



ASSEMBLY OF FIRST NATIONS

2018 RESOLUTIONS UPDATE REPORT FOR 2019 ANNUAL GENERAL ASSEMBLY (AGA)

JULY 2019



01/2018 First Nations Led Process to Develop New Federal Safe Drinking Water Legislation

Mover: Chief Dan George, Burns Lake Indian Band/Ts'il Kaz Koh, BC

Seconder: Chief Linda Debassige, M'Chigeeng First Nation, ON

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to immediately communicate to the federal government that, in keeping with the Government's commitments to reconciliation with First Nations, a joint legislative co-development process and mandate will proceed in full partnership with First Nations, including the development of a Joint Working Group on Safe Drinking Water for First Nations.
2. Direct the AFN to immediately appoint a Chief's Committee on First Nations Safe Drinking Water Legislation that will advise and support the development of a Terms of Reference for the creation of the Joint Working Group on Safe Drinking Water for First Nations.
3. Direct the AFN to produce a draft framework for safe drinking water legislation for First Nations, aligned with the phased approach recommended in the concept paper, for consideration at the AFN Annual General Assembly in July 2018.
4. Direct the AFN and the Chief's Committee on First Nations Safe Drinking Water Legislation to develop a draft framework for the creation of the First Nations Water Commission.
5. Direct the AFN to immediately develop and convey a funding proposal to the federal government that will ensure that the Chief's Committee on First Nations Safe Drinking Water Legislation and the Joint Working Group on Safe Drinking Water for First Nations have the resources required to participate in this joint legislative co-development process in full partnership with First Nations and the federal government.
6. Direct the AFN to ensure the draft framework for safe drinking water legislation for First Nations affirms First Nations inherent water laws, standards, guidelines and processes.

IMPLEMENTATION ACTIVITIES:

- The AFN Housing, Infrastructure and Emergency Management Services Sector prepared the *First Nations Safe Drinking Water Preliminary Concepts* and shared it with the Chiefs-in-Assembly at the 2018 Annual General Assembly. It was endorsed via Resolution 26/2018, *Support for a First Nations Safe Drinking Water Preliminary Concepts*, as a foundational document to assist with national engagement on the forthcoming repeal and replacement of the Safe Drinking Water for First Nations Act.



- Resolution 26/2018, also further refined the co-development process initiated with Resolution 88/2017, *First Nations Led Engagement Process for Safe Drinking Water Legislation* and Resolution 01/2018, *First Nations Led Process to Develop New Federal Drinking Water Legislation* and directed the AFN to proceed with National Engagement with First Nations to develop the First Nations Safe Drinking Water Legislation Draft Framework.
- The National Engagement process for the Safe Drinking Water for First Nations Co-Developed Legislation Project began in April 2019 to ensure that the needs and aspirations of all First Nations are properly understood and incorporated into the new co-developed safe drinking water legislation.
- The feedback and information received from First Nations will inform the draft framework process for repeal and replacement of the *Safe Drinking Water for First Nations Act*, which will be co-developed through a Joint Working Group (First Nations and Indigenous Services Canada).
- A Refined Preliminary Concepts document is being drafted based upon feedback gathered from the National Engagement process and will be presented to the Chiefs-in-Assembly at the 2019 AGA.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Irving Leblanc – Housing, Infrastructure, Emergency Management

**02/2018 Federal Recognition of First Nations Jurisdiction over Recreational and Medicinal Cannabis****Mover:** Grand Chief Arlen Dumas, Proxy, for Peguis First Nation, MB**Seconder:** Chief Elaine Johnston, Serpent River First Nation, ON**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Direct the Assembly of First Nations (AFN) to inform Canada that First Nations must be consulted by the federal and provincial governments to ensure their full involvement in the design of licensing, production, distribution, and sale of legalized cannabis, including revenue sharing.
2. Call upon Canada to amend Bill C-45 to recognize that First Nations jurisdiction supersedes provincial legislation and regulation as it pertains to cannabis licensing, production, distribution and sale of legalized cannabis that incorporates community safety and well-being, particularly for children and youth.

IMPLEMENTATION ACTIVITIES:

- The AFN has communicated the need for government to consult with First Nations on the legalization of cannabis.
- The National Task Force on Cannabis is undertaking work and research on potential impacts to First Nations.
- The National Task Force on Cannabis is also conducting work and studying options on how First Nations may exercise jurisdiction over cannabis in their local First Nations and traditional lands.
- The AFN has advocated for easier access to federal licenses for the manufacturing, distribution and sale of cannabis, should a First Nation choose to explore economic development initiatives
- The AFN is advocating for greater revenue sharing from taxes collected by government and has advised the federal government of the need to provide First Nations with a fair share of cannabis excise taxes.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** Stuart Wuttke – Legal

**03/2018 Federal Justice Legislation Amendments, Call for United Nations Special Rapporteur Investigation and Royal Commission**

Mover: Chief Reginald Bellerose, Muskowekwan First Nation, SK

Seconder: Chief Billy Joe Laboucan, Lubicon Lake Band, AB

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to call on the federal government to meaningfully consult with First Nations to restore First Nations justice systems, uphold First Nations individual human rights, and ensure equitable treatment of First Nations in the proposed reforms to Canada's criminal laws as contained in: Bill C-75, An Act to amend the Criminal Code, the Youth Criminal Justice Act and other Acts and to make consequential amendments to other Acts; Bill C-28, An Act to amend the Criminal Code (victim surcharge); Bill C-38, An Act to amend the Criminal Code (exploitation and trafficking in persons); and, Bill C-39, An Act to amend the Criminal Code (unconstitutional provisions) and to make consequential amendments to other Acts with reference to previous inquiries in other provinces into unresolved homicides due to inadequate investigations by police services, such as the RCMP.
2. Call upon the Government of Canada to invite the United Nations Special Rapporteur on the Rights of Indigenous peoples, Victoria Tauli-Corpuz, and the Special Rapporteur on Racism to conduct an investigation on the Canadian justice system's treatment and on contemporary forms of racism against Indigenous People in Canada.
3. Request that the mandate of the United Nations Special Rapporteur on the Rights of Indigenous Peoples include the conduct of lawyers, Crown Attorneys, probation officers, social workers, juries, police officers and the conduct and sentencing practices of judges within all aspects of the criminal justice system.
4. Call upon the Government of Canada to establish a Royal Commission on the Elimination of Racism in the Canadian justice system with the authority to compel witnesses involved in the miscarriage of justice.

IMPLEMENTATION ACTIVITIES:

- The AFN has submitted evidence to parliamentary standing committees on Bill C-75, *An Act to amend the Criminal Code, the Youth Criminal Justice Act and other Acts and to make consequential amendments to other Acts* and the need to consult with First Nations.
- The AFN continues to advocate for reforms to the criminal justice system to address First Nation overrepresentation and racism.



- The AFN has commenced discussions with Public Safety Canada, the Royal Canadian Mounted Police, and Correctional Service of Canada on barriers encounter by First Nation individuals as well as addressing systemic discrimination.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Stuart Wuttke – Legal



04/2018 First Nations Role in Changes to the Fisheries Act

Mover: Chief Dalton Silver, Sumas First Nation, BC

Seconder: Chief Scott McLeod, Nipissing First Nation, ON

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Call on the Assembly of First Nations (AFN) to urge the Government of Canada to properly fund the work with First Nations as it relates to regulation and policy development with respect to legislative amendments to the Fisheries Act.
2. Direct the AFN to engage with the Department of Fisheries and Oceans (DFO) to release information to First Nations in a timely manner as it pertains to plans for regulations and policies that may affect or infringe on First Nations rights and fisheries to facilitate and ensure proper engagement with First Nations.
3. Call on the AFN to continue its work with the DFO, and any other related federal government departments as needed, to address issues with respect to: upholding First Nations rights, in particular, Canada's legislation must recognize First Nations' inherent and everlasting responsibilities to their traditional territories, and to hold the Government of Canada accountable to its work concerning the rights and recognition framework; the law and policy review; the Ten Principles Respecting the Government of Canada's Relationship with Indigenous Peoples; and the full and unqualified implementation of the United Nations Declaration on the Rights of Indigenous Peoples as it relates to the Fisheries Act and other legislation, regulations, and policy.
4. Call on the AFN to continue to advocate that any legislative, policy, and program reforms to the Fisheries Act must include equitable employment insurance benefits for First Nations fishermen.

IMPLEMENTATION ACTIVITIES:

- Bilateral meetings have taken place through the fall between the AFN and the Department of Fisheries and Oceans on plans for proposed regulation development in 2019 on aquaculture, rebuilding fish stocks and catch monitoring.
- AFN Fisheries Sector reported to the AFN National Fisheries Committee (NFC) and the AFN National Aquaculture Working Group as to the progress of the Bill-68, *An Act to amend the Fisheries Act and other Acts in consequence* in the Senate.
- On May 7, 2019, Regional Chief Teegee (BC) presented to the Senate Standing Committee on Fisheries and Oceans. The AFN Submission on Bill C-68 focused on the United Nations Declaration on the Rights of Indigenous Peoples as a guiding reconciliation framework, protection of First Nations' inherent and constitutional rights, protection of water flows as part of fish habitat, inclusion and protection of Indigenous Knowledge Systems



- The Bill achieved royal assent on June 21, 2019.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Ken Paul - Fisheries



05/2018 First Nations Oceans Working Group and the Oceans Act and Marine Protected Areas

Mover: Chief Dalton Silver, Sumas First Nation, BC

Seconder: Chief Scott McLeod, Nipissing First Nation, ON

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) National Fisheries Committee to oversee the work of the First Nations Oceans Working Group and address the partnership between First Nations and the Government of Canada in relation to the development of the Marine Protected Areas (MPA) network.
2. Direct the AFN to call on the Department of Fisheries and Oceans to identify how they plan to implement an engagement strategy that is consistent with other tools and strategies with First Nations concerning the regulation and policy development as a result of changes to the Oceans Act, including the MPA network.
3. Mandate the AFN National Fisheries Committee and the First Nations Oceans Working Group to inform the Canadian Council of Fisheries and Aquaculture Ministers (CCFAM), specifically the Oceans Task Group, of the issues related to the changes to Bill C-55, the Canada Petroleum Resources Act, and related regulations and policies that First Nations must be fully engaged in and co-develop where the rights of First Nations may be impacted or infringed upon. In particular, Canada's legislation must recognize First Nations' inherent and everlasting responsibilities to their traditional territories.

IMPLEMENTATION ACTIVITIES:

- The AFN Fisheries sector facilitated two meetings of the First Nations Oceans Working Group in 2019. The group met with government officials from Fisheries and Oceans Canada (DFO), Parks Canada Agency, and Transport Canada to address engagement and potential partnerships between First Nations and the Government of Canada in relation to the development of Marine Protected Areas (MPA) network and other initiatives due to changes to the *Oceans Act*. Discussions are ongoing.
- National Fisheries Committee member for BC, Chief Dalton Silver presented on behalf of the National Fisheries Committee to the Senate Standing Committee on Fisheries and Oceans on February 21, 2019 on *Bill C-55, An Act to Amend the Oceans Act and Canada Petroleum Resources Act*. The AFN's submission focused on the protection of First Nations rights and jurisdiction, Indigenous Protected and Conserved Marine Areas, and the designation, monitoring, and surveillance of Interim Marine Protected Areas. The



Oceans Act and Canada Petroleum Resources Act were successfully amended and received royal assent on May 27, 2019.

- Miawpukek First Nation Chief Misel Joe presented to the Canadian Council of Fisheries and Aquaculture Ministers (CCFAM) in December 2018 in St. John's, NL on the need to include First Nations in the work and decision-making of this Federal/Provincial/Territorial entity, including the Oceans Task Group. There was a general indication that the AFN will be invited to the next CCFAM meeting scheduled for the summer of 2019.
- Bill C-55 received royal assent on May 27, 2019.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Ken Paul – Fisheries

**06/2018 Engaging First Nations on Marine Vessels and Salvage Operations****Mover:** Chief Dalton Silver, Sumas First Nation, BC**Seconder:** Chief Scott McLeod, Nipissing First Nation, ON**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Call on the Assembly of First Nations (AFN) to continue to advocate that any legislative, policy, and program reforms related to Bill C-64, An Act respecting wrecks, abandoned, dilapidated or hazardous vessels and salvage operations, must recognize First Nations' inherent and everlasting responsibilities to their traditional territories.
2. Direct the AFN to call on the federal government to provide First Nations with long-term capacity funding that goes beyond cursory Indigenous participant funding and recognize the joint nature of the responsibilities that the federal government shares with First Nations in protecting all coasts in Canada and First Nations fisheries.
3. Direct the AFN to call on the federal government to recognize and respect First Nations' jurisdiction over their traditional marine areas and to engage them as equal partners in all future endeavors in this marine coast protection.
4. Direct the AFN to work with Transport Canada and the Department of Fisheries, Oceans, and the Canadian Coast Guard, in securing core and capacity funding for First Nations and regional level work associated with the Oceans Protection Plan as it relates to First Nations.

IMPLEMENTATION ACTIVITIES:

- The AFN had bilateral meetings with Transport Canada (TC) to gather information on the TC plan to fund regional First Nation groups and communities related to the Oceans Protection Plan which includes the Abandoned Boats Programs.
- On February 12, 2018, Regional Chief Teegee addressed the Standing Committee on Transport, Infrastructure and Communities (TRAN) sought the advice of a panel consisting of Stz'uminus (Chemainus) First Nation, the Atlantic Policy Congress of First Nations Chiefs. The Wrecked, Abandoned or Hazardous Vessels Act is expected to come into force on July 30th, 2019. Transport Canada has since launched two short-term funding programs to help remove and dispose of small boats.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:**



STAFF/ SECTOR: Ken Paul – Fisheries



07/2018 Addressing First Nations Rights, Title, and Jurisdiction in Bill C-69: Impact Assessment Act, Canadian Energy Regulator Act, and the Navigation Protection Act

Mover: Bonnie Leonard, Proxy, Skeetchestn Indian Band, BC

Seconder: Chief Byron Louis, Okanagan Indian Band, BC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Call upon the Assembly of First Nations (AFN) to advocate that Bill C-69 be amended to include, among other things:
 - a. protections of First Nations inherent and constitutionally protected rights;
 - b. enabling joint decision-making with First Nations governing authority within the Act;
 - c. reducing excessive Ministerial discretion by increasing transparency and stronger requirements to protect s.35 rights;
 - d. strengthening the protection of Indigenous knowledge systems and ecosystems, which are the repositories of ecological knowledge and required for the transference of knowledge to future generations; and
 - e. including direct reference to Canada's commitments to the United Nations Agenda 2030 Sustainable Development Goals, the United Nations Declaration on the Rights of Indigenous Peoples, and the Convention on Biological Diversity.
2. Reaffirm their position that the current federal legislative process must not be construed as meaningful "consultation", does not meet the standard of free, prior and informed consent, and that additional time must be afforded to consult directly with rights holders in a manner that is respectful of their unique protocols, and processes.
3. Direct the AFN to continue supporting and coordinating, where possible, the interventions and participation of First Nations, regional organizations, and provincial/territorial organizations in the co-development process, including creating regional-specific processes to address regions with specific concerns including support provisions as part of a nation-to-nation relationship.
4. Call on all responsible federal Ministers to provide adequate funding directly to individual First Nations for their full and effective participation in the regulatory and policy development of Bill C-6.
5. Call on the AFN to continue conducting regional information-sessions to support First Nations, regional organizations, and provincial/territorial organizations in the process.

IMPLEMENTATION ACTIVITIES:



- The AFN Environment Sector, in collaboration with the Advisory Committee on Climate Action and the Environment (ACE) and Olthius Kleer Townshend LLP, provided submission to the Standing Committee on Environment and Sustainable Development (ENVI) on Bill C-69 on April 4, 2019.
- Dialogue with the ACE to explore ongoing engagement and participation in the co-development and co-drafting of policies, regulations, and guidelines will continue subject to later resolutions, now that C-69 has achieved royal assent

STATUS: Complete

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Tonio Sadik – Environment

**08/2018 Implementing Canada's Recognition and Implementation of Indigenous Rights Framework and clarifying the role of the AFN****Mover:** Chief Mike McKenzie, Innu Takuakan Uashat mak Mani-Utenam, QC**Seconder:** Chief Jackie Thomas, Saik'uz First Nation, BC**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Declare that the Assembly of First Nations (AFN), as an advocacy body, and any regional organizations cannot negotiate any binding changes to Canada's federal laws, policies and operational practices as part of the Recognition and Implementation of Indigenous Rights Framework (the Framework).
2. Call on Canada to work with First Nations before adopting and implementing any legislative or administrative measures that may affect First Nations in order to obtain their free, prior and informed consent.
3. Call on Canada to:
 - a. Rename the Framework to "Protection and Affirmation of Rights and Title Framework".
 - b. Ensure that all phases of its process, in regard to its Framework, are guided by the standards set out in the United Nations Declaration on the Right of Indigenous Peoples (UN Declaration), the American Declaration on the Rights of Indigenous Peoples and the United Nations Study on Treaties, Agreements and Other Constructive Arrangements between States and Indigenous Populations.
 - c. Work closely with First Nations to ensure that the engagement materials are informed, sufficient, accessible and transparent.
 - d. Provide the necessary non-repayable financial contributions directly to First Nations as the rights holders, to support their ability and capacity to lead efforts to meaningfully and directly engage the federal government on the Framework, related activities and initiatives, including federal legislation.
4. Call on Canada to honour its constitutional obligations and commitments to the full implementation and affirmation of inherent rights, Treaty Rights and title.
5. Call on Canada to completely repudiate and abandon the inherent rights policy and any related operating practices.
6. Call on the Governor General to acknowledge its role as the sole representative of the Crown and to participate in First Nations-led agendas when requested by First Nations.



7. Direct the Assembly of First Nations (AFN) to take appropriate measures to ensure that its organization, executive and administration are in compliance with the UN Declaration in its relationships with First Nations, all levels of governments and international entities.

IMPLEMENTATION ACTIVITIES:

- The AFN convened a national policy forum on September 11 and 12, 2018 in direct response to this resolution and the related Resolution 39/2018, *First Nations Determination of the Path to Decolonization*. The AFN called on Canada to commit to a First Nations-led process, pursuant to these resolutions. The matter was raised for dialogue further direction from the Chiefs-in-Assembly.
- Subsequent resolutions have been passed that have provided recent mandates in this regard. Please refer to Resolutions 39/2018, *First Nations Determination of the Path to Decolonization* and 67/2018, *Rejection of the Recognition and Implementation of Indigenous Rights Framework and Associated Processes*.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** Amber Potts - Research & Policy



09/2018 Develop First Nations-Specific Solutions for the Greenhouse Gas Pollution Pricing Act

Mover: Chief Byron Louis, Okanagan Indian Band, BC

Seconder: Chief Calvin Sanderson, Chakastapaysin Band of the Cree Nation, SK

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct Canada to ensure that the *Greenhouse Gas Pollution Pricing Act* (Bill C-74) respects:
 - a. First Nations inherent rights, Treaties, title and jurisdiction, and recognize First Nations inherent responsibilities to their traditional territories;
 - b. the United Nations Declaration on the Rights of Indigenous Peoples (UN Declaration), including reference to the standard of free, prior, and informed consent; and
 - c. the First Nations right to self-determination, including the creation of a First Nations Carbon Pricing Regimes.
2. Call on Canada to co-develop with First Nations the policies, regulations and guidelines for the Carbon Levy and Output-Based Pricing Framework in order to respect First Nations inherent rights, Treaties, title and jurisdiction, and recognize First Nations' inherent responsibilities to their traditional territories.
3. Reiterate the call for the Ministers of Environment and Climate Change Canada, Finance, and other departments to provide adequate financial support for First Nations to explore the implications of carbon pricing on their territories, as well as opportunities for their participation in resource-revenue sharing and in the clean energy economy.
4. Direct the Assembly of First Nations (AFN) to support First Nations, regional organizations, federal/provincial/territorial organizations and governments in the development of innovative solutions to address the unique circumstances of First Nations.

