation of the TRCM in accordance with the MOA; and
- 3) the TRCM should have been evaluated on its mandate and not on INAC's priorities; and

THEREFORE BE IT RESOLVED, that the AMC Chiefs-in-Assembly accept the Final Report: Impact Evaluation of Treaty Commissions (Manitoba and Saskatchewan) as information only to inform the authority renewal process; and

FURTHER BE IT RESOLVED, that the Chiefs-in-Assembly direct the AMC Grand Chief and Chiefs Task Force on TRCM to seek funding from Canada to conduct an Independent Evaluation of the Treaty Relations Commission of Manitoba prior to March 31, 2014 based on the TRCM mandate outlined in the MOA.

CERTIFIED COPY
*of a resolution adopted
on July 26 & 27, 2011
Opaskwayak Cree Nation, Manitoba*



Grand Chief Derek Nepinak

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 26 & 27, 2011**

CERTIFIED RESOLUTION

**JUL-11.07
Page 1 of 2**

RE: FLOODING OF LAKE ST. MARTIN FIRST NATION

Moved by:

Chief Jerry Primrose
Nisichawayasihk Cree Nation

Seconded by:

Chief Michael Constant
Opaskwayak Cree Nation

CARRIED

WHEREAS, the Lake St. Martin First Nation has been totally evacuated since early May 2011 because of the intentional flooding of its Treaty 2 reserve lands in order to protect residents of lands along the Assiniboine River from Portage La Prairie to the City of Winnipeg; and

WHEREAS, the 727 persons evacuated from their homes and community have been told they will not be able to return to their homes until either the summer of 2012 or 2013; and

WHEREAS, Canada endorsed the United Nation Declaration on the Rights of Indigenous Peoples (UNDRIP) in November 12, 2010 which states in Articles 10 and 19: “No relocation shall take place without the free, prior and informed consent of the indigenous peoples concerned and after agreement on just and fair compensation, and where possible, with the option of return”, and “States shall consult and cooperate in good faith with the indigenous peoples concerned through their own representative institutions in order to obtain their free, prior, informed consent before adopting and implementing legislative or administrative measures that may affect them”; and

WHEREAS, the failure of both Provincial and Federal Governments to fulfill their fiduciary, legal, and treaty duties to negotiate with Lake St. Martin First Nation is a disgraceful breach of their duties and a blemish on the Honour of the Crown; and

WHEREAS, Lake St. Martin First Nation has not received any offers of compensation or payment of earlier flooding damages from 1975 to the 2011 intentional flooding; and

WHEREAS, the Province of Manitoba does not have the legal authority to flood federally-protected reserve lands contrary to the *Indian Act* for its deliberate use of reserve lands as flood plains without arranging compensation to pay for damages; and

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
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CERTIFIED RESOLUTION

*JUL-11.07
Page 2 of 2*

RE: FLOODING OF LAKE ST. MARTIN FIRST NATION (cont'd)

WHEREAS, negotiations with the Provincial Government have not proceeded leaving the Lake St. Martin First Nation with no alternative but to return to the Courts to ask for a legal remedy.

THEREFORE BE IT RESOLVED, that the Chiefs-in-Assembly direct the AMC Grand Chief to inform the Federal and Provincial Governments that the flooding actions taken on the Lake St. Martin First Nation lands and peoples has violated the UNDRIP and that the Crown Government must comply with the UNDRIP; and

FURTHER BE IT RESOLVED, that the AMC Grand Chief provide support to ensure a permanent Lake St. Martin First Nation community is built.

FURTHER BE IT RESOLVED, that the AMC Grand Chief support the Lake St. Martin First Nation to establish an interim First Nation community including schools, medical facility, community centre, housing and their infrastructure.

FURTHER BE IT RESOLVED, that the Chiefs-in-Assembly direct the AMC Grand Chief to assist Lake St. Martin First Nation by providing assistance for communications, meeting space, advice and technical support.

FINALLY BE IT RESOLVED, that the AMC Secretariat assist the Lake St. Martin First Nation to secure resourcing for the legal counsel retainer of \$30,000 maximum until such time as the Lake St. Martin First Nation has been able to obtain an *Okanagan* order from the Courts that the governments pay its legal costs, as this issue is of great importance for the collective interests of First Nations peoples in Canada.

