

**ASSEMBLY OF MANITOBA CHIEFS
EXECUTIVE COUNCIL OF CHIEFS
Head Office: Swan Lake First Nation
January 21, 2014**

CERTIFIED RESOLUTION

ECC JAN-14.01

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Moved by:

Councillor Brian Cromarty,
Norway House First Nation
(Proxy)

Seconded by:

Chief Jerry Primrose
Nisichawayasihk Cree
Nation

5 Abstain
0 Opposed
5 in Favour

CARRIED

RE: TREATY FIRST NATIONS RIGHT OF FIRST REFUSAL OF LAND

WHEREAS, Treaty Land Entitlement ("TLE") refers to land owed to certain First Nations under the Numbered Treaties in Manitoba signed by the First Nations and the British Crown between 1871 and 1910;

WHEREAS, Treaties 1 to 10 provided that the Crown would set aside a certain amount of land as reserve land based on the populations of the "Indian bands" at the time of the original surveys for reserve lands. Not all Indian bands received their land entitlement as promised in the Numbered Treaties;

WHEREAS, on May 29, 1997, the Manitoba Treaty Land Entitlement ("TLE") Framework Agreement was signed between Canada, Manitoba and the Treaty Land Entitlement Committee of Manitoba Inc., on behalf of 19 Entitlement First Nations (EFN's);

WHEREAS, the TLE Framework Agreement outlines how the parties to that agreement have agreed to fulfill the outstanding TLE obligations in Manitoba arising from the Numbered Treaties. It sets out the principles, responsibilities and dispute resolution processes associated with the land selection and acquisition process to be undertaken by the EFN's;

WHEREAS, a number of EFN's have executed their individual Treaty Entitlement Agreements under the TLE Framework Agreement and are currently engaged in the land selection and acquisition process;

WHEREAS, a number of individual First Nations signed their own Treaty Entitlement Agreements and are not Framework Agreement First Nations;

WHEREAS, a number of First Nations do not have Treaty Land Entitlement Agreements, including various Dakota and Dene Nations, but instead may have outstanding claims that need to be addressed or may have duty to consult rights respecting their land, Traditional Territory or otherwise which must be acknowledged and respected;

WHEREAS, notwithstanding the Manitoba Treaty Land Entitlement Agreements that have been signed by the various EFN's, Manitoba First Nations have agreed to collectively undertake to respect each other's right to select Crown land and acquire non-Crown land within their specific Treaty Area and Traditional Territory;

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RE: TREATY FIRST NATIONS RIGHT OF FIRST REFUSAL OF LAND (cont'd)

WHEREAS, a First Nation that receives notice from either the Provincial Government, Federal Government or otherwise, that a piece of Property is available for purchase or selection may either submit an Offer to Purchase or a written or verbal expression of interest in that piece of Property so long as that piece of Property is situated within that First Nation's Treaty Area or Traditional Territory; and

WHEREAS, it is acknowledged and recognized that a First Nation that is interested in purchasing or selecting property within its own Treaty Area or Traditional Territory shall be afforded a right of first refusal to submit an Offer to Purchase or a written or verbal expression of interest in the Property and that other First Nation's will support and respect the right of first refusal.

THEREFORE BE IT RESOLVED, that Chiefs-in-Assembly agree to support each respective First Nation in their efforts to fulfill their Treaty Land Entitlement by not interfering with each other respective First Nation. That is to say, First Nations from outside the Treaty Territories will not make competing offers or expressions of interest when a First Nation makes an Offer to Purchase or a written or verbal expression of interest in a particular piece of property that is located within that own First Nation's Treaty Area or Traditional Territory.

CERTIFIED COPY
of a Resolution adopted on January 21, 2014
Winnipeg, Manitoba


Grand Chief Derek Nepinak, Chair
Executive Council of Chiefs