IMPLEMENTATION ACTIVITIES:

- The AFN Environment Sector, in collaboration with the Advisory Committee on Climate Action and the Environment (ACE) and in-house legal counsel, provided a submission to the Standing Committee on Finance (FINA) and the Standing Senate Committee on Energy, the Environment, and Natural Resources on part 5 of Bill C-74 in May 2018.
- The Bill received Royal assent and came into force January 2019. Canada has announced that the Federal Backstop will be enforced in Ontario, Saskatchewan, Manitoba, and New Brunswick.
- The Carbon Pricing Working Group, a sub-committee of the Joint Committee on Climate Action (JCCA), has met several times to further discuss First Nations considerations in



greenhouse gas pollution pricing. These discussions are communicated in the Annual Report of the JCCA to be submitted to the National Chief and Prime Minister.

- Canada is currently discussing how the revenues will be disbursed but have not adequately included the recommendations of First Nations.
- On-going engagement with the ACE on how First Nations can be involved / participate in the co-development and co-drafting of policies, regulations, and guidelines will continue.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Tonio Sadik – Environment



10/2018 Resources for Engagement on Distinct First Nations Accessibility Legislation

Mover: Chief Byron Louis, Okanagan Indian Band, BC

Seconder: Chief Randall Phillips, Oneida Nation of the Thames, ON

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to work with Employment and Social Development Canada (ESDC) towards legislation supporting First Nations persons with disabilities, including meaningful resources for regional capacity building.
2. Direct the AFN to secure appropriate resources from the federal government for the development of a First Nations Regional Advisory Disability Task Force, and to explore initiatives, such as a Disabilities centre of excellence, to support promising practices, evidence-based resources in meeting the unique needs of First Nations persons with disabilities, service users, and their families.
3. Direct the AFN to support American Sign Language (ASL) as part of the communications theme in this legislative work, and call on ESDC to provide resources to support First Nations sign languages and include ASL as part of its future conferences and/or assemblies.

IMPLEMENTATION ACTIVITIES:

- The AFN has held bi-monthly meetings with federal counterparts at Employment and Social Development Canada (ESDC) and continues to promote this resolution. A proposal has been submitted to the federal government for capacity and resources to engage discussions on First Nations needs for accessibility, policy linkages with several federal departments and those responsible for the Federal Accessibility Legislation (for disabilities).
- The AFN's advocacy efforts have resulted in early work to bridge a dialogue with Indigenous Services Canada, Health Canada, Public Health Agency of Canada, and ESDC, among others, on the issue of a continuum of (disability) care. Officials are considering options such as a framework and, potentially, to develop a task force .
- The AFN provided a written submission on Bill C-81, the *Accessible Canada Act*, to the Senate Standing Committee on Social Affairs, Science and Technology on April 30, 2019, to raise concerns with this Bill, and to communicate the need for resources for regional capacity building for First Nations persons with disabilities and First Nations governments.
- Bill C-81, the *Accessible Canada Act* received royal assent on June 21, 2019.. The Bill recognizes various forms of sign languages, including Indigenous sign language for inclusion among government services.



STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO: Regional Chief Terry Teegee

STAFF/ SECTOR: Judy Whiteduck – Economic Development

11/2018 Federal Legislation on First Nations Child Welfare Jurisdiction

Mover: Mary Teegee, Proxy, Takla Lake First Nation, BC

Seconder: Chief Cadmus Delorme, Cowessess First Nation, SK

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Support the establishment of federal enabling legislation for First Nations that incorporates the International Convention on the Rights of the Child and jurisdiction over child and family well-being that respect regional approaches that provide options for regional-based components.
2. Call on Canada to orient their approach to legislation, policy, and practice reform, and their conduct to child welfare activities, on the recognition of First Nations' peoples inherent right of self-determination, meaning that each First Nation, duly-appointed representative of the rights and title holders of First Nations or Treaty First Nations, must decide how and when it will take the jurisdiction that is inherent to it, and will be supported to make those free and informed decisions without any duress or predetermination of the conditions other than its own assessment of how best to care for and establish law, policies and practices to protect and support children, youth and families. Service agencies and other entities created by organizations and charitable services providers will be mandated to engage in child welfare reform on behalf of First Nations only when they are specifically authorized to do so by First Nations rights and title holders, or Treaty First Nations peoples.
3. Direct the Assembly of First Nations (AFN) to endorse a working group comprised of representation from nations, without question, and the National Advisory Committee (NAC) on First Nations Child and Family Services Program Reform.
4. Call on Canada to ensure legislation for First Nations jurisdiction over child and family well-being is passed within the current government's mandate.
5. Call on Canada to ensure full funding for First Nations and Treaty Nations for the exercise of their child welfare authority.

**IMPLEMENTATION ACTIVITIES:**

- In June 2018, a Legislative Working Group (LWG) was established and comprised First Nation leadership and child welfare experts appointed by the AFN executive, and three members of the National Advisory Committee (NAC).
- The mandate of the LWG was to assess and recommend options for legislation, regulatory and or other instruments on First Nations child welfare.
- The LWG has met over 20 times via conference call and in person meetings.
- In January 2019, the LWG met with Indigenous Service Canada representatives to provide input into the first draft of the proposed federal child welfare legislation.
- On June 21, 2019, Bill C-92, *An Act Respecting First Nations, Inuit and Métis children, youth and families* achieved royal assent.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** Jon Thompson – Social Development**12/2018 Meaningful consultation on Bill C-71, An Act to amend certain Acts and Regulations in relation to firearms****Mover:** Chief Peter A. Beatty, Peter Ballantyne Cree Nation, SK**Seconder:** Milton Tootoosis, Proxy, Poundmaker Cree Nation, SK**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Direct the Assembly of First Nations (AFN) to participate in future government discussions on Bill C-71, or related discussions on federal legislation affecting First Nations access to firearms and ammunition, through an appearance or submission to the House of Commons Standing Committee on Public Safety and National Security.
2. Direct the AFN to write a letter to the Minister of Public Safety and Emergency Preparedness, Ralph Goodale, to ensure improvements to firearms legislation will increase public safety, effectively use public resources and protect First Nations gun owners' access in their exercise of Treaty rights to use firearms and ammunition.
3. Call on Canada to review and reform all federal legislation, policies and operational practices that impact First Nations inherent and Treaty rights to hunt, fish, trap and gather.

**IMPLEMENTATION ACTIVITIES:**

- The AFN has provided evidence to Parliamentary standing committees regarding First Nations concerns on Bill C-71.
- The AFN had discussed deficiencies in the federal gun legislation and the impacts these have on First Nations with officials in Public Safety Canada.
- The AFN will continue to advocate for further reforms to federal gun legislation

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** Stuart Wuttke – Legal

**13/2018 Co-Development of Airport Safety Legislation**

Mover: Chief Peter A. Beatty, Peter Ballantyne Cree Nation, SK

Seconder: Chief Reginald Bellerose, Muskowekwan First Nation, SK

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to call on the Government of Canada to co-develop legislation which:
 - a. Recognizes First Nations' control over airports that service First Nations, and require that all runways servicing First Nations either meet or exceed national safety standards and provide the necessary funding to meet these standards.
 - b. Ensures that all airports servicing First Nations are sufficiently resourced to: adequately service aircrafts; guarantee aircrafts can safely arrive and depart; and ensure the required equipment be made available- including lighting, de-icing machines, and emergency response equipment.

IMPLEMENTATION ACTIVITIES:

- The Honourable Marc Garneau, federal Minister of Transport, and the Honourable Lori Carr, Minister of Highways and Infrastructure for Saskatchewan, convened a meeting between federal-provincial-territorial ministers responsible for transportation and highway safety and the five national Indigenous leaders, on January 21, 2019, in Montreal, Quebec. Issues raised included inadequate winter roads, runways and critical landing equipment in First Nations airports and airstrips. .
- Regional Chief Kevin Hart sent a letter to Minister Garneau on June 19, 2019 outlining First Nation transportation safety concerns.

STATUS: Ongoing

INTERNAL USE ONLY:**EXECUTIVE PORTFOLIO:**

STAFF/ SECTOR: Irving Leblanc – Housing, Infrastructure, Emergency Management



14/2018 United Nations Declaration on the Rights of Indigenous Peoples- Legal Standing – Implementation

Mover: Okimaw Iskwew Margaret Bear, Ochapowace First Nation, Treaty 4 Territory, SK

Seconder: Chief B. Lynn Acoose, Sakimay First Nations, Treaty 4 Territory, SK

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Declare that, in order to succeed in achieving an effective and comprehensive Rights Framework, the federal government must formally and without delay, implement the United Nations Declaration on the Rights of Indigenous Peoples (UN Declaration) within the context of the Canadian Constitution in co-development with First Nations across Canada.
2. Reaffirm that the UN Declaration is the legal standard and, therefore, is considered to be an international Treaty equal to other existing United Nations Treaties.
3. Invoke our legitimate right to self-determination as stipulated in the UN Declaration as a legally binding and non-aspirational legal standard which is, therefore, to be considered an international Treaty equal to other existing United Nations Treaties.
4. Direct the Assembly of First Nations (AFN) to take appropriate measures to ensure that its organization, executive and administration be in compliance with the rights affirmed in the UN Declaration in its relationships with First Nations, all levels of governments and international entities.

IMPLEMENTATION ACTIVITIES:

- AFN advocated for Bill C- 262, *An Act to implement the United Nations Declaration on the Rights of Indigenous Peoples* to become law. Bill C-262 is one method that would have created a domestic legal requirement to implement the United Nations Declaration on the Rights of Indigenous Peoples (the UN Declaration).
- The National Chief continues to call upon Canada to honour the Crown's obligations under Treaties, the Constitution and the international human rights law to fully and meaningfully meet its obligations to First Nations.
- The Chiefs Committee on AFN Charter renewal reported at the AGA 2017 that the Secretariat is seeking resources to fund future work including engagement with First Nations. Further implementation of this resolution will take place over the next year.
- AFN will provide a dialogue session at the upcoming Annual General Assembly in Fredericton, New Brunswick in relation to a National Action Plan on implementing the UN Declaration.

STATUS: Ongoing



INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Amber Potts - Research & Policy

15/2018 Renewed Call for Vatican Apology

Mover: Chief Michael Starr, Starblanket Cree Nation, SK

Seconder: Chief Reginald Bellerose, Muskowekwan First Nation SK

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Call on the Government of Canada to ensure that there is a reference to the Indian Residential Schools system, and the parties involved, as the principle cause of the drastic decline of Indigenous languages in Canada in the future *Indigenous Languages Act*.
2. Direct the Assembly of First Nations (AFN) National Chief and the Executive Committee to renew discussions with the Vatican on behalf of the Roman Catholic Church, to pursue a full apology directed to all First Nations, for the Roman Catholic Church's role in the Indian Residential Schools System.
3. Direct the National Chief and the Executive Committee to call on the Roman Catholic Church to fulfill their commitment to raise the remainder of the \$25 million obligation for the healing of Residential School Survivors.

IMPLEMENTATION ACTIVITIES:

- The AFN has been engaged in ongoing communications with His Excellency the Most Reverend Luigi Bonazzi, Apostolic Nuncio to Canada, requesting a formal apology from His Holiness, the Pope, (Call to Action #58) to Residential School Survivors and their families.
- Since the resolution has passed, renewed discussions have taken place with parties of the Indian Residential School Agreement.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Amber Potts - Research & Policy

**16/2018 Support for the Indigenous Heritage Circle****Mover:** Millie Olsen, Proxy, Na-cho Ny'a'k Dun First Nation, YK**Seconder:** Chief Terrence Lee Spahan, Coldwater Indian Band, BC**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Direct the Assembly of First Nations (AFN) to draft a letter to the Minister of Heritage in support of the Indigenous Heritage Circle as an independent, inclusive, national organization devoted to sharing information related to Indigenous cultural places, landscapes, narratives, languages, practices, legal traditions, protocols and collections and strengthening the capacity of First Nations, Inuit and Métis peoples to advocate on heritage issues of interest to them.
2. Direct the AFN to urge the Government of Canada, including Parks Canada, to fulfill Call to Action #79 in developing a reconciliation framework for Canadian heritage and commemoration.
3. Direct the Assembly of First Nations to ensure that any future national strategy on the repatriation of Indigenous cultural property is created with the full participation of First Nations and upholds the standards set out in the United Nations Declaration of the Rights of Indigenous Peoples.

IMPLEMENTATION ACTIVITIES:

- The National Chief sent a letter to the Minister of Canadian Heritage, Pablo Rodriguez on November 27, 2018. The letter requests resources and tools to support the repatriation of objects from repositories in other countries and asserts that Bill C-391, *An Act respecting a national strategy for the repatriation of Indigenous human remains and cultural property*, must uphold the standards set out in the United Nations Declaration on the Rights of Indigenous Peoples (UN Declaration) and the AFN-Canada Museums Association Task Force.
- On October 2, 2018, Regional Chief Morley Googoo spoke in the House of Commons Standing Committee on Canadian Heritage on Bill C-391, *An Act respecting a national strategy for the repatriation of Aboriginal cultural property*
- In May 2019, the AFN provided Parks Canada feedback on its draft Framework for History and Commemoration, informed by Parks Canada's Report on Gatherings on Indigenous Cultural Heritage, developed with Indigenous Heritage Circle.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:**



STAFF/ SECTOR: **Amber Potts - Research & Policy**



17/2018 Implementation of the Federal Commitment to Forgiveness of Treaty Negotiation Loans

Mover: Chief Ann Louie, Williams Lake Indian Band, BC**Seconder:** Chief Jacqueline Thomas, Saik'uz First Nation, BC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to urge the federal government to implement its commitment to the full forgiveness of First Nations' treaty negotiation loans in accordance with the following principles:
 - a. the full amount of each First Nation's treaty negotiation loan must be forgiven or, in the case of loans that have been repaid, reimbursed;
 - b. Canada's commitment to forgive or, in the case of loans that have been repaid, reimburse treaty negotiation loans must be set out in a legally binding agreement that would provide certainty to First Nations;
 - c. the forgiveness and reimbursement of treaty negotiation loans must be implemented over the shortest possible time period; and,
 - d. to address concerns of First Nations that are about to commence or are engaged in a ratification process, the loan forgiveness commitment must include a guarantee that any loans that are still outstanding will be forgiven in full on the Effective Date.
2. Direct the AFN to work with the federal government to ensure that the federal commitment to negotiation loan forgiveness and reimbursement is fully implemented in the 2018/2019 fiscal year.

IMPLEMENTATION ACTIVITIES:

- Ongoing advocacy at federal, provincial and regional levels continues for the forgiveness of Treaty negotiation loans, including at the AFN – Canada Joint Technical Working Group on Specific Claims.
- The 2019 Federal Budget announced \$1.4 billion for the full forgiveness and reimbursement of all Treaty negotiation loans related to Modern Treaties. There remains an outstanding need to forgive loans related to specific claims.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:



STAFF/ SECTOR: **Craig Gideon – Lands, Territories & Resources**

**18/2018 Support for further study on the targeted management of seal and sea lion populations and the development of targeted management strategies****Mover:** Chief Dalton Silver, Sumas First Nation, BC**Seconder:** Chief Greg Louie, Ahousaht First Nation, BC**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Direct the Assembly of First Nations (AFN) to work with First Nations and the Department of Fisheries and Oceans Canada to formulate and implement an action plan for conducting necessary management studies regarding impacts upon fisheries, in particular, salmon and herring stocks, and the decline of the population numbers potentially associated with the growing population of seals and sea lions throughout the entire British Columbian (BC) coast.
2. Direct the AFN to work with First Nations and the Department of Fisheries and Oceans Canada to implement targeted management strategies in regard to the growing population of seals and sea lions throughout the entire BC coast.

IMPLEMENTATION ACTIVITIES:

- On October 31, 2018, the National Fisheries Committee British Columbia representative provided an update on First Nations that have applied to harvest seals. If successful, they will pursue additional funding to support management and impacts to fisheries. The AFN Fisheries Sector will continue to support First Nations in identifying funding opportunities and partnerships.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** Kenneth Paul – Fisheries

**19/2018 Support for the establishment of an Indigenous Lacrosse Association (ILA)****Mover:** Chief Ron Sam, Songhees First Nation, BC**Seconder:** Chief Ava Hill, Six Nations of the Grand River, ON**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Support the establishment of an Indigenous Lacrosse Association (ILA), which will foster the growth of Indigenous lacrosse across all First Nations and other Indigenous groups.
2. Direct the Assembly of First Nations (AFN) to draft a letter of support to the Ministry of Sport and Persons with Disabilities, the Coaching Association of Canada, the Canadian Lacrosse Foundation, and any other appropriate organizations and individuals, for the establishment of an ILA, including financial resources to support its operations.

IMPLEMENTATION ACTIVITIES:

- The National Chief wrote letters to 27 organizations, including national/provincial lacrosse associations and national/provincial Aboriginal sports and recreation organizations indicating support for the establishment of an Indigenous Lacrosse Association.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** **Jon Thompson – Social Development**



20/2018 Support for the Development of the Indigenous Certificate in Geological Studies at Lakehead University

Mover: Chief Bruce Achneepineskum, Marten Falls First Nation, ON**Seconder:** Chief Cornelius Wabasse, Webequie First Nation, ON

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Support Lakehead University, Matawa Management Group of First Nations, Shooniyaa Wa-Biitong, Anishinabek Employment and Training Services, Métis Nation of Ontario, Seven Generations Education Institute and Oshki Wenjack in the development of the Indigenous Certificate in Geological Studies at Lakehead University.

IMPLEMENTATION ACTIVITIES:

- No follow-up required from AFN.

STATUS: Complete

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Janice Ciavaglia – Education

**21/2018 Support for Shingwauk Kinoomaage Gamig's Anishnabek Discovery Centre (National Chiefs Library)****Mover:** Chief Dean Sayers, Ojibways of Batchewana First Nation, ON**Seconder:** Chief Elaine Johnston, Serpent River First Nation, ON**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Support the work of Shingwauk Kinoomaage Gamig and the Anishinabek Discovery Centre to establish a National Chiefs Library as an official repository for First Nations-created and First Nations-related research and scholarship information across the country.
2. Support the Anishinabek Discovery Centre by providing materials and records (in all formats) of enduring value to be housed in the National Chiefs Library for use according to agreed-upon protocols.
3. Support First Nations in lobbying external agencies and organizations that may possess materials rightfully belonging to First Nations that can be housed in the National Chiefs Library.
4. Support Shingwauk Kinoomaage Gamig and the Anishinabek Discovery Centre in partnering with constituent organizations and member First Nations to preserve their records in the National Chiefs Library.

IMPLEMENTATION ACTIVITIES:

- No follow-up required from AFN.

STATUS: Complete**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** Janice Ciavaglia - Education

**22/2018 Redress for the Forced Sterilization of Indigenous Women****Mover:** Chief Derek Sunshine, Fishing Lake First Nation, SK**Seconder:** Chief Ronald Ignace, Skeetchestn Indian Band, BC**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Direct the Assembly of First Nations (AFN) to support efforts to raise awareness about forced sterilization and reproductive rights in First Nations.
2. Direct the AFN to support efforts to stop the forced sterilization of Indigenous women.
3. Direct the AFN to support survivors of forced sterilization in seeking redress.

IMPLEMENTATION ACTIVITIES:

- The AFN released a press statement on November 14, 2018 urging action on 'gross human-rights violation' of forced sterilizations.
- Ongoing efforts to raise awareness about, to stop, and to support survivors with respect to the forced sterilization of Indigenous women.
- Discussion at the Indigenous Women's Advisory Committee meetings took place on February 14, 2019 and April 30, 2019.
- The AFN continues to advocate for the Society of Obstetricians and Gynecologists (SOGC) to halt this practice and provide better cultural safety for Indigenous women.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** Addie Pryce – Health

**23/2018 First Nations Participation in the Re-negotiation of the Columbia River Treaty****Mover:** Chief Michael Lebourdais, Whispering Pines/Clinton First Nation, BC**Seconder:** Bonnie Leonard, Proxy, High Bar First Nation, BC**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Affirm the right to direct participation in decision-making as a means to pursue self-determination.
2. Affirm that all international treaties entered into by Canada must acknowledge and protect First Nations inherent and Treaty rights which are recognized and affirmed by section 35 of the Constitution Act, 1982 and acknowledge the United Nations Declaration on the Rights of Indigenous Peoples.
3. Direct the Assembly of First Nations (AFN) to advocate for the direct participation of the Ktunaxa Nation, Secwepemc Nation and Syilx Okanagan Nation in the renegotiated Columbia River Treaty.
4. Call upon Canada to work with the AFN to develop a strategy for the effective participation of First Nations in all negotiation and implementation of international agreements entered into by Canada, consistent with obtaining their free, prior, and informed consent.