CERTIFIED COPY
*of a resolution adopted
on July 26 & 27, 2011
Opaskwayak Cree Nation, Manitoba*


Grand Chief Derek Nepinak

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 26 & 27, 2011**

CERTIFIED RESOLUTION

*JUL-11.08
Page 1 of 2*

RE: 2011 FLOODING OF FIRST NATIONS LANDS

Moved by:

Chief Glenn Hudson
Peguis First Nation

Seconded by:

Chief Barry Swan
Lake Manitoba First Nation

CARRIED

WHEREAS, the Provincial Government announced on July 26, 2011 that it is proceeding with a massive diversion plan costing over \$100 million to increase the flow of water from Lake Manitoba through Lake St. Martin to Lake Winnipeg; and

WHEREAS, the diversion plan is proceeding without the free, prior and informed consent of the impacted First Nations which is inconsistent with the United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP) which was endorsed by Canada on November 12, 2010; and

WHEREAS, no information has been provided regarding routes and dimensions of the drainage channel, and the potential impact of the plan on the environment, fisheries, wildlife, waters, and human health; and

WHEREAS, no environmental impact assessment has been done by the Provincial Government by declaring a "State of Emergency" even through this plan will have no effect in relieving any emergency situation until 2014; and

WHEREAS, the Provincial Government has not made an effort to obtain and utilize the traditional knowledge of the people of the impacted First Nations, nor allow the First Nations to obtain independent environmental expertise to examine the plan and to provide recommendations to prevent permanent environmental damage; and

WHEREAS, the Provincial Government has not made a provision to involve the First Nations in monitoring the work of the plan to ensure protection of their environmental interests; and

WHEREAS, neither the Federal or Provincial Governments have taken steps to engage with First Nations in the constitutionally-mandated duty to consult and accommodate whenever a First Nation right or interest may be impacted by a governmental decision or action; and

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 26 & 27, 2011**

CERTIFIED RESOLUTION

**JUL-11.08
Page 2 of 2**

RE: 2011 FLOODING OF FIRST NATIONS LANDS (cont'd)

WHEREAS, the First Nations free prior and informed consent to protect their rights and interests has not been obtained; and

WHEREAS, the Provincial Government has not invited the First Nations to participate in the economic benefits including employment and contracting which could result from a properly-planned and executed drainage plan, and in fact has withheld information on economic opportunities while at the same time offering them to commercial enterprises; and

WHEREAS, the current plan threatens to destroy the fisheries of both Lake St. Martin and the corresponding portion of Lake Winnipeg; and

WHEREAS, the Provincial Government has not provided a written commitment to compensate the Fishers and the First Nations for damage and losses; and

WHEREAS, the Provincial Government has not involved the First Nations in any post-construction remediation of damage caused by the plan.

THEREFORE IT BE RESOLVED, that the Chiefs-in-Assembly direct the Assembly of Manitoba Chiefs Grand Chief to support the impacted First Nations in their respective and collective efforts to protect and advance their rights and interests; and

FURTHER IT BE RESOLVED, that the Chiefs-in-Assembly direct the AMC Grand Chief to support the impacted First Nations to receive comparable or greater levels of compensation available to individuals, businesses and municipalities who are impacted by the intentional flooding of Lake Manitoba.

CERTIFIED COPY

of a resolution adopted

on July 26 & 27, 2011

Opaskwayak Cree Nation, Manitoba



Grand Chief Derek Nepinak

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 26 & 27, 2011**

CERTIFIED RESOLUTION

*JUL-11.09
Page 1 of 2*

RE: EMERGENCY AND PUBLIC HEALTH FUNDING FOR FIRST NATIONS

Moved by:

Chief Wilfred McKay
Rolling River First Nation

Seconded by:

A/Chief Charlie Boucher
Pine Creek First Nation

CARRIED

WHEREAS, Article 23 of the United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP) states: "Indigenous peoples have the right to determine and develop priorities and strategies for exercising their right to development. In particular, indigenous peoples have the right to be actively involved in developing and determining health, housing and other economic and social programmes affecting them and, as far as possible, to administer such programmes through their own institutions"; and,

WHEREAS, Article 24 of UNDRIP states: "Indigenous peoples have the right to their traditional medicines and to maintain their health practices, including the conservation of their vital medicinal plants, animals and minerals. Indigenous individuals also have the right to access, without any discrimination, to all social and health services" and "Indigenous individuals have an equal right to the enjoyment of the highest attainable standard of physical and mental health. States shall take the necessary steps with a view to achieving progressively the full realization of this right"; and