IMPLEMENTATION ACTIVITIES:

- The National Chief sent letters to Global Affairs Minister Chrystia Freeland (June 28, 2018) and British Columbia Premier John Horgan (July 3, 2018) advocating for First Nations direct participation in the renegotiation of the Columbia River Treaty.
- The issue continues to be monitored by Sector staff.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** Irving Leblanc – Housing, Infrastructure, EMS



24/2018 Increased Focus on Disabilities Centered on Human Rights

Mover: Chief Harvey McLeod, Upper Nicola Indian Band, BC

Seconder: Chief Michael Lebourdais, Whispering Pines/ Clinton First Nation, BC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to advocate for disabilities as a central issue in all policy and program sectors, disaggregated indicators and statistics, United Nations human rights machinery, and work of the United Nations, as integral to restoring the human rights of First Nations persons with disabilities.
2. Direct the AFN to work with Employment Social Development Canada (ESDC) and other federal government departments to ensure an intersectional lens/ disability analysis is applied to program and policy areas and all new initiatives and budgets to ensure persons with disabilities are not an afterthought, and nobody is left behind.
3. Direct the AFN to work with ESDC and other federal government departments to ensure Federal Budget 2019 includes meaningful regionalized funding for regional capacity building, and the establishment of a national Task Force on Disabilities to build a national framework and a centre of excellence to better address the human rights of First Nations persons with disabilities who are the marginalized of the marginalized.
4. Call on ESDC to ensure voices of persons with disabilities are not further excluded and increased focus on disabilities in international processes of Indigenous and humanitarian value, including the climate change agenda, and implementation of the Sustainable Development Goals.
5. Direct the AFN to work with Indigenous Services Canada to ensure a disability analysis/ lens is applied to the Non-Insured Health Benefits Joint Review Process.
6. Direct the AFN Chiefs Committee on Human Resources Development to provide updates on activities and report back to Chiefs-in-Assembly.

IMPLEMENTATION ACTIVITIES:

- The AFN continues to advocate and foster awareness of disability/ accessibility as a central human rights issue in many cross-cutting policy and program discussions. This has included discussions with Indigenous Services Canada, Health Canada's Non-Insured Health Benefits program, and Public Health Agency of Canada, and Employment and Social Development Canada, among others.
- On April 11, 2019, the AFN submitted key interventions to the United Nations Special Rapporteur on the Rights of Persons with Disabilities (UNSR) to leverage AFN's advocacy efforts aimed at centering the discussion on human rights on several major issues.



- In March 2019, the AFN has begun to work on developing a Social Innovation and Social Finance policy paper with linkages to the United Nations Sustainable Development Goals (SDGs) Agenda 2030, specifically a SDGs core objective to “leave no one behind”. The SDGs serve as a useful instrument to consider how to track and measure the changes in socio-economic gaps experienced by First Nations persons with disabilities and First Nations governments.
- The AFN had proposed new investments in its Pre-budget Submission for the 2019 Federal Budget to enable regional capacity and a centre of excellence in the empowerment of First Nations persons with disabilities and First Nations governments; along with efforts to secure resources for the development of a continuum of (disability) care framework with several federal departments.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Judy Whiteduck – Economic Development

25/2018 Next Steps on a Distinct First Nations Labour Market Strategy

Mover: Chief Jacqueline Thomas, Saik'uz First Nation, ON

Seconder: Chief Harvey Mcleod, Upper Nicola Indian Band, BC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Chiefs Committee on Human Resources Development (CCHRD) and its Technical working group of experts to continue working with Employment and Social Development (ESDC) officials to:
 - a. Respond to the impacts of inflation and population growth amongst First Nations.
 - b. Communicate regularly on the co-development and implementation of the new distinct First Nations labour market strategy.
2. Direct the CCHRD to call on the Minister of Employment, Workforce Development and Labour to:
 - a. Address the shortfall of Budget 2018 due to inflation and population growth.
 - b. Provide the necessary financial supports for the development of capacity.



3. Initiate a parallel process to for the full devolution of labour market authority and jurisdiction under the control of First Nations governments.

IMPLEMENTATION ACTIVITIES:

- The AFN has coordinated two national in-person Technical Working Group meetings in September 2018 and November 2018 to discuss templates and operational revisions to implement the First Nations Labour Market Strategy. In addition, the AFN coordinated teleconference calls in December 2018, January 2019 and February 2019 to facilitate questions and information flow for existing and new agreements.
- In May 2019, the AFN coordinated a meeting with the sub-technical working group to consider, develop and review a draft workplan with Employment and Social Development Canada (ESDC) to support work directly related to the implementation of the distinct First Nations Labour Market Strategy. This workplan is evergreen and will focus on supports for new and existing agreement development, performance measurement objectives, and ongoing capacity enhancements and support for labour market information research and development.
- The AFN will continue to review the planning, concept and role of a Labour Market Council and Secretariat to support and advocate for the transition of authority to First Nations control for Labour Market programming.
- The AFN has indicated to federal counterparts that new investments in subsequent Federal Budget exercises are required to align future investments with the reality of inflation and population demands not met in Budget 2018.
- The AFN will maintain outreach with First Nations leadership, labour market partners, organizations, and agencies to engage their participation in readiness for full devolution of program authority under First Nations control. The AFN meets monthly with federal counterparts at ESDC.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Judy Whiteduck – Economic Development



26/2018 Support for a First Nations Safe Drinking Water Legislation Preliminary Concepts

Mover: Chief Dan George, Burns Lake Indian Band/Ts'il Kaz Koh, BC**Seconder:** Chief Jacqueline Thomas, Saik'uz First Nation, BC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Support the First Nations Safe Drinking Water Legislation Preliminary Concepts as a working document to support engagement with First Nations.
2. Direct the Assembly of First Nations (AFN) to proceed with national engagement with First Nations to develop the First Nations Safe Drinking Water Legislation Draft Framework.
3. Direct the AFN to advocate for co-development with First Nations and Canada, new First Nations safe drinking water and wastewater legislation in a manner that affirms and ensures First Nations rights, interests, aspirations, inherent rights and laws, standards, guidelines and processes are protected.

IMPLEMENTATION ACTIVITIES:

- The AFN drafted the Discussion Paper “Life and Future: First Nations Water Law Reform Discussion Paper – Assembly of First Nations” to supplement the ‘Preliminary Concepts’ document to further inform the national engagement process.
- The AFN hosted the 2nd Annual National Water Symposium and Tradeshow from February 26 to 28, 2019, in Niagara Falls, Ontario, to garner feedback and continue dialogue on First Nations rights, interests, aspirations, inherent rights and laws, standards, guidelines and processes related to water.
- The National Engagement process led by the AFN Regions was completed across all regions in mid-2019 so as to inform the development of the First Nations Safe Drinking Water Legislation Draft Framework.
- Based upon the feedback gathered in the National Engagement a Refined Preliminary Concepts document has been drafted and will be presented to the Chiefs-in-Assembly for their endorsement at the 2019 AGA.

STATUS: Ongoing.

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Housing, Infrastructure, Emergency Management – Bing Leblanc



**27/2018 Support for the Long-Term Implementation of Jordan's Principle****Mover:** Chief Valerie Richer, Atikameksheng Anishnawbek First Nation, ON**Seconder:** Richard Aisaican, Proxy, Cowessess First Nation, SK**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Direct the Assembly of First Nations (AFN) to work with the Minister of Indigenous and Northern Affairs Canada to continue to invest in, and implement, Jordan's Principle beyond March 31, 2019.
2. Call on Canada to immediately invest in capital costs required for the local delivery of health, social, and education programs and services for First Nations children and families.
3. Support the work of the Jordan's Principle Action Table and the proposed policy options for supporting greater First Nations control over Jordan's Principle, as part of the long-term approach to implementing Jordan's Principle.

IMPLEMENTATION ACTIVITIES:

- The Jordan's Principle Action Table created policy options for the long-term implementation of Jordan's Principle, including the necessity for capital investments. These innovative policy options were outlined in a Memorandum to Cabinet, however they were not supported by Cabinet.
- Budget 2019 invested \$1.2B over three years for Jordan's Principle implementation, along with a commitment to work with First Nations on a long-term approach to Jordan's Principle.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** **Jon Thompson – Social Development**

**28/2018 Support for the establishment of a Technical Working Group on Social Development****Mover:** Chief R. Donald Maracle, Mohawks of the Bay of Quinte First Nation, ON**Seconder:** Chief Maureen Chapman, Skawahlook First Nation, BC**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Direct the Assembly of First Nations (AFN) to call upon the Government of Canada to provide funding for the establishment of a national Technical Working Group on Social Development (Technical Working Group) comprised of First Nations technical experts in social development from each region across Canada.
2. Direct the AFN Executive Committee to ensure their respective regions are represented on the Technical Working Group.
3. Direct the AFN to develop a Terms of Reference in coordination with the Technical Working Group with a mandate to oversee and advise on the numerous policy and operational changes Indigenous Services Canada has proposed to the Income Assistance and Assisted Living Programs, and any other policy and/or operational changes to the social programming outlined in the 2006 Framework (excluding First Nations Child and Family Services programming).

IMPLEMENTATION ACTIVITIES:

- Federal funding was provided to the Social Development Sector to establish the Technical Working Group on Social Development. The Technical Working Group is composed of technical experts in social development from each region across Canada.
- Funding was provided to plan and host up to 6 meetings between April 1, 2018, and March 31, 2019. Funding for the 2019 – 2020 fiscal year is pending approval. By the time of the July 2019 Annual General Assembly, five meetings will have been held.
- Another meeting is being scheduled for the beginning of July 2019.
- The Technical Working Group is providing advice and input on Income Security Reform and the Federal Poverty Reduction Strategy.
- A National Income Security Forum is being considered for February-March 2020.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR: Jon Thompson – Social Development**

**29/2018 First Nations Post-Secondary Education Review Report and Recommendations****Mover:** Tyrone McNeil, Proxy, Seabird Island Band, BC**Seconder:** Chief David McDougall, St. Theresa Point First Nation, MB**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Accept the Assembly of First Nations (AFN) Post-Secondary Education Review 2018 Interim Report and work with respective regions to implement the recommendations as appropriate in fulfillment of AFN Resolution 14/2017, *Post-Secondary Education Federal Review*.
2. Call on the federal government to extend and expand funding commitments to fully support First Nations post-secondary education, including:
 - a. Providing immediate support to First Nations for students currently enrolled in post-secondary education who are not receiving funding through the Post-Secondary Student Support Program.
 - b. Providing immediate support to First Nations to address gaps in post-secondary education, including the increased enrollment demands in post-secondary education due to higher high school completion rates.
 - c. Funding for an honourable joint process that would seek a new policy authority for post-secondary education.
 - d. Ensuring additional annual funding continues through to 2020-2021 and/or until the joint process is complete and First Nations regions have defined the actual demand for post-secondary education.
3. Direct the AFN, Chiefs Committee on Education (CCOE) and National Indian Education Council to work in partnership with Indigenous Services Canada to develop an honourable, joint process that supports existing regional models and the development of regional processes and new models to seek a new policy authority for post-secondary education that includes:
 - a. First Nations-led, regional, and/or Treaty-based processes for engagement on post-secondary education beyond elementary-secondary, as part of life-long learning.
 - b. First Nations-led, regional development of funding models to support post-secondary education as part of First Nations lifelong learning.
 - c. Processes to work directly with First Nations and their mandated institutes of higher learning on a regional basis, in order to develop core institute funding models, address the historical lack of funding, move towards accreditation and ensure that



First Nations without institutes have access to the resources required to bring post-secondary programming into their community.

- d. Funding to support the regional engagement processes, including support for research and costing for each region to undertake region specific work on, but not limited to: student funding, First Nations institute funding, funding allocation methodologies and community-based delivery funding.
- e. The establishment of new First Nations post-secondary education institutions.
- f. A budget submission to address the historical backlog of First Nations seeking post-secondary education.

4. A distinct First Nations regional approach including, and where desired and applicable, Treaty-based funding to policy development in co-operation with Indigenous Services Canada to return to Cabinet with an open, transparent and accountable process that empowers a true partnership of post-secondary between First Nations and the Government of Canada.

IMPLEMENTATION ACTIVITIES:

- A Post-Secondary Education Working Group was established to co-develop a Post-Secondary Education Policy Proposal. The First Nations Post-Secondary Policy Proposal was provided to Chiefs in Assembly at December 2018 Special Chiefs Assembly followed by the passing of AFN Resolution 48/2018, *First Nations Post-Secondary Education Policy Proposal*.
- A pre-budget submission to the Federal Government advocated for budget elements outlined in AFN Resolution 29/2018.

STATUS: Complete

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Janice Ciavaglia - Education**

**30/2018 Realizing Benefits for First Nations in the Implementation of International Trade and Investment Agreements**

Mover: Chief R. Donald Maracle, Mohawks of the Bay of Quinte First Nation, ON

Seconder: Chief Byron Louis, Okanagan Indian Band, BC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to work with the Government of Canada to:
 - a. promote and lead trade missions for First Nation businesses in Europe and Asia to take advantage of the new markets for goods and services provided by the implementation of the Comprehensive Economic and Trade Agreement and the Comprehensive and Progressive Agreement for the Trans-Pacific Partnership;
 - b. create legislation and policies that requires the federal government to procure a percentage of their goods and services from First Nation businesses;
 - c. develop an incentive program for the private sector to encourage the partnership with First Nations businesses for government procurement contracts;
 - d. fund a First Nation centre of excellence for international trade and investment to develop First Nations' expertise in the promotion of trade and investment for First Nation business, specifically in the area of traditional knowledge and collective and individual Indigenous intellectual property. A First Nation Centre of Excellence would establish links to academia, develop best practices, and create a directory of inventory services related to trade, economic development, and foreign investment specific to First Nations business with an aim to promote export readiness;
 - e. develop a certification program, led by First Nations, to certify First Nation businesses to ensure that the economic opportunities are flowing to First Nations; and,
 - f. establish a First Nations International Trade and Investment Implementation Committee. Consistent with AFN Resolution 104/2017, *Establishing a First Nations Advisory Committee under Section 6 of the Department of Foreign Affairs, Trade and Development Act*, this Committee would be established and funded under Section 6 of the Department of Foreign Affairs' *Trade and Development Act* to provide implementation advice to the Minister of Foreign Affairs and the Minister of International Trade on all matters of interest and importance to First Nations in the implementation of international trade and investment agreements and the relationship between traditional knowledge, Indigenous intellectual property and international trade.
2. Direct the AFN to work with provinces and territories to create procurement legislation and policies that will ensure that the set asides for Indigenous peoples in international



trade agreements, and the Canadian Free Trade Agreement, are implemented in a manner that allows First Nations businesses to capitalize on these preferences and benefits.

3. Direct the AFN to establish relationships globally with economic organizations mandated by Indigenous peoples in order to promote and support new connections for inter-nation Indigenous trade and investment.
4. Direct the AFN to advocate and promote at international bodies the importance of increasing the participation of Indigenous peoples in international trade. Key international organizations include: the United Nations Permanent Forum on Indigenous Issues (UNPFII), the Expert Mechanism on the Rights of Indigenous Peoples (EMRIP), the Organization for Economic Co-operation and Development (OECD) and the Organization of American States (OAS).
5. Encourage the AFN to support academic research and writing on international Indigenous trade and investment as well as promote workshops and conferences on the theme of Indigenous peoples and International trade and investment.

IMPLEMENTATION ACTIVITIES:

- National Chief Perry Bellegarde is a member of the North American Free Trade Agreement (NAFTA) Advisory Council and advocated consistently for the protection of the Aboriginal and Treaty rights. At key points throughout the negotiations, the NAFTA Advisory Council provided advice to federal Foreign Affairs Minister Chrystia Freeland, who led Canada's negotiation team.
- The AFN has monitored the negotiations for what was formerly the NAFTA, now the Canada-United States-Mexico Agreement (CUSMA). The agreement in principle was finalized on September 30, 2018.
- On May 29, 2019, Bill C-100, *An Act to implement the Agreement between Canada, the United States of America and the United Mexican States* was introduced in Parliament.
- On Thursday, May 30, 2019, National Chief Perry Bellegarde attended a meeting between Prime Minister Trudeau, US Vice President Pence, and the NAFTA Advisory Council to discuss the CUSMA.
- The National Chief appeared before the House of Commons' Standing Committee on International Trade on June 18, 2019 in view of its study of Bill C-100. The National Chief advocated, among several matters, for a non-derogation clause in the Bill, procurement opportunities for First Nations, and continued work on chapters on Trade and Indigenous Peoples as efforts will need to continue to implement and build on this work.
- The CUSMA has played a key role in setting the groundwork for other trade agreements to include content supporting Indigenous Peoples rights and trade involvement.
- Communications and updates have been provided to the AFN Executive Committee and First Nations leadership and the AFN Chiefs Committee on Economic Development, regarding First Nations involvement in Free Trade Agreements.



- The National Chief raised the need for First Nations inclusion in trade agreements during the December 2019 First Ministers Meeting.
- Although a dedicated chapter on Trade and Indigenous peoples was not included in the USMCA, a federal working group, which included First Nations, have had input on the outcomes.
- The AFN continues to build upon the work of an Indigenous Peoples Chapter by advocating for the addition of text and provisions that will respect First Nations rights and provide opportunities for First Nations businesses in all trade agreements; continue to advocate for environmental protection, gender equality, and other measures to be consistent with the rights of Indigenous peoples under the Constitution and international law.
- The AFN, with legal support, has drafted key issues related to Canada's Foreign Investment Promotion and Protection Agreements (FIPAs) including the need for engagement with First Nations, the suspension of Investor-State Dispute Settlement (ISDS) provisions, the protection of Treaty and inherent rights in all international trade and investment agreements entered into by Canada, corporate social responsibility and free prior and informed consent.
- The AFN proposed new investments in the last Federal Budget to support First Nations trade programs, services and investments.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Judy Whiteduck – Economic Development

**31/2018 Building on our Success and Supporting our Future Through Economic Reconciliation****Mover:** Chief R. Donald Maracle, Mohawks of the Bay of Quinte First Nation, ON**Seconder:** Chief Byron Louis, Okanagan Indian Band, BC**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Direct the Assembly of First Nations (AFN) Chiefs Committee on Economic Development to work with the National Aboriginal Capital Corporations Association (NACCA) in the development of a national economic process, including the creation of the Indigenous Growth Strategy, to advance economic sustainability and perpetual access to capital for First Nations.
2. Direct the AFN to call on the federal government to increase federal investments for First Nations for developmental lending, economic development, and related programming.

IMPLEMENTATION ACTIVITIES:

- The AFN invited the National Aboriginal Capital Corporations Association (NACCA) to present information on the First Nations financial institutions network at the December 2018 and July 2019 Assembly meetings.
- On February 27-28, 2019, the AFN attended the NACCA conference in Gatineau, QC which included their early work on economic reconciliation.
- The AFN has met with NACCA in the spring of 2019 on their work for an Indigenous Growth Strategy and follow up for this resolution and the shortfalls in funding.
- As with Federal Budget 2019, the AFN will continue to advocate for new federal investments to enable First Nations access to equity and financing for First Nations business and economic development needs.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR: Judy Whiteduck – Economic Development**

**32/2018 Strengthening on-reserve connectivity**

Mover: Chief R. Donald Maracle, Mohawks of the Bay of Quinte First Nation, ON

Seconder: Chief Byron Louis, Okanagan Indian Band, BC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to work with First Nations in identifying current gaps and obstacles in information and communication technologies for First Nations.
2. Call on the federal government to work with First Nations to develop the necessary information and communication infrastructure to support First Nations access to the digital economy and digital information.
3. Call upon Innovation, Science, and Economic Development Canada to develop a comprehensive rural broadband strategy in collaboration with First Nations, with dedicated First Nations broadband width.

IMPLEMENTATION ACTIVITIES:

- The AFN is exploring possible avenues to secure funding and meet the mandate established by AFN Resolution 38/2018, *Ensuring Accessibility at the Assembly of First Nations*.
- The AFN will consider policy options that will support efforts in closing the connectivity gap between First Nations and Canada.
- In October 2018, the AFN attended the 2018 Indigenous Connectivity Summit, a unique event focused on provided participants a better understanding on meeting the needs of ensuring Indigenous communities can connect themselves to fast, affordable and sustainable Internet. The summit further examined Indigenous participation in the future of internet and connectivity though key principles of consultation, advocacy, capacity building and strategic partnerships.
- The AFN has been in discussion with Telesat, who is a leading global satellite operator, providing reliable and secure satellite-delivered communications solutions worldwide to broadcast, telecom, corporate and government customers.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Judy Whiteduck – Economic Development**



**33/2018 Establishing National Economic Coordination, Policy and Redesign****Mover:** Chief R. Donald Maracle, Mohawks of the Bay of Quinte First Nation, ON**Seconder:** Chief Byron Louis, Okanagan Indian Band, BC**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Direct the Assembly of First Nations (AFN) Chiefs Committee on Economic Development (CCED) to work toward a national, political and economic paper that will outline policy and program redesign in support of First Nations involvement in the economy, including significant new investments towards economic program support and capacity development.
2. Direct the AFN CCED to consider a national paper that will coordinate a process with and among key national technical organizations to avoid overlap and be aligned to First Nations leadership priorities.
3. Call upon the federal government to provide resources for this work to take place.

IMPLEMENTATION ACTIVITIES:

- The National Aboriginal Capital Corporations Association is working with the AFN on a process where key national technical organizations would coordinate activities and key priorities. An initial meeting was held in April 2019.
- The AFN has informed federal officials of this Resolution and will continue discussions on further action.
- In the last quarter of the fiscal year, AFN received funding to consider the gaps and capacity needs to better support First Nations economic program priorities. AFN has sought the Chiefs Committee on Economic Development advice on timeliness for new investments, activity in the current fiscal year, and an economic paper on support for First Nations economic programs nationally and capacity development.

STATUS: Pending**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR: Judy Whiteduck – Economic Development**

**34/2018 Support for Intervention in *Ahousaht Nation v. Canada*****Mover:** Andrew Callicum, Proxy, Hesquiaht First Nation, BC**Seconder:** Chief Darcy Gray, Listuguj Migmaq First Nation Government, QC**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Fully supports the five First Nations (Ahousaht, Ehattesaht/Chinekintaht, Hesquiaht, Tla-o-qui-aht, Mowachaht/Muchalaht) in their appeal of the justification decision in *Ahousaht v. Canada*.
2. Direct the Assembly of First Nations (AFN) Executive Committee to seek resources in order to apply for intervenor status in the appeal by the five First Nations.
3. Direct the AFN Executive Committee to coordinate support for any First Nations wishing to collectively join the appeal as intervenors in support of the five First Nations, subject to resources.

IMPLEMENTATION ACTIVITIES:

- On November 7, 2018, the AFN was granted leave by the BC Court of Appeal to intervene in the Ahousaht appeal that was limited to issues arising from the United Nations Declaration on the Rights of Indigenous Peoples.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR: Kenneth Paul – Fisheries/ Legal – Stuart Wuttke**



35/2018 Aamjiwinaang First Nation's Request for a Pronouncement to Assert their Inherent Right of Self-Determination and Enforce their own Taxing Authority over their own Territory

Mover: Shawn Plain, Proxy, Aamjiwinaang First Nation, ON

Seconder: Chief A. Myeengun Henry, Chippewas of the Thames First Nation, ON

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Express support for the Assembly of First Nations (AFN) to Aamjiwinaang First Nation in its request to regulate taxation within their own territory respecting their own laws and practices.
2. Acknowledge that passing this resolution is in the interest of advancing the policies and priorities of the AFN, which include facilitating the discussion, planning, implementation and evaluation of all local, regional and national matters affecting the First Nations people living in Canada, including but not limited to: upholding our inherent right to self-determination, protecting our collective knowledge systems, and protecting and maintaining our treaty and Aboriginal rights to health.
3. Provide an opportunity to Aamjiwinaang First Nation to report back to the Chiefs-in-Assembly on the negotiations with the Crown with respect to jurisdiction over taxation.
4. Acknowledge that there will be no cost consequences or other financial considerations for the AFN in passing this resolution.

IMPLEMENTATION ACTIVITIES:

- The AFN contacted the Aamjiwinaang First Nation on October 4, 2018, to inquire as to how the AFN could assist in the implementation of this resolution and whether it would be seeking time at the December 2018 Special Chiefs Assembly to report on negotiations with the Crown about this matter. Aamjiwinaang First Nation indicated that it will not be seeking time at the upcoming Assembly and no further action is required at this time from the AFN.

STATUS: Ongoing.

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Research & Policy – Amber



36/2018 Support to Pursue Treaty Based Funding

Mover: Chief Lee Crowchild, Tsuut'ina Nation, AB**Seconder:** Chief Craig Makinaw, Ermineskin First Nation, AB

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Support the initiative to pursue Treaty based arrangements, including yearly reporting to the Governor-General on the state of the Treaty relationship, as a mechanism to implement the relationship in the spirit and intent of the Treaties

IMPLEMENTATION ACTIVITIES:

- The need to reflect the principles of Treaty-based funding is a primary recommendation in the Interim Report of the Chiefs Committee on Fiscal Relations. That report is being made available to all Chiefs and is on the agenda for a Dialogue Session at the 2019 Annual General Assembly. The AFN continues to support any local and/or regional activities in this regard.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** **Research & Policy – Amber**

**37/2018 Supporting Manitoba Region Indian Residential School Health Support Program****Mover:** Chief Walter J. Spence, Fox Lake First Nation, MB**Seconder:** Chief Derrick Henderson, Sagkeeng First Nations (Fort Alexander), MB**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Call on the Government of Canada to honour the Truth and Reconciliation Commission's (TRC) Call to Action #21, so that healing supports for Indian Residential School (IRS) survivors continue across Canada, regardless of IRS survivor's residency, that address the loss of language and identity.
2. Direct the Assembly of First Nations (AFN) National Chief to write a letter to the Prime Minister of Canada to ensure Indigenous Services Canada (ISC), Manitoba regional office, changes its approach, processes and practices to the IRS programs, including how the ISC regional office works with agreement holders to change and improve the process, and that support services continue to be funded and delivered indefinitely in Manitoba.
3. Direct the AFN National Chief to meet with Prime Minister of Canada and with First Nations leadership, to discuss how Canada can meaningfully give effect to reconciliation and TRC Call to Action #21.

IMPLEMENTATION ACTIVITIES:

- National Chief sent a letter of support to the Prime Minister of Canada on October 4, 2018 regarding this resolution. This letter also included a request that the Prime Minister meet with First Nations leadership to discuss how Canada can meaningfully move forward with First Nations in the spirit of reconciliation.

STATUS: Complete**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR: Addie Pryce – Health**

**38/2018 Ensuring Accessibility at the Assembly of First Nations**

Mover: Chief R. Donald Maracle, Mohawks of the Bay of Quinte First Nation, ON

Seconder: Chief Jessica Hill, Oneida Nation of the Thames, ON

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to take immediate and serious measures to ensure that all of their meetings and events include accessibility accommodations that meet the unique needs of all First Nations' participants.
2. Direct the AFN to develop an accessibility strategy that helps ensure accessibility accommodations are implemented, including a monitoring and an annual progress report;
3. Direct the AFN to lobby the Federal Government to provide resources to carry out the objectives outlined within this resolution, and report back to the Chiefs in Assembly at the December 2018 Special Chiefs Assembly.

IMPLEMENTATION ACTIVITIES:

- The AFN has advocated in its pre-budget submission on the 2019 Federal Budget the critical need for accessibility-related resources to build an accessibility strategy and resources to accommodate the unique needs of all First Nations participants at AFN meetings and events.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Economic Development – Judy Whiteduck**

**39/2018 First Nations Determination of the Path to Decolonization**

Mover: Chief R. Donald Maracle, Mohawks of the Bay of Quinte First Nation, ON

Seconder: Chief Jessica Hill, Oneida Nation of the Thames, ON

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Confirm that only First Nations can determine the path to decolonization and reconciliation.
2. Establish a First Nations' led process to draft a new Royal Proclamation binding on the Crown in right of Canada and all of the provinces and territories.
3. Call on Canada to set-aside its *Principles Respecting the Government of Canada's Relationship with Indigenous Peoples* (Ten Principles) as the basis of the relationship going forward. Regions such as Ontario and British Columbia have their own principles that must be respected in their relationships going forward.
4. Halt the "Recognition and Implementation of Rights" process going forward and insist that Canada participates in a First Nation-led negotiation with Canada to mutually establish principles to observe and implement the United Nations Declaration on the Rights of Indigenous Peoples, including a joint action plan for such implementation.
5. Call on Canada to confirm it is committed to an independent international arbitrator to resolve disputes between Treaty partners and within the Nation-to-Nation relationship.
6. Call on Canada to immediately convene a meeting with First Nations to discuss this issue.

IMPLEMENTATION ACTIVITIES:

- The AFN convened a national policy forum on September 11 and 12, 2018 in direct response to this resolution and the related Resolution 8/2018, *Implementing Canada's Recognition and Implementation of Indigenous Rights Framework and clarifying the role of the AFN*. The AFN made a public call to Canada to commit to a First Nations-led process, pursuant to these resolutions.
- A subsequent resolution passed that has provided a recent mandate in this regard. Please refer to Resolution 67/2018, *Rejection of the Recognition and Implementation of Indigenous Rights Framework and Associated Processes*.

STATUS: Ongoing

INTERNAL USE ONLY:**EXECUTIVE PORTFOLIO:**

STAFF/ SECTOR: Amber Potts - Research & Policy



**40/2018 Qalipu First Nation Newfoundland and Labrador Membership in AFN****Mover:** Chief Mi'sel Joe, Miawpukek First Nation, NL**Seconder:** Corey John, Proxy, Glenwood Indian Band Council, NL**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Accept the Qalipu First Nation of Newfoundland and Labrador as a First Nation member of the Assembly of First Nations.

IMPLEMENTATION ACTIVITIES:

The National Chief sent a letter was sent November 27, 2018, to the Qalipu First Nation of Newfoundland and Labrador welcoming them to the AFN.

STATUS: Complete**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR: Amber Potts - Research & Policy**

**41/2018 Tribal Council Funding Program****Mover:** Gary Lameman, Proxy, Beaver Lake Cree Nation, AB**Seconder:** Chief Rupert Meneen, Tallcree First Nation, AB**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Direct the Assembly of First Nations (AFN) and tribal councils to urge the federal government, as represented by the Minister of Indigenous Services Canada, to recognize the circumstances and workload of tribal councils and immediately increase annual core funding and provide new funding to tribal councils to double the current core allocation and clarify jointly with tribal councils the Indian Government Support Program policy.
2. Direct the AFN to ensure First Nations not part of a tribal council would get their proportionate share of funding also increased.
3. Implore the federal government to move away from devolution funding and towards new First Nations funding mechanisms.

IMPLEMENTATION ACTIVITIES:

- As part of developing the new fiscal relationship, the AFN has entered into and formed a technical working group with Indigenous Services Canada concerning Indian Government Support Programs, including the Tribal Council Funding Program.
- In order to secure better long-term funding arrangements, AFN advocacy on governance funding investments in Budget 2020 is already underway. In addition, the possibility of making the ten-year grant available to Tribal Councils is being pursued.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/SECTOR:** Amber Potts - Research & Policy

**42/2018 Data Sovereignty****Mover:** Chief Maureen Chapman, Skawahlook First Nation, BC**Seconder:** Chief Harvey McLeod, Upper Nicola Indian Band, BC**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Reassert that First Nations living in Canada maintain ownership and control over data that relates to their identity, their people, language, history, culture, communities and Nations, both historic and contemporary, and that each Nation will establish regulations to govern their data, determining how it will be managed, accessed and shared with other governments, organizations and/or individuals.
2. Call on the First Nations Information Governance Centre (FNIGC) to coordinate (with support from the federal government, Statistics Canada, and the Assembly of First Nations) regional processes to engage First Nation Chiefs and leaders in each province and territory to discuss improving the quality of or access to data or statistical information related to their people and Nation.
3. Call on the Government of Canada to allocate funding to the FNIGC to align engagement processes related to First Nations data, statistics, and information management, and to expedite the development of First Nations' controlled Regional Information Governance Centres as part of the National First Nations Data Governance Strategy.
4. Assert that in the future all federal, provincial, and territorial government investments in First Nations data governance and analysis, information management, statistics, and reporting must align with the objective of each First Nation achieving full data governance, building and maintaining across their government, the capacity to collect, store, protect, analyze, and utilize data in their decision-making and reporting, measuring their own progress towards the outcomes defined in their community development and nation rebuilding plans.

IMPLEMENTATION ACTIVITIES:

- Having successfully advocated for funding in Budget 2019, the AFN is supporting the First Nations Information Governance Centre in its work with Indigenous Services Canada to pursue a Data Governance Strategy to improve quality and access to data for First Nations governments.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:**



STAFF/ SECTOR: **Amber Potts - Research & Policy**

**43/2018 Reparations from the North West Company**

Mover: Chief Donald Morris, Kitchenuhmaykoosib Inninuwug, ON

Seconder: Anna Betty Achneepineskum, Proxy, Kashechewan First Nation, ON

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to encourage First Nations across Canada to join together to seek redress from the North West Company for its historical economic exploitation and abuse of First Nations peoples.
2. Direct the AFN to request an apology from the North West Company and encourage the North West Company to pay reparations for the economic suffering they have inflicted on Indigenous peoples in Canada.
3. Call upon the federal government to address the imbalance in access to goods and services that First Nations continue to suffer, such efforts include, but not be limited to:
 - a. Studying and reporting on the process by which the North West Company was able to occupy and obtain title to lands within First Nations territory and to thereby establish an economic monopoly over the provision of goods and services to First Nations, with particular attention to the failures to consult and obtain the free, prior and informed consent from First Nations.
 - b. Studying and reporting on the current ways and means that goods and services are supplied to First Nations, with particular attention to the communities that are most remote.
 - c. Proposing solutions and taking appropriate measures to improve supply and bring prices down to levels comparable to those enjoyed by all Canadians, wherever they are located.
 - d. Establishing an on-going system for monitoring the economic performance of third parties doing business on and with First Nations, including reporting requirements, audits and other regulations designed to ensure fair and balanced business practices, pricing and non-discriminatory service.

IMPLEMENTATION ACTIVITIES:

- In July 2018, the AFN discussed with the North West Company regarding concerns raised in this resolution. The North West Company expressed their interest to share information and an openness to meet with First Nations.
- AFN requested that Indigenous Services Canada identify funding for a third party to monitor and report on the economic performance monitor of the North West Company, based on the details of this resolution.



STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Economic Development – Judy Whiteduck**

44/2018 Enhancing and Supporting Tribal Police Services in First Nations in Canada

Mover: Chief Joseph Weasel Child, Siksika First Nation, AB

Seconder: Chief Craig Makinaw, Ermineskin First Nation, AB

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to advocate to the federal government to deem First Nations policing as an essential service and to provide adequate funding and support similar to other police forces in the country.
2. Call upon the AFN to advocate to the federal government to support the establishment of additional Tribal Police Services on First Nations in Canada, with commensurate funding.
3. Call upon the AFN to advocate to the provincial governments to lift the moratorium on new self-administered police services in Canada.

IMPLEMENTATION ACTIVITIES:

- On February 27 and 28, 2018, the AFN attended the First Nations Policing Program Stakeholder Panel held in Kelowna, British Columbia. The purpose of this meeting was for officials'-level discussion, information-sharing, and the development of options regarding the First Nations Policing Program (FNPP).
- On March 26-27, 2018, the AFN hosted a meeting in Wendake, Quebec on First Nations policing and public safety. The purpose of this meeting was to hear from First Nation police agencies to identify systemic inequalities, gaps in services and other issues that are of concern to the agencies. Further, this meeting facilitated discussions on how the AFN can advocate at the national level on the community safety priorities.
- Since these two meetings, the Legal Affairs & Justice Sector has been working on the following deliverables with Public Safety Canada pertaining to First Nations policing:
- A work plan is being developed to advance policing and safety priorities, and any other agreeable initiatives. As part of this plan, a research report that scopes and defines First Nations policing priorities through a gap analysis will be completed by March 2019. This report is to support First Nations priorities as they pertain to policing and community



safety. Further, it will enhance our advocacy to the federal government to deem First Nations policing as an essential service and for adequate funding to First Nations police services supported by research.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Legal Affairs & Justice – Stuart Wuttke**

**45/2018 2Spirits In Motion Foundation****Mover:** Chief Allan Polchies Jr, St. Mary's First Nation, NB**Seconder:** Chief Maureen Chapman, Skawahlook First Nation, BC**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Support the development and subsequent funding of the 2Spirits In Motion Foundation to:
 - a. Help establish a national voice and presence for Two-Spirit peoples throughout Canada.
 - b. Plan for and host annual national policy and program Forums and bi-annual training programs.
 - c. Work collaboratively with universities and colleges to undertake relevant Two-Spirit research.

IMPLEMENTATION ACTIVITIES:

- The National Chief sent a letter in October 2018 to MP Randy Boissonault, Special Advisor to the Prime Minister on lesbian, gay, bisexual, transgender, queer, questioning, and 2-Spirit (LGBTQ2S+) initiatives and the Prime Minister, Justin Trudeau requesting commitments to promote and protect the rights of Two-Spirit peoples, including the support of the 2Spirits in Motion Foundation.
- Since the resolution was passed, 2Spirits in Motion have been able to access federal funding and has established a board of directors to conduct future work.
- The National Chief was the first National Chief to march in Toronto's Pride Parade in 2017. He will be doing so again in Ottawa in 2019.

STATUS: Complete**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR: Amber Potts - Research & Policy**

**46/2018 United Nations International Decade of Indigenous Languages****Mover:** Chief Valerie Richer, Atikameksheng Anishnawbek, ON**Seconder:** Chief Nelson Toulouse, Sagamok Anishnawbek First Nation, ON**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Call upon the General Assembly of the United Nations to make a timely declaration of an International Decade of Indigenous Languages.
2. Call upon the federal government to propose, advocate, and support a timely United Nations declaration of an International Decade of Indigenous Languages.
3. Direct the Assembly of First Nations to engage with the United Nations, the federal government, and all appropriate bodies, organizations and governments to advocate for an International Decade of Indigenous Languages.

IMPLEMENTATION ACTIVITIES:

- Several actions have taken place to advocate and encourage support for the International Decade of Indigenous Languages including:
 - Attending the official launch event for International Year of Indigenous Languages in Paris, France;
 - National Chief Sending an advocacy letter in May 2019 to the Department of Canadian Heritage to encourage support for the International Year of Indigenous Languages International HELISET TFE SKÁL - 'Let the Languages Live' First Peoples Cultural Council conference; and
 - Attending the International HELISET TFE SKÁL - 'Let the Languages Live' conference in Victoria B.C in June 2019.
 - Grand Chief Willie Littlechild addressed the United Nations Permanent Forum of Indigenous Issues (UNPFII) in New York.
 - Co-hosting an event today at the UNPFII called Achieving the Promise of the International Year of Indigenous Languages – Outcomes, Legacies and Future Work
 - AFN advocating for the passing of Bill C-91, *An Act respecting Indigenous Languages* which gained royal assent June 21, 2019.

STATUS: Ongoing**INTERNAL USE ONLY:**



EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Miranda Huron - Languages**

**47/2018 First Nations Oversight of Canada's National Poverty Reduction Strategy****Mover:** Chief Bernice Martial, Cold Lake First Nation, AB**Seconder:** Chief Nelson Toulouse, Sagamok Anishnawbek First Nation, ON**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Direct the Assembly of First Nations (AFN) to call on the federal government to ensure the National Advisory Council on Poverty includes First Nations representation to ensure the unique needs and rights of First Nations are recognized and respected as Canada implements its Poverty Reduction Strategy.
2. Direct the Chiefs Committee on Economic Development, the Technical Working Group on Social Development, and the First Nations Technical Working Group on Human Resource Development to work together in identifying a First Nations candidate to be recommended as the representative to the National Advisory Council on Poverty.
3. Direct the Technical Working Group on Social Development and the Technical Working Group on Labour Force Development, to work with Employment and Social Development Canada (ESDC) officials on the implementation of its Poverty Reduction Strategy in First Nations.