WHEREAS, Manitoba First Nations have endured two large scale emergencies (2009 Influenza A (H1N1) Crisis and 2011 Flood) with threat to human health, and caused death, loss of land and security; and

WHEREAS, since the outbreak of the Severe Acute Respiratory Syndrome (SARS) in Canada the Federal Government had been working to delineate the role between federal and provincial responsibilities in emergency response, without communication or consultation with Manitoba First Nations; and

WHEREAS, the Federal and Provincial Governments have entered into arrangements whereby the Provincial Government is responsible for implementing the Emergency Measures Act (EMA); and

WHEREAS, under the EMA the Provincial Government does have broad power to remedy the emergency situation and has taken little action in favour of mediating the impact and response for the benefit of First Nations while firstly responding to non-First Nations needs; and

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 26 & 27, 2011**

CERTIFIED RESOLUTION

*JUL-11.09
Page 2 of 2*

RE: EMERGENCY AND PUBLIC HEALTH FUNDING FOR FIRST NATIONS (cont'd)

WHEREAS, during the H1N1 crisis it was the Provincial Government who controlled the processes and structures with little funding and capacity offered to an appropriate First Nations body; and

WHEREAS, there has been little engagement from First Nations and Inuit Health (FNIH) Environmental Health Officers or the FNIH Medical Officer of Health to the First Nation communities in the areas of prevention, promotion, and education activities regarding flooding and post-flood issues; and

WHEREAS, support for disease outbreak related activities are either not available or so minimal as to not effect change for First Nations and this is despite the Manitoba H1N1 pandemic experience; and

WHEREAS, funding for community health protection measures is not adequate and there is a need for additional public health emergency response resources and infrastructure at the community and tribal service delivery levels; and

WHEREAS, First Nations need resources and capacity to identify system requirements for health emergencies with accompanying budgets; and

THEREFORE BE IT RESOLVED, the Chiefs-in-Assembly direct the AMC Grand Chief to meet with the Federal Government Ministers and responsible departments including Aboriginal and Northern Development Canada, Health Canada, FNIH and Public Health Agency of Canada to advocate and seek resourcing to support First Nations and tribal service delivery for emergency and public health planning, research, assessment, and mitigation of the health risks.

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Opaskwayak Cree Nation, Manitoba*



Grand Chief Derek Nepinak

**ASSEMBLY OF MANITOBA CHIEFS
GENERAL CHIEFS ASSEMBLY
OPASKWAYAK CREE NATION
JULY 26 & 27, 2011**

CERTIFIED RESOLUTION

JUL-11.10

**RE: SUPPORT FOR MANITOBA FIRST NATIONS EXPERIENCING
FLOODED LANDS**

Moved by:

Chief Glenn Hudson
Peguis First Nation

Seconded by:

Chief Gerald Anderson
Little Saskatchewan First
Nation

CARRIED

WHEREAS, Manitoba First Nations are seeking the support of the Assembly of Manitoba Chiefs (AMC) to call on the Provincial and Federal Government to expedite outstanding Additions to Reserve (ATR) and Treaty Land Entitlement (TLE) commitments and land claims involving First Nations that have experienced flooded lands; and

WHEREAS, both the Federal and Provincial Governments are aware of the negative impacts of flooding (social, cultural, health, economic, and infrastructural) over the past few decades; and

WHEREAS, it is a high priority of Manitoba First Nations to have the ATR and TLE claims process recognized, confirmed, and realized on an emergency basis to urgently amend the ATR and TLE process for impacted First Nations within four (4) months.

THEREFORE BE IT RESOLVED, that the Chiefs-in-Assembly direct the AMC Grand Chief to advocate for these First Nations to receive lands through the ATR and TLE processes immediately; and

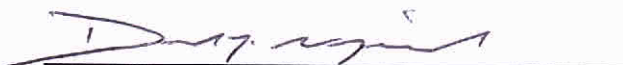
FURTHER BE IT RESOLVED, that the Chiefs-in-Assembly direct the AMC Grand Chief to demand that both the Federal and Provincial Governments work toward reaching an agreement and resolving the ATR and TLE process for Manitoba First Nations within a four (4) month time frame.

CERTIFIED COPY

of a resolution adopted

on July 26 & 27, 2011

Opaskwayak Cree Nation, Manitoba



Grand Chief Derek Nepinak