IMPLEMENTATION ACTIVITIES:

- The Social Development Technical Working group has begun the work to input into the development of First Nations specific poverty indicators.
- The Technical Working Group is seeking a funding commitment to support regional engagements on the development of the indicators.
- AFN has communicated the need for First Nations representation on Employment and Social Development's *National Advisory Council on Poverty* to assist in the creation of specific First Nations indicators for measuring poverty and potential solutions.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR: Jon Thompson – Social Development**

**48/2018 First Nations Post-Secondary Education Policy Proposal****Mover:** Chief Leroy Denny, Eskasoni First Nation, NS**Seconder:** Tyrone McNeil, Proxy, Kwaw Kwaw Apilt First Nation, BC**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Reaffirm First Nations inherent and Treaty Rights to post-secondary education (PSE).
2. Reaffirm that jurisdiction over First Nations education remains with each First Nation.
3. Affirm that the process concerning the First Nations PSE policy proposal is not intended to detract or hinder First Nations from advancing their PSE processes.
4. Support the recommended First Nations PSE policy proposal, as represented in Policy Proposal (v8) to be presented to Cabinet as the First Nations submission through Indigenous Services Canada's Memorandum to Cabinet. The policy proposal outlines the following:
 - a. Calls on the federal government to provide immediate investments to address the backlog of First Nations PSE students, support First Nations established institutes, and provide transitional funding for upgrading and completion in order to pursue PSE.
 - b. Seeks long-sought after changes to current PSE programs, Post-Secondary Student Support Programs (PSSSP).
 - c. Restructuring of Post-Secondary Partnership Program (PSPP) to align with the changes expressed in the policy proposal.
 - d. Proposes Treaty-based, self-government based and/or regionally determined process for First Nations to develop PSE models.
 - a. Proposes a right to self-determination approaches.
5. Urge the Government of Canada to present the First Nations PSE policy proposal, jointly developed by First Nations and Indigenous Services Canada, to the Cabinet of Canada with an Assembly of First Nations member of the Chiefs Committee on Education.

IMPLEMENTATION ACTIVITIES:

- The First Nations Post-Secondary Education Policy Proposal was represented as an Annex to an Indigenous Services Canada Memorandum to Cabinet on April 8, 2019.
- Revision of the Post-Secondary Education (PSE) Terms and Conditions is in progress to implement long-sought after changes to current PSE programming.
- Immediate investments were outlined in Federal Budget 2019 including: \$320M for students and \$7.5M for First Nations Engagement on Post-Secondary Education.



- The First Nation Post-Secondary Policy Proposal was approved by Cabinet June 17, 2019.

STATUS: Complete

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Janice Ciavaglia – Education**

49/2018 Indspire Investments

Mover: Chief Leroy Denny, Eskasoni First Nation, NS

Seconder: Chief Tony Alexis, Alexis Nakota Sioux Nation, AB

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Reaffirm First Nations' inherent and Treaty Rights to post-secondary education.
2. Reaffirm that jurisdiction over First Nations education remains with each First Nation.
3. Affirm that Indspire does not represent First Nations nor have consent from First Nations to receive federal funding for First Nations education.
4. Call on the Assembly of First Nations to urge the Government of Canada to cease and desist all federal investments to Indspire relating to First Nations education beginning in fiscal year 2019-2020 and that any remaining funds be redirected to First Nations.

IMPLEMENTATION ACTIVITIES:

- Regional Chief Bobby Cameron sent a letter to Minister Seamus O'Regan on March 29, 2019, calling for an end to federal investments to Indspire relating to First Nations education as per AFN Resolution 49/2018.

STATUS: Complete

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Janice Ciavaglia – Education**



50/2018 Support for the Fraser Salmon Management Council in their attempts to negotiate with the Department of Fisheries and Oceans a Fraser Salmon Management Agreement

Mover: Chief Dalton Silver, Sumas First Nation, BC

Seconder: Chief Byron Louis, Okanagan Indian Band, BC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to call on the Minister of Fisheries and Oceans to address that the opportunity to enter into a significant and critically important reconciliation agreement, with an unprecedented aggregation of British Columbia (BC) First Nations in a timely manner, is in jeopardy.
2. Direct the AFN to urge the Minister of Fisheries and Oceans to make available the financial and human resources (with mandates) that will enable the Department of Fisheries and Oceans and BC First Nations negotiation table to expedite the negotiation process in order to come to a historic Nation-to Nation agreement, which will provide a model for First Nations meaningful participation in fisheries management decision-making processes.

IMPLEMENTATION ACTIVITIES:

- On December 10, 2018, National Chief Perry Bellegarde met with Jonathan Wilkinson, Minister of Fisheries, Oceans (DFO) and the Canadian Coast Guard in Ottawa. The National Chief was accompanied by the AFN Fisheries Sector and National Fisheries Council member Chief Dalton Silver. Chief Silver articulated the need for movement on the Fraser Salmon Management Council explaining some problems with inaction at the DFO Pacific Regional office.
- On February 27, 2019, DFO Minister Wilkinson met with the National Fisheries Committee in Ottawa. AFN BC Regional Chief Terry Teegee raised several issues, including the need for DFO to prioritize DFO's negotiations with the Fraser Salmon Management Council.
- In June 2019, the AFN Fisheries Sector was notified that DFO and the Fraser Salmon Management Council have made significant steps towards a negotiated agreement for First Nations' meaningful participation in fisheries management decision-making processes.

STATUS: On-going

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:



STAFF/ SECTOR: **Ken Paul – Fisheries**



51/2018 Engagement with Canadian Council of Fisheries and Aquaculture Ministers (CCFAM) and six Technical CCFAM Task groups

Mover: Chief Dalton Silver, Sumas First Nation, BC**Seconder:** Chief Terrence Lee Spahan, Coldwater Indian Band, BC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to secure a commitment to continue building regional and national relationships with the Canadian Council of Fisheries and Aquaculture Ministers (CCFAM) and Indigenous leadership to identify ongoing priorities annually and periodically throughout the year.
2. Direct the AFN Executive Committee to establish regional relationships and processes linked to the CCFAM and all related Task Groups that is inclusive of First Nations rights, decision-making processes and interests.
3. Direct the AFN to call on the CCFAM to:
 - a. Incorporate the standards outlined in the *United Nations Declaration on Rights of Indigenous Peoples*.
 - b. Identify resources and capacity programs to engage in future co-development of regulations, policies and programs that impact coastal fisheries, the inland fisheries and create sustainable aquaculture with First Nations.
4. Direct the AFN to urge the Department of Fisheries and Oceans (DFO), the CCFAM and other agencies to:
 - a. Create new spaces for market access, fishing capacity, fisheries management, business development and habitat protection and endangered species.
 - b. Ensure frameworks and processes respect and invest in Indigenous Knowledge systems with First Nations as appropriate.
5. Direct the AFN to participate in the establishment of multi-agency tables in domestic and international forums and agreements, and other collaborative processes that showcase positive results based on a Nation-to-Nation relationship.

IMPLEMENTATION ACTIVITIES:

- The Canadian Council of Fisheries and Aquaculture Ministers (CCFAM) held a meeting on December 4, 2018. AFN was invited to attend the advance meetings. Miawpukek First Nation Chief Misel Joe presented on the implementation of Indigenous Knowledge Systems and stated the need to have First Nations inclusion in the six CCFAM task groups.



- On December 10, 2018, National Chief Perry Bellegarde met with Jonathan Wilkinson, Minister of Fisheries, Oceans (DFO) and the Canadian Coast Guard in Ottawa. The National Chief was accompanied by the AFN Fisheries Sector and NFC member Chief Dalton Silver. Chief Silver articulated the need for First Nations participation in the six CCFAM technical working groups.
- On February 27, 2019, DFO Minister Wilkinson met with the National Fisheries Committee in Ottawa. AFN BC Regional Chief Teegee raised several issues, including the need for First Nations participation in the six CCFAM technical working groups.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Ken Paul – Fisheries

52/2018 First Nations Inclusion in Canada's Oceans Protection Plan

Mover: Chief Dalton Silver, Sumas First Nation, BC

Seconder: Sky Metallic, Proxy, Listuguj Mig'maq Government, QC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to work collaboratively with Transport Canada, the Department of Fisheries and Oceans and the Canadian Coast Guard, in addressing long term capacity funding for First Nations in areas involving the relevant initiatives under the Ocean's Protection Plan (OPP).
2. Call on the AFN to advocate that any legislative, regulatory, policy, and program reform related to the OPP must respect First Nations inherent rights, Treaties, title and jurisdiction, and must recognize First Nations inherent and everlasting responsibilities to their traditional territories.
3. Direct the AFN to work with Transport Canada and the Department of Fisheries, Oceans, and the Canadian Coast Guard, in securing core and capacity funding for First Nations and regional work associated with the OPP as it relates to First Nations.

IMPLEMENTATION ACTIVITIES:



- A series of meetings with Transport Canada and the Department of Fisheries and Oceans has resulted in the submission of a proposal to collaborate on existing First Nations work that overlaps with AFN Resolution 93/2016, *Marine Emergency Information Management Protocol*. Transport Canada has since amended the Canada Shipping Act to include “a government, council or other entity authorized to act on behalf of an Indigenous group” to allow agreements to be signed for First Nations to be included under the exercise of its powers, duties and functions under the Act.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Ken Paul – Fisheries**

**53/2018 Federal Legislation on First Nation Child Welfare Jurisdiction**

Mover: Chief Daryl Watson, Mistawasis Cree Nation Treaty Six, SK

Seconder: Chief Walter Spence, Fox Lake Cree Nation, MB

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Support the option for legislation prepared by the Assembly of First Nations (AFN) Child Welfare Legislative Working Group (LWG) based on inherent rights, Treaties, self-determination and international human rights standards, and confirm this is the best option Chiefs support for further co-development. The legislation must affirm inherent and Treaty rights and must also uphold the standards in the United Nations Declaration on the Rights of Indigenous Peoples and other international human rights instruments.
2. Call upon the Government of Canada to table the draft legislation before the House of Commons rises on or before December 14, 2018, and include First Nations throughout the legislative process.
3. Call upon all Members of Parliament and Senators to ensure the legislation receives royal assent in advance of October 2019.
4. Call upon Canada to ensure the legislation reflects the position that First Nations laws take precedence over the laws of a province or territory, or occupy other forms of jurisdiction, or reflects the choice of shared jurisdiction, based on the decision of that First Nation government exercising its self-determination authority.
5. Call upon Canada to ensure a funding principle is included in any co-developed legislation based on substantive equality for First Nation children, children with disabilities, youth and families and provides for predictable, stable, sustainable and needs-based funding to secure long-term positive outcomes for First Nations, children, families and communities.
6. Demand, for greater clarity, adequate funding must be provided for the development, capacity-building, planning, operations, capital, transition and implementation of the co-developed legislation. Funding for actual costs of prevention, data management, legal costs and other areas covered as a result of the legal orders of the Canadian Human Rights Tribunal must be extended to all First Nations governments and peoples.
7. Request the AFN LWG develop materials for First Nations Chiefs and governments for a transition plan specific to First Nations based on clear distinctions between the First Nations, Métis and Inuit so that the distinct political and legal rights, cultures, languages, practices and laws of the First Nations peoples are reflected appropriately in the wording and implementation of legislation.
8. Support the development of political accords to guide transition and implementation of legislation co-developed with First Nations and Canada.



9. Reject any legislative proposal or drafting involving delegation models of authority from federal, provincial or territorial governments or any policy or approach based on denial or rights or requirements of extinguishment or limitation of the rights of the First Nations and Treaty First Nations or any other colonial imposed requirements inconsistent with self-determination.
10. Direct the AFN LWG ensure that co-developed legislation include a non-derogation clause to protect the inherent Aboriginal and Treaty rights of First Nations and the other rights and freedoms of First Nations from being abrogated diminished in any way.

IMPLEMENTATION ACTIVITIES:

- On February 28, 2019, Bill C-92, *An Act Respecting First Nations, Inuit and Métis children, youth and families* (Bill C-92) was tabled for first reading in the House of Commons.
- Bill C-92 affirms First Nations jurisdiction and enables First Nations to enact their own legislation over child and family services.
- Several members of the LWG have advocated for the passing of Bill C-92 at the House of Commons Standing Committee on Indigenous and Northern Affairs, and the Standing Senate Committee on Aboriginal Peoples.
- On June 21, 2019, Bill C-92 achieved royal assent.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** **Jon Thompson – Social Development**

**54/2018 Support for Manitoba First Nations – Specific Federal Legislation *Bringing Our Children Home Act*****Mover:** Chief Karen Batson, Pine Creek First Nation, MB**Seconder:** Chief Vera Mitchell, Poplar River First Nation, MB**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Fully support the proposed draft Manitoba specific federal legislation, Bringing our Children Home Act, as created by Manitoba First Nations and endorsed by the Assembly of Manitoba Chiefs (AMC), and support that Canada work together with Manitoba First Nations to jointly draft a mutually agreeable draft Bill for Canada to introduce in the House of Commons in the very near future, after the federal enabling legislation has been passed.
2. Direct the Assembly of First Nations (AFN) National Chief to inform Canada of the Chiefs-in-Assembly's support for the Bringing our Children Home Act and remind Canada that the Crown cannot implement child welfare reform without the free, prior and informed consent of Manitoba First Nations rights-holders.
3. Acknowledge that Manitoba First Nations have the authority to exercise their self-determination and jurisdiction over child welfare and may develop, and draft with the federal government, legislation that is specific to Manitoba First Nations.
4. Further acknowledge that the AFN and the National Advisory Committee (NAC) on First Nations Child and Family Services Program Reform working with any other Indigenous organizations, committees or groups, support and cannot replace Manitoba First Nations in their approach to develop and pursue federal legislation that will lead to federal arrangements directly with Manitoba First Nations to support their own laws on children and families.
5. Direct the AFN, the Child Welfare Legislation Working Group, and the committee working on federal child welfare legislation for First Nations, Métis and Inuit to respect Manitoba First Nations and the Bringing Our Children Home Act, and advocate that the federal government's legislation not conflict with Manitoba's legislation.
6. Direct the AFN to inform the Government of Canada that the Bringing Our Children Home Act, developed by Manitoba First Nations as supported by Indigenous Services Canada, be jointly presented by the AMC Grand Chief to Cabinet.

IMPLEMENTATION ACTIVITIES:

- National Chief drafted a letter to Indigenous Service Canada Minister Seamus O'Regan, supporting Manitoba specific federal child welfare legislation. The letter will be sent after Bill C-92 has been passed per the resolution.



STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Jon Thompson – Social Development**

55/2018 First Nations Disabilities Program On-Reserve

Mover: Chief Elaine Johnston, Serpent River First Nation, ON

Seconder: Chief Donald Maracle, Mohawks of the Bay of Quinte First Nation, ON

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Call on Canada to work directly with First Nations to determine the needs for an on-reserve disabilities program.
2. Call on Canada to provide long-term and sustainable funding for an on-reserve disabilities program for First Nations.
3. Call on Canada to encourage provincial/territorial governments to invest in on-reserve disabilities programs for First Nations.

IMPLEMENTATION ACTIVITIES:

- The AFN Economic, Health, and Social Sectors continue to meet with officials from Indigenous Services Canada, Employment and Social Development Canada, Health Canada, Public Health Agency of Canada, among others to discuss resources for a First Nations disabilities program on-reserve and the development of a continuum of (disability) care framework.
- AFN's advocacy efforts continue to call for a redesign of the current government program-by-program approach to health and social structures/ services for First Nations of all ages.
- Initial considerations include the development of an analysis of the current landscape and government policy and programming over the past 15 years to help guide and determine the strategic development of flexible and equitable services and supports for First Nations.
- The AFN continues to advocate for long term and sustainable resources for a First Nations disabilities program on reserve that is driven by First Nations, for First Nations.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO: Regional Chief Terry Teegee



STAFF/ SECTOR: **Judy Whiteduck – Economic Development**

**56/2018 First Nations Infrastructure Research**

Mover: Chief R. Donald Maracle, Mohawks of the Bay of Quinte First Nation, ON

Seconder: Chief Dan George, Burns Lake Indian Band/Ts'il Kaz Koh, BC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Call upon the federal government to partner with the Assembly of First Nations (AFN) and provide funds to allow the AFN to:
 - a. engage all First Nations in non-housing related infrastructure data gathering exercise to determine the non-housing related infrastructure gap.
 - b. explore the development of options for a mechanism(s) and a recommendation for direct federal government infrastructure funding exclusively to First Nations.
2. Affirm that this resolution is without prejudice to the regional approaches that seek the transfer or drawing down of federal funding authorities for all First Nations infrastructure, not just housing-related infrastructure.
3. Urge Canada to provide capital funds to construct long-term care facilities on First Nations.

IMPLEMENTATION ACTIVITIES:

- On March 18, 2019 a meeting between the National Chief and the Minister of Infrastructure and Communities took place in support of this resolution;
- The Minister of Infrastructure and Communities sent a letter on April 10, 2019 to the National Chief. The letter explained how Infrastructure Canada has opened some of its programs to First Nations eligibility and provided summary information on each provincial and territorial 10-year (2018-2028) bilateral agreement on co-investment on the Federal Government's \$180 billion national Infrastructure Plan.
- On May 29, 2019 the Minister of Infrastructure and Communities met with the AFN Executive Committee discussed the creation of a joint committee to address AFN concerns regarding infrastructure.
- The AFN Housing, Infrastructure and Emergency Management Sector are continuing discussions with senior Infrastructure Canada officials on this resolution.

STATUS: Ongoing

INTERNAL USE ONLY:



EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Irving Leblanc – Housing & Infrastructure**

**57/2018 National First Nations Housing and Related Infrastructure Strategy****Mover:** Chief Dan George (Ts'il Kaz Koh/Burns Lake Indian Band), B.C.**Seconder:** Chief Lance Haymond, Kebaowek First Nation, QC**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Approve the National Housing and Related Infrastructure Strategy that includes full funding of housing and infrastructure needs.
2. Re-affirm the continuation of First Nations bilateral discussions with the federal government on housing and infrastructure policy reform regardless of the result of the Assembly of First Nations (AFN)-federal process to develop a National Housing and Related Infrastructure Strategy.
3. Urge Canada to fulfill its fiduciary obligations to First Nations in housing and infrastructure, thereby ending the competition for insufficient resources between First Nations regarding these matters.
4. Urge the federal government to immediately co-develop with the Chiefs Committee on Housing and Infrastructure and the AFN measures to remove barriers and otherwise improve the delivery of federal government housing and infrastructure programs and fiscal tools in the interim of the transition to First Nations care, control and management of First Nations housing and infrastructure.
5. Ensure reform considers capital for child welfare.
6. Call on Canada to be accountable for the mismanagement of housing through both Indigenous and Northern Affairs Canada and the Canadian Housing and Mortgage Corporation processes(s). First Nations cannot inherent a broken and failed system as a result of a government housing policy and to substandard housing that has not improved the lives of our peoples.

IMPLEMENTATION ACTIVITIES:

- Regular meetings of the AFN-Canada Joint Working Group focused on developing an implementation plan for the 10-Year National First Nations Housing and Related Infrastructure Strategy that will underpin a future Memorandum to Cabinet.
- In February 2019 members of the Chiefs Committee on Housing and Infrastructure addressed interim improvements to Federal First Nations housing programs to the Federal team, developing a report on its “Deep Dive on First Nations Housing” as requested by the Prime Minister.



- From January to July 2019, AFN contracted all regions allowing them in turn to contract coordinators who oversaw each region's housing data gathering.
- Two First Nations professional organizations were contracted, one to train regional coordinators on managing the data recording and receiving the results while the other helped develop the methodology, the questionnaire and will analyse and store the data.
- All First Nations were provided an opportunity to complete a questionnaire on current and projected housing and related infrastructure needs. The next step is analysis of the data and costing of the needs.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Irving Leblanc – Housing & Infrastructure

**58/2018 First Nations Response to Chronic Wasting Disease**

Mover: Chief Craig Makinaw, Ermineskin First Nation, AB

Seconder: Chief Byron Louis, Okanagan Indian Band, BC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to work collaboratively with all concerned First Nations, regional representative bodies, non-government organizations, industry, federal, provincial and territorial governments to:
 - a. advocate for the development of funding programs for First Nations to develop, maintain, and strengthen their own conservation, surveillance, wildlife health, and human health programs
 - b. promote on-going research to better understand the risks associated with the potential transmission to humans from the consumption of Chronic Wasting Disease (CWD) infected meat
2. Direct the AFN to work with the Government of Canada to develop the National Wildlife Disease Strategy.
3. Direct the AFN Environment and Health Sectors to seek membership through the Advisory Committee on Climate Action and the Environment and the Chiefs Committee on Health to establish a First Nations CWD working group with the mandate to:
 - a. develop a position paper outlining First Nations' concerns and recommend responses or solutions to dealing with the spread of CWD and the potential impacts it will have
 - b. develop and advocate for First Nations-specific communication tools and workshops to raise awareness about CWD
4. Direct the AFN to call on the relevant federal ministers and departments to provide the necessary funding to support the capacity of the AFN and First Nations to support a CWD working group and associated work products.
5. Direct the AFN to investigate advocacy opportunities regarding international standard setting through the World Health Organization, the World Organization for Animal Health, and the Food and Agriculture Organization as well as the United Nations mechanisms relating to rights of Indigenous Peoples, including the United Nations Permanent Forum on Indigenous Issues, the United Nations Expert Mechanism on the Rights of Indigenous Peoples and the Special Rapporteur on the Rights of Indigenous Peoples.
6. Call on federal, provincial and territorial governments to take immediate steps to close all game farms in Canada, as a means of preventing the spread of CWD.

**IMPLEMENTATION ACTIVITIES:**

- The AFN Environment Sector in collaboration with the AFN Health Sector is currently in the process of establishing a joint working group on Chronic Wasting Disease that is comprised of Chiefs and Technicians from the Advisory Committee on Climate Action and the Environment (ACE) and the Chiefs Committee on Health.
- A list of potential members has been identified along with a tentative launch date of July 3rd, 2019.

STATUS: On-going**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** Tonio Sadik - Environment**59/2018 First Nations Early Learning and Child Care Regional Funding Allocation Approach****Mover:** Chief David Crate, Fisher River Cree Nation, MB**Seconder:** Chief George Cote, Cote First Nation, SK**THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:**

1. Endorse the per capita funding approach, based on the Modified Berger Formula using the Indian Registration System population counts of on and off-reserve children aged 0-6, weighted for remoteness, as provisionally recommended by a majority of the National Expert Working Group on First Nations Early Learning and Child Care (ELCC) (Working Group) for the first two funding years.
2. Direct the Working Group to continue to support the implementation of both the National Indigenous ELCC Framework and the First Nations ELCC Framework, subject to continued First Nations direction and leadership at local, regional and national levels, including through linkages to related initiatives in child welfare, Jordan's Principle, education, housing and infrastructure, languages, and governance.
3. Direct the Working Group to strike a sub-working group, comprised of First Nations or of individuals identified by First Nations, with a clear mandate, terms of reference and timeline, to conduct the necessary research, engagement and consultation to develop an equitable and appropriate funding approach for First Nations ELCC investments that considers factors including those mentioned in this Resolution and in the First Nations



ELCC Framework (see Section F). This sub-working group shall commence work in December 2018 or January 2019, and shall have a recommendation to bring forward for approval of the Chiefs-in-Assembly in place for fiscal year 2019-20.

4. Call upon the federal government to adequately resource the development of a new funding approach for First Nations ELCC, and ensure that this is sourced separately from service delivery, partnerships and governance funding.
5. Direct the Assembly of First Nations to urge the federal government to bring forward the currently back-ended funding for First Nations ELCC and guarantee from the federal government to ensure that funding for 2018-2019 be carried over to the next fiscal year in order to allow regions to develop their own funding formula and their governance.
6. Call upon the federal, provincial and territorial governments to work with First Nations communities, service providers and regional First Nations ELCC coordination structures to build and further develop strong partnerships at the local and regional levels to support First Nations ELCC.

IMPLEMENTATION ACTIVITIES:

- The AFN sent a letter to Employment and Social Development Canada (ESDC) Senior Assistant Deputy Ministers Catherine Adam and Stephanie Hebert on December 13, 2019, notifying them of the decision taken by Resolution on the funding formula for Early Learning and Childcare (ELCC) funds.
- The National Expert Working Group (NEWG) continues to support implementation of the First Nations ELCC Framework and National Indigenous ELCC Framework, including discussing linkages with areas including child welfare, Jordan's Principle, and education, to date. The National Expert Working Group met in-person on February 20-21, 2019, and by teleconference on January 11, February 5, and May 27, 2019.
- The NEWG has struck a sub-working group on funding formula development, which commenced work in January 2019. The AFN drafted Terms of Reference, which were reviewed and approved by the sub-working group.
- The AFN sent a letter to ESDC officials on March 18, 2019, and held a meeting with ESDC officials on April 9, 2019, to call for proper funding for the work of developing a new funding formula and national coordination, and for this funding to be sourced separately from the First Nations-allocated funding for service delivery, partnerships and governance.
- The AFN sent a letter to the Minister of Families, Children and Social Development on March 18, 2019, urging the back-ended funding to be brought forward, and to guarantee carry-over of funding from 2018-19.
- The AFN sent letters to federal, provincial and territorial Ministers responsible for ELCC, on April 12, 2019, calling for partnerships with First Nations regional ELCC coordination



structures. To date, the AFN has held preliminary discussions with several provinces and territories, including Saskatchewan, Manitoba and Yukon, with participation of regional representatives.

- The AFN continues to advocate to the federal government to properly fund the work of developing a new funding formula, in addition to the ongoing implementation activities of the NEWG and sub-working group.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Jon Thompson – Social Development

60/2018 Positioning First Nations as Climate Leaders

Mover: Chief Aaron Sumexheltza, Lower Nicola Indian Band, BC

Seconder: Chief Roberta Joseph, Tr'ondek Hwech'in First Nation, YK

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Support the work of the Joint Committee on Climate Action (JCCA) between First Nations and the Government of Canada, as well as support continued engagement by the Assembly of First Nations (AFN) in the JCCA to promote First Nations full and meaningful inclusion in the Pan-Canadian Framework on Clean Growth and Climate Change and other related priorities identified by First Nations based on their inherent rights, titles, Treaties, and other formal arrangements.
2. Call on the Prime Minister to implement the JCCA's recommendations in the areas of greenhouse pollution pricing, federal funding accessibility, and action on climate destruction in full collaboration with the AFN and all Nations.
3. Reiterate that the JCCA does not replace or alleviate the Crown of its duty to consult and accommodate First Nations and that additional efforts must be afforded in order to consult directly with rights holders on issues related to climate destruction, including mitigation and adaptation recommendations, in a manner that is respectful of their unique protocols, and processes.
4. Direct the AFN to call upon the Minister of Environment and Climate Change Canada to provide adequate financial capacity to support First Nations, regions, provincial and territorial organizations, and women, Elders, and youth to participate in these priorities



and to maintain their important role as stewards of the environment in successfully managing Canada's climate action.

5. Direct the AFN to continue international work on climate destruction, including through the United Nations Framework Convention on Climate Change.

IMPLEMENTATION ACTIVITIES:

- Since the December 2018 Special Chiefs Assembly, two sessions of the Joint Committee on Climate Action (JCCA) were held, in Edmonton (February 19-21, 2019) and Ottawa (June 5-7, 2019), to advance the discussion on climate change and affirmation of First Nations rights. The next meeting is planned for late September 2019 in Ottawa.
- The JCCA prepared and submitted a joint Annual Report for the Prime Minister and National Chief to review.. The report includes supporting the AFN Communications team to prepare a Press Release and letter to support a meeting between the two leaders.
- Ongoing conversations on how political engagement can be maintained are expected to ensure the continuation of the JCCA work.
- AFN is supporting the operationalization of the Local Communities and Indigenous Peoples Platform the United Nations Framework Convention on Climate Change (UNFCCC), including in participating at the intersessional in June 2019.
- The AFN will support a larger delegation to participate in the UNFCCC's COP 25 in Chile late in 2019 to advance the work on international climate policy, as well as broader international strategies.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Tonio Sadik - Environment

61/2018 Respect, Protection, and Preservation of Indigenous Knowledge Systems

Mover: Chief Terrence Lee Spahan, Coldwater Indian Band, BC

Seconder: Chief Byron Louis, Okanagan Indian Band, BC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:



1. Direct the Assembly of First Nations (AFN) to call on the federal, provincial and territorial governments to:
 - a. Respect, honour, and prioritize, the Indigenous Knowledge Systems (IKS) policies and protocols that First Nations and their Elders and Knowledge Keepers have in place or will put in place
 - b. Require the free, prior, and informed consent (FPIC) of First Nations, including Elders and Knowledge Keepers, regarding requests for the use of IKS
 - c. Provide support and capacity to First Nations to facilitate protection, practice, preservation, and promotion of IKS for future generations. As well as to First Nations to protect and, in some instances, rehabilitate, the lands, waters, air, and environment from which it has been provided
2. Direct the AFN to support and coordinate discussions with First Nations, Elders, Knowledge Keepers, regional organizations, and provincial/territorial organizations, for the development of an IKS Framework.
3. Direct the AFN to call on all responsible federal ministers to provide adequate funding directly to individual First Nations to support the protection, practice, preservation, and promotion of IKS for future generations.
4. Direct the AFN to call on Canada to ensure that legislation, policy, regulations, and programs fully respect the constitutional and other legal obligations of the Crown to First Nations, including the minimum standards set by the *United Nations Declaration on the Rights of Indigenous Peoples*.

IMPLEMENTATION ACTIVITIES:

- A contribution agreement was finalized and funds were disbursed to regions to support regional participation at a two day scoping meeting in March 2019.
- A Request-for-Proposal process for the National Coordinator was completed in May 2019 to support the facilitation of regional engagement sessions to prepare a version of the Indigenous Knowledge Systems Framework to discuss with the federal government for March 2020.
- AFN supported the participation of Knowledge Holders from several regions in the Indigenous Knowledge Workshop organized, chaired, and implemented by Environment and Climate Change Canada, on June 17-18, 2019, in Ottawa.
- Collaborative work is being proposed in this area considering the recent efforts to amend the Fisheries Act. The inclusion of the term traditional knowledge within the text of the Act will intensify the need for clear directions from First Nations and their fishers.
- The December 4, 2019 presentation to Canadian Council of Fisheries and Aquaculture Ministers by the AFN Fisheries Sector titled *Implementing Indigenous Knowledge* focused



on the work ahead to implement the United Nations Declaration on the Rights of Indigenous Peoples.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Tonio Sadik – Environment**



62/2018 Small Modular Nuclear Reactors (SMR's)

Mover: Chief Duncan Michano, Ojibways of the Pic River First Nation, ON

Seconder: Chief Melvin Hardy, Biinjitiwaabik Zaaging Anishinaabek (Rocky Bay First Nation), ON

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Demand that free, prior and informed consent is required to ensure that no storage or disposal of hazardous materials shall take place in First Nations lands and territories.
2. Demand that the Nuclear Industry abandon its plans to operate Small Modular Nuclear Reactors in Ontario and elsewhere in Canada.
3. Demand that the Government of Canada cease funding and support of the Small Modular Nuclear Reactors program.
4. Direct that the National Chief and appropriate staff work to ensure that the Nuclear Industry and the Canadian Government abandon this program.

IMPLEMENTATION ACTIVITIES:

- AFN legal has reached out to the Nuclear Waste Management Organization (“NWMO”) to highlight and advocate for the requirement of free, prior and informed consent (“FPIC”) as it pertains to the disposal of hazardous materials on First Nations lands and territories. AFN Legal is currently working jointly with the NWMO on a reconciliation policy framework which will be referenced in all NWMO’s dealings with First Nations, the underlying purpose of which is to strengthen and highlight the fundamental important of FPIC throughout the NWMO’s engagement with First Nations and any proposed disposal of nuclear waste associated with existing nuclear facilities and potentially from future small modular reactors.
- As both the Canadian Nuclear Safety Commission (CNSC) and Atomic Energy of Canada Limited fall under the purview of the Ministry of Natural Resources Canada, AFN Legal is seeking executive direction to proceed with a letter to the Minister of Natural Resources, Amarjeet Sohi, identifying First Nations concerns with Small modular nuclear reactors and demanding that the Government of Canada cease funding and abandon these programs in Ontario and across Canada. Said letter would include a demand that the Minister ensures that the FPIC is sought from all First Nations whose lands and territories could be impacted in any way by the Government of Canada’s efforts in the creation of small modular nuclear reactors and the associated nuclear waste, further to the principles outlined in the United Nations Declaration of the Rights of Indigenous Peoples.



STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Stuart Wuttke - Legal**

**63/2018 Eco-Agricultural Strategy**

Mover: Chief Richard O'Bomsawin, Conseil de Bande d'Odanak, QC

Seconder: Chief Manon Jeannotte, La Nation Micmac de Gespeg, QC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to call on the federal, provincial and territorial governments, and related municipalities to remediate First Nations agricultural lands immediately by providing financial and technical support in relation to:
 - a. Collection of baseline data on soil biodiversity, on land traditionally owned, occupied or otherwise used or acquired by First Nations.
 - b. Agricultural soil remediation based on traditional agriculture and traditional food systems principles, as well as modern science, technologies, practices and tools.
 - c. Implementation of sustainable local food production and distribution practices.
 - d. Permanent measurement of sustainable remediation progress related to agricultural soil's biodiversity, and water quality of related watersheds streams and rivers.
 - e. Review annually the progress made.

IMPLEMENTATION ACTIVITIES:

- The AFN Environment Sector with support from the Economic Development Sector remains active in identifying potential partnerships with a number of federal departments/officials, primarily Agriculture and Agri-food Canada (AAFC) and Environment and Climate Change Canada (ECCC) to support First Nations involvement in the Agricultural Sector as well as the potential development of a First Nations Eco-Agricultural Strategy.
- Discussions with federal officials remain preliminary in nature with the next dialogue scheduled for late June 2019 with representatives from AAFC and ECCC to discuss policy and program opportunities and mechanisms to support First Nations in establishing coordinated efforts for the collection of baseline data on soil biodiversity and remediation.

STATUS: Ongoing

INTERNAL USE ONLY:**EXECUTIVE PORTFOLIO:**



STAFF/ SECTOR: **Tonio Sadik - Environment**



64/2018 Indigenous Protected and Conserved Areas - Pathway to Canada Target 1: Conservation 2020 Initiative

Mover: Chief Harvey McLeod, Upper Nicola Indian Band, BC

Seconder: Chief Melvin Hardy, Biinjitiwaabik Zaaging Anishinaabek (Rocky Bay), ON

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Support the Assembly of First Nations (AFN) continued involvement in the Pathway to Canada Target 1: Conservation 2020 Initiative.
2. Direct the AFN Advisory Committee on Climate Action and the Environment (ACE) to establish an Indigenous Protected and Conserved Areas sub-working group that will work collaboratively to identify priorities, issues and concerns as they relate to the establishment and implementation of Indigenous Protected and Conserved Areas.
3. Direct the AFN to engage with the Minister of Environment and Climate Change to support the ongoing establishment and implementation of Indigenous Protected and Conserved Areas as one mechanism to support First Nations leadership in environmental conservation, protection and management.
4. Call on the Government of Canada to recognize, respect and fully implement First Nations inherent rights, Treaties, Title and jurisdiction, including First Nations knowledge systems, laws, governance, and management systems as a primary means of protecting Mother Earth.
5. Direct the AFN to urge the Minister of Environment and Climate Change Canada to ensure the full and effective participation of First Nations in all aspects of environmental conservation and protection through dedicated resources to enhance capacity and leadership in governance and management processes including policy, program and regulatory decision making processes.

IMPLEMENTATION ACTIVITIES:

- The AFN Environment Sector has formally established an Indigenous Protected and Conserved Areas (IPCA) sub-working group under its Advisory Committee on Climate Action and the Environment (ACE).
- This working group is comprised of ACE members, in addition to external experts, and has met twice (informally) since February 2019, as membership continues to grow.
- The AFN Environment Sector is currently working to identify a National Coordinator via a request for proposal process, to support the activities of the IPCA Working Group for the remainder of the 2019 – 2020 fiscal year.



STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Tonio Sadik - Environment**

65/2018 Closing the Environmental Protection Regulatory Gap on First Nations Lands

Mover: Chief Elaine Johnston, Serpent River First Nation, ON

Seconder: Chief Scott McLeod, Nipissing First Nation, ON

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to continue to urge the federal government to immediately address the on-reserve environmental protection gap through legislative, policy, regulatory, and program reforms, including to the *Canadian Environmental Protection Act*, in consultation and partnership with First Nations.
2. Call on the Government of Canada to recognize, respect and fully implement First Nations inherent rights, Treaties, Title and jurisdiction, including First Nations laws, governance, and management systems.
3. Call on the Government of Canada to immediately address the long-standing gaps in environmental protection on First Nations lands in full consultation and partnership with First Nations.
4. Direct the AFN to engage with the Minister of Environment and Climate Change Canada and the Minister of Indigenous Services Canada to seek an appropriate resolution to this matter.
5. Direct the AFN to urge the Minister of Environment and Climate Change Canada and the Minister of Indigenous Services Canada to ensure the full and effective participation of First Nations in all aspects of environmental protection through dedicated resources to enhance capacity as well as co-development of legislation, policy, regulations, and programs, including for regulatory enforcement.

IMPLEMENTATION ACTIVITIES:



- The AFN Environment Sector, with support from its Advisory Committee on Climate Action and the Environment (ACE), remains engaged in dialogue with program officials from both Environment and Climate Change Canada (ECCC) and Indigenous Services Canada (ISC) on efforts associated with the Environmental Regulatory Gap on Reserve and the Canadian Environmental Protection Act (CEPA) review.
- The Environment Sector has also been involved in additional efforts related to broader dialogue on environmental health, including activities related to toxics and chemicals, namely, the recent visit of the UN Special Rapporteur on Toxics to Canada (May 24 – June 6), which included a high level submission to inform the Special Rapporteur's visit that was intended to provide an overview of First Nations priorities and experiences with regard to toxics and chemical exposures in Canada.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Tonio Sadik - Environment**



66/2018 North American Caribou Protection, Conservation, Management and Recovery

Mover: Chief Archie Waquan, Mikisew Cree First Nation, AB

Seconder: Chief John Smith, Tlowitsis First Nation, BC

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Call on the Government of Canada, as well as provincial and territorial governments, to immediately address the crisis facing caribou populations in full consultation and partnership with First Nations.
2. Direct the Assembly of First Nations (AFN) to urge the Minister of Environment and Climate Change Canada to ensure the full and effective participation of First Nations in all aspects of caribou protection, conservation, management, and recovery action.
3. Direct the AFN to work collaboratively with all concerned First Nations, regional organizations, relevant federal, provincial and territorial governments, industry, non-governmental organizations, and academia to participate in existing and or develop new multi-lateral processes for First Nations to inform action on protection, conservation, management planning, and recovery of all North American caribou.
4. Direct the AFN to call upon the Minister of Environment and Climate Change Canada (ECCC) and other relevant Ministers to allocate adequate resources to support First Nations nationally and regionally, as well as women, Elders, and youth to participate in these activities and to maintain their important role as stewards of the environment and the biodiversity found therein.
5. Direct the AFN to facilitate a National dialogue on the North American Caribou emergency.
6. Direct the AFN to convene a working group on caribou to report to the AFN Advisory Committee on Climate Action and the Environment to support AFN's efforts on caribou protection, conservation, management and recovery planning.

IMPLEMENTATION ACTIVITIES:

- The AFN Environment Sector has continued its membership and participation in the National Boreal Caribou Knowledge Consortium (NBCKC), and recently attended the inaugural meeting of its Indigenous Knowledge Circle, June 4 - 6, 2019.
- The Environment Sector is also moving forward with the development of a Caribou Working Group under the First Nations Advisory Committee on Species at Risk (FNACSAR).
- The scope of this working group will be determined at the next FNACSAR meeting.



- Additional efforts are also focusing on the potential development of a Local Biodiversity Outlooks (under the Convention on Biological Diversity), case study for the Porcupine Caribou Herd, among other areas.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Tonio Sadik - Environment

67/2018 Rejection of the Recognition and Implementation of Indigenous Rights Framework and Associated Processes

Mover: Chief R. Donald Maracle, Mohawks of the Bay of Quinte First Nation, ON

Seconder: Chief Denise Stonefish, Delaware Nation (Moravian of the Thames) ON

1. Acknowledge that First Nations shall exclusively exercise their inherent rights without interference and are free to determine their own paths to self-determination.
2. Reject the following documents:
 - a. *The Principles Respecting the Government of Canada's Relationship with Indigenous Peoples* (Ten Principles)
 - b. The *What We Heard So Far* document
 - c. The *Engagement Document*
 - d. The *Overview of a Recognition and Implementation of Indigenous Rights Framework* (the Overview Document)
 - e. All other related structural changes to government as a result of this process.
3. Reject the proposed Recognition and Implementation of Indigenous Rights Framework (the Framework) and take all necessary steps to prevent the Framework from being unilaterally legislated.
4. Call on the Assembly of First Nations (AFN) to support First Nations in developing their own Nation-building processes, including law-making, institution-building, and research of traditional governance systems in order for First Nations to begin developing standards of



governance and law-making and to assert their inherent rights outside the purview of Canadian legislative control.

5. Affirm First Nations leaders, Elders, women, men, and youth have and continue to re-invigorate Indigenous languages, jurisdictions, and governance, in the spirit and intent of our Creator-granted laws upon the lands we have inherited from our ancestors and hold in trust for future generations.
6. Call upon the Prime Minister of Canada to convene a meeting for the purposes of addressing the mandate outlined on February 14, 2018 and to assess and recommence the Nation-to-Nation relationship.
7. Call on the AFN to hold a forum for the purpose of establishing First Nations principles to solidify our approach with the Crown.

IMPLEMENTATION ACTIVITIES:

- On May 1 and 2, 2019, the AFN convened a National Policy Forum on Four Policies and Nation Building in Treaty No. 6 territory in Edmonton, Alberta. The forum provided an opportunity for First Nations leadership and their technicians to discuss the barriers First Nations face in implementing Treaty rights, inherent rights, Title and jurisdiction and to discuss the tools that are needed to implement and enforce these pre-existing rights.
- The National Chief sent a letter on March 6, 2019 to the Minister of Crown-Indigenous Relations expressing concerns about Canada's process to review four key policies: the Specific Claims Policy, the Comprehensive Land Claims Policy and the Inherent Right Policy.
- An outcome report from the National Policy Forum will be provided to the delegation at the upcoming Annual General Assembly in Fredericton, New Brunswick.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** **Amber Potts – Research & Policy**

68/2018 Support for the First Nations Major Projects Coalition

Mover: Chief Willie Blackwater, Gitsegukla Indian Band, BC**Seconder:** Chief Bradley Swiftwolfe, Moosomin First Nation, SK



1. Recognize and support the work of the First Nations Major Projects Coalition as an optional, First Nations-led organization dedicated to building tools to assist our Nations in making informed business decisions.

IMPLEMENTATION ACTIVITIES:

- In November 2018, the AFN reached out to the First Nations Major Projects Coalition to discuss and request information on areas of support. An initial conversation has begun, and the First Nations Major Projects Coalition indicated that it would be in touch with AFN after further consideration.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:** Regional Chief Terry Teegee**STAFF/ SECTOR:** **Judy Whiteduck – Economic Development**

**69/2018 First Nations Full, Direct, and Unfettered Participation in Bill C-69 including Regulatory and Policy Co-Development**

Mover: Chief Archie Waquan, Mikisew Cree First Nation, AB

Seconder: Chief Irvin Bull, Louis Bull First Nation, AB

1. Direct the Assembly of First Nations (AFN) to urge the Senate to refer Bill C-69, *An Act to enact the Impact Assessment Act and the Canadian Energy Regulator Act, to amend the Navigation Protection Act and to make consequential amendments to other Acts*, to the Senate Committee on Energy, the Environment, and Natural Resources and ensure that rights holders participate in the hearing process in a timely manner that is respectful of their unique protocols, and processes, in order to complete the process before the next federal election.
2. Support the Athabasca Region First Nations (Athabasca Chipewyan First Nation, Chipewyan Prairie Dene First Nation, Fort McKay First Nation, and Mikisew Cree First Nation) position on the need for the ratification of Bill C-69 and for improvements to the Project List under Bill C-69 to include in situ projects and projects that may impact Section 35 rights, reserves, water quality and quantity, migratory birds, species at risk, the watersheds of places like the Peace River, Slave River, Mackenzie River, and Great Slave Lake, and impacts to protected areas including, for example, the United Nations Educational, Scientific and Cultural Organization (UNESCO) World Heritage Sites, like the Wood Buffalo National Park.
3. Call on Canada to engage in a focused dialogue with First Nations to substantively identify, recognize, and engage the protocols, elements, and processes to conduct joint regulatory and policy drafting.
4. Direct the AFN to continue supporting and coordinating, where possible, the interventions and participation of First Nations, regional organizations, and provincial/territorial organizations in the joint drafting process. This could include creating regional-specific processes to address regions with specific concerns including support provisions as part of a Nation-to-Nation relationship.
5. Call again on Canada to provide adequate funding directly to individual First Nations for their full, direct, and unfettered participation in the joint regulatory and policy drafting of Bill C-69.
6. Call on Canada to ensure that regulatory and policy development fully respects the constitutional and other legal obligations of the Crown to First Nations and standards set by the United Nations Declaration on the Rights of Indigenous Peoples.



7. Call on the AFN to continue conducting regional information-sessions to support First Nations, regional organizations, and provincial/territorial organizations in the process.

IMPLEMENTATION ACTIVITIES:

- A series of AFN First Nations Information Sessions occurred in early 2019 to discuss the legislation and upcoming regulatory and policy development. These took place on March 8, 2019 (Calgary) and March 27, 2019 (Halifax). Approximately 60 people were in attendance.
- The AFN provided testimony to the Senate Committee on Energy, the Environment, and Natural Resources on April 4, 2019. Regional Chief Adamek, supported by OKT Legal Counsel and AFN Staff spoke to First Nations considerations found in Bill C-69, *An Act to enact the Impact Assessment Act and the Canadian Energy Regulator Act, to amend the Navigation Protection Act and to make consequential amendments to other Acts*.
- A submission to the Senate Committee on Energy, the Environment, and Natural Resources (ENEV) was also submitted.
- There have been ongoing discussions with the Minister of Environment's office to advocate for First Nations' involvement in the implementation of Bill C-69. Separate policy and regulatory discussions, such as the Major Projects List and Indigenous Knowledge policies, have been ongoing.

STATUS: On-going

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Tonio Sadik – Environment**

70/2018 First Nations – Municipal Community Economic Development Initiative (CEDI)

Mover: Bonnie Leonard, Proxy, Shuswap First Nation, BC

Seconder: Chief Harvey McLeod, Upper Nicola Indian Band, BC

1. Direct the Assembly of First Nations (AFN) to support and advocate for the Community Economic Development Initiative (CEDI) as a relevant and valuable program for First Nations economic development.
2. Direct the AFN to call upon the federal government, specifically Crown-Indigenous Relations Canada (CIRC), to provide ongoing funding for CEDI and future iterations of First



Nations – municipal joint economic development programming, and to provide the funding directly to the Council for the Advancement of Native Development Officers (CANDO) as the Indigenous CEDI delivery partner.

3. Direct the AFN Chiefs Committee on Economic Development (CCED) to lead the development of a National Framework for First Nations – municipal joint economic development, and work collaboratively with CANDO and the Federation of Canadian Municipalities to develop the next iteration of CEDI.
4. Direct the AFN to advocate that the federal government, specifically CIRC, and provincial governments ensure that complementary funds are contributed by other federal and provincial ministries for the design and establishment of a National Framework for First Nations – municipal joint economic development.

IMPLEMENTATION ACTIVITIES:

- The AFN met with the Council for the advancement of Native Development Officers (CANDO) to discuss developing a strategic path forward, ensuring a coordinated approach in the creation of national framework for First Nations municipal joint economic development.
- On February 28, 2019, the AFN met with the representatives from all three organizations currently involved in the implementation of the Community Economic Development Initiative (CEDI) program. Attendees included the CANDO Executive Director, CANDO President, Federation of Canadian Municipalities Director of Partnership for Municipal Innovation, Crown-Indigenous Relations and Northern Affairs Canada Director General, and AFN's Director of Economic Sector.
- Meeting participants agreed to continue working together in identifying Framework for First Nation – Municipal Joint Economic Development objectives and that the next iteration of the CEDI program be delivered through CANDO in 2021.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO: Regional Chief Terry Teegee

STAFF/ SECTOR: Judy Whiteduck – Economic Development

71/2018 Support for the Hazelton Indigenous Court



Mover: Chief Tony Morgan, Gitanyow Village Government (Nisga'a), BC

Seconder: Chief Willie Blackwater, Gitsegukla Indian Band, BC

1. Support the approval, development and start-up of the Hazelton Indigenous Court.
2. Direct the Assembly of First Nations (AFN) to respectfully call upon the Government of Canada to support the approval and establishment of the Hazelton Indigenous Court.
3. Strongly advocate that the Government of Canada commit to the implementation of Recommendation 31 of the Truth and Reconciliation Commission by providing sufficient and stable funding to cover costs of development, training, start-up, and ongoing services as needed for the success of the Hazelton Indigenous Court. Funding is required for the following:
 - a. Coordinator: to coordinate and facilitate the deliverable for the success of the Indigenous court process.
 - b. Training, services and support for the Elders who will be working in the court.
 - c. Creation and delivery of individual healing plans for the offender, victims and community.
 - d. Development of cultural programs to address the offenders underlying trauma and addiction issues.
 - e. Educational workshops addressing the function and services of the Hazelton Indigenous Court on-reserve in collaboration of the membership and Chief and Council.
 - f. Surveying the legal gaps in First Nations that may impact the offender, victim and community, such as residential tenancy, human rights, employment law, estate administration and housing issues.

IMPLEMENTATION ACTIVITIES:

- The AFN drafted a letter of support to the Minister of Justice for the Hazelton Indigenous Court and recommended that Canada work with parties to establish the court. The AFN will continue to work with the local First Nations to advocate for the establishment of the court.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:



STAFF/ SECTOR: **Stuart Wuttke – Legal Affairs & Justice**

72/2018 Support for a National Statutory Holiday on September 30 and Support for the Honouring and Recognition Ceremony for the Blackwater et. al. plaintiffs

Mover: Chief Willie Blackwater, Gitsegukla Indian Band, BC

Seconder: Chief Corrina Leween, Cheslatta Indian Band, BC

1. Reaffirm the importance of Orange Shirt Day as a National Commemorative Day for those that attended Indian Residential Schools (IRS), the survivors, the intergenerational survivors, and their families.
2. Support the recognition and honouring of the *Blackwater et. al. plaintiffs* for their bravery, courage, and sacrifice in their benchmark battle for Indian Residential School Survivors (IRSS) and families across Canada.
3. Direct the National Chief to call upon the federal government to ensure that public commemoration of the history and legacy of IRS remains a vital component of the reconciliation process.
4. Direct the National Chief to call upon the federal government to declare September 30 as a National Statutory Holiday to honour IRSS, their families and communities.
5. Direct the National Chief to call upon the federal government to work collaboratively and collectively with the Assembly of First Nations to host a national honouring and recognition ceremony for the *Blackwater et. al plaintiffs* on Orange Shirt Day September 30, 2019, in Vancouver, British Columbia.

IMPLEMENTATION ACTIVITIES:

- Regional Chief Morley Googoo spoke in the Standing Committee on Bill C-369, National Indigenous Peoples Day on November 1, 2018. Regional Chief Kluane Adamek gave testimony to the Committee on November 8, 2018. The Assembly of First Nations continues to advocate for September 30 as a national statutory holiday in commemoration of the Indian Residential School System Survivors, their families and communities.
- National Chief sent a letter to the Minister of Heritage in support of Orange Shirt Day.

STATUS: Ongoing

INTERNAL USE ONLY:



EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Amber Potts – Research & Policy**

73/2018 Support for the Moose Hide Campaign

Mover: Chief Harvey McLeod, Upper Nicola Band, BC

Seconder: Chief Terrence Lee Spahan, Coldwater Indian Band, BC

1. Fully support the Moose Hide Campaign and commit to ending violence against women and children.
2. Direct the National Chief to provide a letter of support to the Moose Hide Campaign.
3. Call upon all levels of government and all Canadians to commit to supporting the Moose Hide Campaign and to wear the Moose Hide pin to symbolize their commitment to end violence against women and children.
4. Urge all levels of governments to ensure adequate resourcing is provided to Indigenous organizations who are proactively working to end violence against Indigenous women and children.
5. Direct the Assembly of First Nations to work with the Moose Hide Campaign and other like-minded organizations to ensure that all provinces/territories and the Government of Canada makes progress on ending violence against Indigenous women and children.

IMPLEMENTATION ACTIVITIES:

- The Assembly of First Nations demonstrated full support of the Moose Hide Campaign by raising awareness about the Moose Hide Campaign and its materials within the organization. This has been achieved by encouraging employees to wear the Moose Hide pin to symbolize their commitment to end violence against Indigenous women and children.
- Research on communication channels has been conducted to establish a dialogue between the Assembly of First Nations Women's Council and the Moose Hide Campaign's representatives.
- With the purpose of advancing the degree of cooperation with the partners, the AFN has proposed a series of in-person conferences to discuss and develop a detailed shared plan of long-term and short-term campaign activities.



- Where the Federal Government is involved, recognize and insist on adhering to culturally-specific programming and approaches that respond to the needs of the Indigenous women and girls, who are disproportionately affected by violence.

STATUS: In progress

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Stuart Wuttke - Legal**

**74/2018 Non-Insured Health Benefits: Ongoing Commitment to a Joint Process**

Mover: Chief Craig Makinaw, Ermineskin First Nation, AB

Seconder: Chief Irvin Bull, Louis Bull First Nation, AB

1. Call on the Minister of Indigenous Services Canada (ISC) and the First Nations and Inuit Health Branch (FNIHB) to continue to fully and meaningfully engage with the Assembly of First Nations (AFN) and First Nations for the on-going improvement of the Non-Insured Health Benefits Program (NIHB) that is responsive to the high rates of illness and diseases in First Nations, changing health priorities, growing populations and on the ground realities.
2. Call on the Minister of Indigenous Services Canada and FNIHB to initiate a conversation with the AFN and First Nations on a pathway moving forward for health transformation, including a transformative approach to NIHB.
3. Call for a formalized process that is jointly determined by FNIHB, the AFN and First Nations in the spring of 2019 with a terms of reference that clearly states the purpose of the group, and its roles and responsibilities as part of a long-term approach beyond the joint review process, including considerations for supporting health transformation and the transformation of NIHB.
4. Call on the Minister of Indigenous Services Canada to commit resources to the AFN and First Nations to support the capacity required to ensure ongoing work related to NIHB is adequately resourced and to provide First Nations with the ability to seek independent advice and content expertise as required.

IMPLEMENTATION ACTIVITIES:

- The Joint Review Steering Committee, comprised of AFN and First Nations Inuit Health Benefits representatives, met from March 26-28, 2019. Day one of the meeting was with the First Nations Technical Committee. A draft Terms of Reference was tabled to discuss the long-term approach beyond the joint review process.
- The initial concept was to develop an advisory committee that would call upon First Nations experts in a variety of fields. These experts would utilize their knowledge and expertise to assist in the development of recommendations and improvements to the benefit areas.
- Further discussion with the Chiefs Committee on Health (CCOH) and the National First Nations Health Technicians Network (NFNHTN) is required in order to define the long-term approach for this work.



- Following these consultations, a formalized process will be jointly determined by First Nations, the AFN and FNIHB. Supporting health transformation and the transformation of NIHB will also need to be taken into consideration.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Addie Pryce - Health

**75/2018 Support Papaschase First Nation's Assembly of First Nations Membership**

Mover: Chief Billy Morin, Enoch Cree Nation, AB

Seconder: Conroy Sewepagaham, Little Red River Cree Nation, AB

1. Support Papaschase First Nation in its quest to right past wrongs, and once again achieve full recognition by Canada as a First Nation.
2. Accept the Papaschase First Nation as a member of the Assembly of First Nations.

IMPLEMENTATION ACTIVITIES:

- National Chief sent a letter June 10, 2019 to Papaschase First Nation welcoming Papaschase into the AFN.

STATUS: Complete

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Amber Potts – Research & Policy**

76/2018 First Nations Child Development and Well-Being Longitudinal Study

Mover: Chief Larry Roque, Wahnapitae First Nation, ON

Seconder: Chief Valerie Richer, Atikameksheng Anishnawbek, ON

1. Call on the First Nations Information Governance Centre (FNIGC) to produce a paper on the feasibility of conducting the longitudinal study of First Nations child development and well-being based on the Adverse Childhood Experiences Study which accounts for structural inequalities and cultural and linguistic needs of First Nations children and youth.
2. Call on Canada to provide funding for the feasibility study and commit to long term investments for a multi-year longitudinal study of First Nations child development and well-being

IMPLEMENTATION ACTIVITIES:



- The First Nations Information Governance Centre (FNIGC) examined the feasibility of conducting a longitudinal study of First Nations child development and well-being and developed a proposal for Indigenous Services Canada (ISC) to fund the project. Response from ISC on the proposal is pending.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Jon Thompson – Social Development**

77/2018 Assembly of First Nations Modern Treaty Implementation Group

Mover: Chief Roberta Joseph, Tr'ondëk Hwëch'in First Nation, YK

Seconder: President, Leslie Doiron, Ucluelet First Nation (Yuułuʔilʔath Government), BC

1. Direct the Assembly of First Nations (AFN) to fully support Yukon and British Columbia First Nations involved in Modern Treaty and self-government issues and priorities and work collaboratively with Yukon and British Columbia First Nations on the following priorities:
 - a. The full implementation of the Yukon and British Columbia First Nations land claim and self-government agreements, including furthering:
 - i. A renewed fiscal relationship with Canada and the Yukon government.
 - ii. The forgiveness of the loans and interests payable related to Yukon and British Columbia Treaty Agreements.
 - iii. The revision of federal policies to reflect that Yukon First Nations are northern peoples, off-reserve and have unique jurisdictions, powers and responsibilities under the Yukon First Nation Modern Treaty Agreements.
2. Direct the AFN to seek resources to support the creation of an AFN Modern Treaty Implementation Group mandated to increase advocacy on Modern Treaty implementation and to pressure the federal government to honour their obligations to implement Modern Treaties in accordance with their spirit and intent

IMPLEMENTATION ACTIVITIES:



- AFN has submitted a funding proposal to Crown Indigenous Relations and Northern Affairs Canada seeking support for the creation of a Modern Treaty Implementation Unit at the AFN.
- The funding proposal is being reviewed by federal officials.

STATUS: Ongoing.

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Craig Gideon – Lands, Territories & Resources**

**78/2018 First Nation Labour Market Agreement (FNLMA) Holders' Interests in the
*Employment Insurance Act***

Mover: Ogimaa Duke Peltier, Wiikwemkoong Unceded Territory, ON

Seconder: Chief Scott McLeod, Nipissing First Nation, ON

1. Request that the Assembly of First Nations (AFN) Chiefs Committee on Human Resource Development (CCHRD) and its regional counterparts, including its Technical Working Group and sub-groups, arrange for and engage in dialogue and collaborative decision-making with Employment and Social Development Canada (ESDC) and the Employment Insurance Commission of Canada, concerning unemployment benefits under Part I and employment benefits under Part II of the Employment Insurance Act (EI Act).
2. Direct the AFN to request that ESDC honour the commitments it has made about collaborative research and the collection of First Nations labour market information.
3. Direct the AFN to commence dialogue with the Employment Insurance Commission of Canada regarding First Nation Labour Market Agreement (FNLMA) holders' input to Part I of the EI Act, concerning employment benefits, and greater flexibility in the administration of Part II of the EI Act, concerning employment supports being administered by FNLMA holders.
4. Request the AFN establish a work plan and secure funds for this activity by March 31, 2019 or as soon thereafter as possible.
5. Direct the AFN and the CCHRD to provide an update at the next AFN Chiefs Assembly.

**IMPLEMENTATION ACTIVITIES:**

- The AFN is working with the First Nations Technical Working Group (TWG) and sub-TWG on follow up to this resolution.
- The AFN has raised the issues in this resolution with Employment and Social Development Canada (ESDC) in the winter of 2019. In May 2019, a meeting was coordinated by ESDC and federal officials responsible for the Employment Insurance (EI) Part II to start a discussion on the issues raised in this resolution.
- The federal officials responsible for EI Part II delivery are invited to a July 10, 2019 TWG meeting to start a more detailed discussion.

STATUS:**INTERNAL USE ONLY:**

EXECUTIVE PORTFOLIO: Regional Chief Terry Teegee

STAFF/ SECTOR: **Judy Whiteduck - Health**

**79/2018 Yukon Salmon Treaty**

Mover: Chief Roberta Joseph, Tr'ondëk Hwëch'in Government, YK

Seconder: Chief Simon Mervyn Na-Cho Nyak Dun Government, YK

1. Direct the Assembly of First Nations (AFN) National Chief to call upon the United States Congress and the President of the United States to recognize the inherent and human rights of the Gwich'in to continue to live their way of life and maintain their sacred relationship with the salmon by prohibiting oil and gas exploration and development within the Arctic National Wildlife Refuge.
2. Direct the National Chief to communicate with the Prime Minister, the Minister of Fisheries and Oceans, and Pacific Salmon Commission Chair calling for an ongoing commitment for the support and continued protection of the Yukon salmon habitat and its sustainable fishery.

IMPLEMENTATION ACTIVITIES:

- In follow-up discussions with staff at the Vuntut Gwitchin Government in Spring 2019, AFN Fisheries staff continues to assist in conversations between AFN Yukon and the Pacific Salmon Commission on the state of the salmon fishery.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Ken Paul - Fisheries**

**80/2018 Support for the Criminalization of Forced Sterilization**

Mover: Chief Adrienne Jerome, Conseil de la Nation Anishinabe du Lac Simon, QC

Seconder: Chief Denise Stonefish, Delaware Nation (Moravian of the Thames), ON

1. Reaffirm their support efforts to raise awareness about forced sterilization and reproductive rights in First Nations, as well as efforts to stop the forced sterilization of Indigenous women.
2. Direct the Assembly of First Nations to politically support the class action claimants of forced sterilization in seeking redress and to advocate for changes to the *Criminal Code of Canada* to criminalize forced sterilization in Canada.

IMPLEMENTATION ACTIVITIES:

- On December 3, 2018 the AFN Women's Council met with Legal Counsel for the class action lawsuit. On December 7, 2018 National Chief Bellegarde issued a statement calling for changes to the laws of Canada and specifically the *Criminal Code of Canada* to make the forced sterilization of First Nations women a crime. He also called for a collaborative approach with First Nations to implement the recommendations issued by the United Nations Committee Against Torture.
- On January 18, 2019, AFN staff from the Legal Sector and the Health Sector met with officials from Health Canada and Indigenous Services Canada to discuss possible options for a national strategy to combat forced/coerced sterilization of Indigenous women.
- On March 12, 2019, during the United Nations Commission on the Status of Women, the AFN again called for the criminalization of forced sterilization of First Nations Women.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Stuart Wuttke - Legal**

**81/2018 Opposition to Bill C-71, *An Act to amend certain Acts and Regulations in relation to firearms***

Mover: Chief Vernon Saddleback, Samson Cree Nation, AB

Seconder: Chief Arthur Raine, Paul First Nation, AB

1. Direct the Assembly of First Nations to urge the federal government to work to properly consult with First Nations on the impacts of Bill C-71, *An Act to amend certain Acts and Regulations in relation to Firearms* and ensure protection of their inherent, Treaty and Aboriginal rights to hunt and carry firearms.

IMPLEMENTATION ACTIVITIES:

- The AFN is working alongside Public Safety Canada to ensure enforcement of Bill C-71, *An Act to amend certain Acts and Regulations in relation to Firearms*, is implemented respectfully in First Nations.
- Limiting the applicability of Federal legislation in the absence of regulation or grey areas (for example transfer of ownership, transportation of firearms, etc.)
- The AFN will be working alongside Public Safety Canada to:
 - i) Ensure that First Nations Inherent, Treaty and Aboriginal rights are enforced by developing a regulatory regime for First Nations owned firearms which is founded in First Nations jurisdiction.
 - ii) Working with Public Safety Canada and other necessary parties in order to gradually shift regulatory responsibilities, in relation to firearms, from the Federal government to First Nations.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Stuart Wuttke - Legal**

82/2018 Support for the National Indian Day Schools Class Action – *McLean v Canada*

Mover: Chief Brendan Mitchell, Qalipu Mi'kmaq First Nation, NL



Seconder: Chief Marcel Moody, Nisichawayasihk Cree Nation, MB

1. Reaffirm their support for the representative plaintiffs and class members in the McLean Class Action.
2. Call on Canada to continue to negotiate in good faith to achieve a just and meaningful resolution for the survivors and their families.

IMPLEMENTATION ACTIVITIES:

- The AFN issued an affidavit in support of the Class Action's certification.
- AFN Legal Counsel is in regular communication with the Plaintiff's lawyers to receive updates on any development.
- National Chief has encouraged the Minister of Crown-Indigenous Relations to proceed with a just settlement of claims by former students.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Stuart Wuttke - Legal**

83/2018 Indigenous Home Instruction for Parents of Preschool Youngsters

Mover: Grand Chief Edward John, Proxy, Tl'azt'en Nation, BC

Seconder: Cheryl Casimer, Proxy, St. Mary's Band (?Aqam), BC

1. Support First Nations who wish to access services from Home Instruction for Parents of Preschool Youngsters (HIPPY), revitalizing traditional parent/caregiver roles as their child's first and best teacher and ensuring the success of Indigenous teachings to the next generation.
2. Support First Nations that wish to participate in the transitional governance process that will lead to the restructuring of HIPPY to be reflective and responsive to the uniqueness of each First Nation.
3. Ensure that any curriculum that is developed by First Nations in partnership with HIPPY is owned by the First Nations and that all rights to that curriculum are held at the local First Nations level.

**IMPLEMENTATION ACTIVITIES:**

- The AFN Education Sector has discussed with Home Instruction for Parents of Preschool Youngsters (HIPPY) and their board members and has provided HIPPY with information on First Nations Education Transformation and how the new funding approach will affect HIPPY. AFN will support First Nations wishing to access HIPPY. At this time, no First Nations have been in contact with AFN regarding HIPPY.

STATUS: On-going**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** **Janice Ciavaglia - Education**

**84/2018 Support for Caldwell First Nation Tax Challenge****Mover:** Robyn van Oirschot, Proxy, Caldwell First Nation, ON**Seconder:** Chief Scott McLeod, Nipissing First Nation, ON

1. Direct the National Chief to advocate and provide political support for Caldwell First Nation and send a letter of support indicating recognition of Caldwell First Nation's taxation issue with the Canada Revenue Agency and provincial ministries.

IMPLEMENTATION ACTIVITIES:

- On February 6, 2019, the National Chief wrote to National Revenue Minister Lebouthillier to request that she direct officials in the Ministry to review the matter and rectify the situation with Caldwell First Nation.

STATUS: Complete**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** Amber Potts – Research & Policy**85/2018 Financial Compensation For Victims of Discrimination in the Child Welfare System****Mover:** Mary Teegee (Maoxw Gibuu) Proxy, Takla First Nation, BC**Seconder:** Jennifer Cox, Proxy, Paq'tnkek First Nation, NS

1. Call on Canada to ensure that any financial compensation or award owed to the First Nations children and youth in care, or other victims of discrimination, should be the maximum allowable under the Canadian Human Rights Act, based on the fact that the discrimination was willful and reckless, causing ongoing trauma and harm to children and youth, and resulted in a humanitarian crisis.
2. Call on Canada to ensure that financial compensation or awards also be provided to each sibling, parent or grandparent of a child or youth brought into care as a result of neglect



or medical placements resulting from Canada's discriminatory policies, and such compensation should be the maximum allowable under the Canadian Human Rights Act.

3. Demand that Canada immediately inform the Human Rights Tribunal that the victims of discrimination—the First Nations children and youth in care between February 2006-2019 (or the date when the Tribunal finds there has been compliance with the human rights order)—are entitled to be considered for compensation up to the maximum amount available by law.
4. Demand that Canada accept that no further evidence from the Assembly of First Nations (AFN) or the First Nations Child and Family Caring Society of Canada (Caring Society) is required to support the maximum financial award for compensation to the victims of discrimination.
5. Call-upon the AFN National Chief and Executive Committee to work in collaboration with the Caring Society to ensure that the administration and disbursement of any payments to victims come from funds other than the awards to the victims so that no portion of the quantum awarded can be rolled back or claimed by lawyers or others administering or assisting victims.

IMPLEMENTATION ACTIVITIES:

- The AFN appeared before the Canadian Human Rights Tribunal (CHRT) on April 25-26, 2019. Consistent with the mandate of this resolution, the AFN sought compensation for the maximum amount of \$40,000 for every child apprehended since 2006, as well as each parent and sibling. The Tribunal is expected to render a decision by October 31, 2019.
- The AFN, First Nations Child and Family Caring Society and other parties to the CHRT continue to advocate for full and proper compensation at regular meetings of the Consultation Committee on Child Welfare.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** **Jon Thompson – Social Development**

86/2018 Realizing a National First Nations Youth Build Canada Program

Mover: Chief Marcel Moody, Nisichawayasihk Cree Nation, MB**Seconder:** Chief Harvey McLeod, Upper Nicola Indian Band, B.C.



1. Direct the Assembly of First Nations (AFN) to establish a steering committee to study the potential of a National First Nations YouthBuild Council to lead the development of a First Nations YouthBuild program to address the above issues. The results of this study will inform the AFN and the Government of Canada to consider the value of an investment in a National First Nations YouthBuild program to improve opportunities for sustainable employment, career development and income for First Nations youth in Canada.
2. The steering committee would be responsible for developing:
 - a. A terms of reference for a YouthBuild Canada Governing Council
 - b. A strategic plan for a National First Nations YouthBuild Program
 - c. A business plan for a National First Nations YouthBuild Centre
3. Direct the AFN to call on the Ministers of Youth, Indigenous Services Canada and Employment and Social Development Canada, to provide the necessary financial supports to undertake the study for a First Nations Youth Build Program.

IMPLEMENTATION ACTIVITIES:

- The AFN is working on developing a process for the development of a steering committee that would provide direction on the implementation of the resolution's objectives, including developing a study on the benefits of a national First Nations YouthBuild Canada program.
- The AFN is exploring/searching for a potential funding source with government departments.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** Judy Whiteduck – Economic Development**87/2018 Support Communities to Access Proper Nutrition****Mover:** Chief Reginald Bellerose, Muskowekwan First Nation, SK**Seconder:** Chief Leroy Denny, Eskasoni First Nation, NS

1. Reaffirm that First Nations have jurisdiction over First Nations education and any related school program including initiatives to deliver nutrition programs.



2. Support communities that wish to access the Breakfast Club of Canada's nutritious breakfast.

IMPLEMENTATION ACTIVITIES:

- A letter was sent to the Breakfast Club of Canada regarding the work that they do relating to nutrition in First Nations. Like many other programs, the Breakfast Club of Canada no longer qualifies for First Nation education funding. The AFN will assist First Nations who wish to access the Breakfast Club of Canada.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** **Janice Ciavaglia - Education**

**88/2018 Support the Development of Wholistic First Nations Wellness Facilities****Mover:** Chief Allan Polchies, Saint Mary's First Nation, NB**Seconder:** Chief Shelley Sabattis, Oromocto First Nation, NB

1. Direct the Assembly of First Nations (AFN) to call on Indigenous Services Canada (ISC) to commit sustainable, predictable and long-term funding for the AFN Regional Office of New Brunswick and Prince Edward Island, to support First Nations in their region in the development of a wholistic First Nations Wellness Facility that is grounded in culture, language and traditional practices with the intent of providing a model that other regions can learn from and model if they so choose.
2. Direct the AFN to call on ISC to provide further funding to additional regions for similar initiatives should they choose to follow a similar model or develop their own.

IMPLEMENTATION ACTIVITIES:

- The AFN Health Sector met with Regional Chief Augustine on May 29, 2019. Private funding has been secured to open a Men's Wellness facility.
- Long term funding commitments are necessary and will be sought by the region.

STATUS: Complete**INTERNAL USE ONLY:**

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: Addie Pryce - Health

89/2018 Response to the ongoing opioid and methamphetamine crisis**Mover:** Chief Reginald Bellerose, Muskowekwan First Nation, SK**Seconder:** Chief Wayne Moonias, Neskantaga First Nation, ON

1. Direct the Assembly of First Nations (AFN) to call on Indigenous Services Canada to commit immediate sustainable, predictable and long-term funding for First Nations to:



- a. support the implementation of recommended actions identified in the First Nations Specific Opioid Strategy (Opioid Strategy)
- b. expand on/or develop the recommendations and actions identified in the Opioid Strategy to address the use of non-prescribed drugs in First Nations
- c. expand on/or develop the recommendations and actions identified in the Opioid Strategy to address the use of methamphetamines and other illicit drugs in First Nations
- d. support First Nations in addressing the social determinants of health that contribute to the issues of addictions in First Nations
- e. support First Nations in building capacity to for early intervention and prevention training that looks beyond the western medical models and utilizes traditional First Nations based methods
- f. ensure First Nations can continue to practice traditional healing and medicinal approaches to support their well-being
- g. support the AFN, in partnership with First Nations mental wellness organizations, to host a forum on mental wellness and addictions that will examine responses to opioid and methamphetamine addictions.

2. Ensure that the First Nations Specific Opioid Strategy and other relevant First Nations resources are disseminated to First Nations to support their efforts to respond to the opioid crisis.
3. Direct the AFN with partners to engage in research into opioid class actions in Canada and the United States to help inform First Nations to address the opioid crisis and report back to Chiefs-in-Assembly.
4. Direct the AFN to work with partner organizations to facilitate First Nations access to training on the use of the First Nations Mental Continuum Framework.
5. Call on the Government of Canada to immediately provide full coverage for physiotherapy, chiropractic and other alternatives to opioids for pain management and treatment under Non-Insured Health Benefits to assist in the prevention of opioid addiction.

IMPLEMENTATION ACTIVITIES:

- AFN is supporting First Nations Inuit Health Benefits on hosting an external webinar that will focus on methamphetamines and how it impacts First Nations.
- AFN has reached out to Vice Chief Watson, Saskatchewan Chiefs Committee on Health member, and he is committed to being a part of the webinar, tentatively scheduled for September 2019.



- AFN will be hosting a dialogue session on the opioid strategy at the upcoming AGA in July 2019, to provide an overview of the strategy, to procure ideas and suggestions of how to implement the strategy; and explore through discussion how to enhance the Strategy to reflect other types of substance use.
- AFN is a member of the working group for Thunderbird Partnership Foundation's project on Canadian Research Initiatives in Substance Misuse that will focus on opioids and methamphetamines.

STATUS: On-going.

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Addie Pryce - Health**

**90/2018 First Nations Cannabis Jurisdiction****Mover:** Chief Harvey McLeod, Upper Nicola Indian Band, BC**Seconder:** Cheryl Casimer, Proxy, St. Mary's Band (?Aqam), BC

1. Support the development of a First Nations cannabis jurisdiction option that includes First Nations distribution centers and retail, a First Nations stamp, cannabis excise tax sharing and a fuel, alcohol, cannabis and tobacco (FACT) tax sharing option.
2. Call on the federal and provincial governments to ensure that a quota of the licenses are dedicated to First Nations, as well as ensuring that First Nations in every province have an equitable arrangement regarding revenue-sharing.
3. Support the development of necessary amendments or recommendations to any regulations related to the *Cannabis Act*.
4. Call on the federal and provincial governments to ensure that the laws of general application do not apply on reserve where First Nations have jurisdiction.
5. Support the development of the necessary First Nations institutional framework to implement a comprehensive First Nations cannabis jurisdiction option by summer 2019 for interested First Nations.

IMPLEMENTATION ACTIVITIES:

- An AFN National Cannabis summit in Vancouver, British Columbia is set for September 4 and 5, 2019. The Meeting will focus on:
 - a. Providing information on existing regulatory and legislative frameworks regarding products which contain cannabis and cannabis by-products
 - b. Enabling First Nations leaders, businesspeople, policy makers and citizens to discuss issues relating to the impacts on First Nations health, social development, crime and exercise of First Nations jurisdictions
 - c. Providing information on economic development opportunities for First Nations
 - d. Providing a space for First Nations entrepreneurs to expand their network in the cannabis economic development sector.

STATUS: Ongoing**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** **Stuart Wuttke - Legal**



**91/2018 Action for Experimentation Survivors**

Mover: Chief Ignace Gull, Attawapiskat First Nation, ON

Seconder: Chief Patricia Faries, Moose Cree First Nation, ON

1. Direct the Assembly of First Nations to advocate with the Government of Canada and the Canadian Medical Association for assistance to experimentation survivors.
2. Call on the Government of Canada and provincial and territorial governments to provide immediate assistance to deal with the resulting costs of these experiments, including counselling, transportation, medicines, health coverage, including alternative and traditional health care, as well as living expenses.
3. Call on the Government of Canada to initiate a First Nations survivor-led inquest to uncover the truth of these experiments in order to better inform the medical community on how to treat the resulting illnesses, to inform the Canadian public of the truth of what occurred, and to give some measure of peace to the survivors.
4. Call on the Government of Canada, the Canadian Medical Association and all medical practitioners to share information and coordinate services based on the information revealed by such an inquest.
5. Call on the Government of Canada, the Canadian Medical Association and medical practitioners for the repatriation of related historical and associated records, as well the retention of these records by Indigenous peoples.

IMPLEMENTATION ACTIVITIES:

- The AFN drafted a letter requesting the federal government establish an inquest into this matter as per mandate provided by the resolution.

STATUS: Ongoing

INTERNAL USE ONLY:**EXECUTIVE PORTFOLIO:**

STAFF/ SECTOR: **Stuart Wuttke – Legal Affairs & Justice**

**92/2018 Social Innovation/Social Finance Framework – Leaving No One Behind**

Mover: Chief Bonnie Leonard, Proxy, Shuswap First Nation, BC

Seconder: Chief Harvey McLeod, Upper Nicola Indian Band, BC

1. Direct the Assembly of First Nations (AFN) to develop and seek resources to fund a framework/policy paper on social innovation and social finance (SI/SF) to help identify First Nations finance gaps/priorities to inform Economic and Social Development Canada (ESDC) and next steps.
2. Direct the federal government to work with the AFN to identify investments and carve out specific resources from the Social Finance Fund that will ensure sustained long-term benefits for First Nations-led initiatives on SI/SF.
3. Urge ESDC to align with First Nations and the First Nations Information Governance Centre on Agenda 2030 in collaboration and transparency on data availability to better support, and measure progress and implementation on the Sustainable Development Goals and develop an Agenda 2030 disability strategy work plan across federal departments, as one example.

IMPLEMENTATION ACTIVITIES:

- In December 2018, Chiefs-in-Assembly called on Employment and Social Development Canada (ESDC) to work with the AFN to identify investments and carve out specific resources from the Investment Readiness Stream specific to First Nations.
- In February 2019, the AFN secured funding from ESDC and is carrying out project activities on: the development of a literature review, an environmental scan, a cost benefits analysis, a legal review, coordination of a national roundtable on September 5, 2019, and opportunities to engage in varying policy tables to inform a social finance policy framework.
- On March 22, 2019, the Chiefs Committee on Human Resources Development met and was provided an update by AFN on this work. The AFN also requested the CCHRD provide guidance and recommendations on its current and future work related to this resolution. The AFN is also seeking recommendations from the Chiefs Committee on Economic Development given the close policy relationship.
- In March 2019, the AFN has also researched linkages to the United Nations Sustainable Development Goals (SDGs) and Agenda 2030, which speak to the need for economic growth, poverty reduction, affordable and clean energy, improvements to health, and more. The SDGs objective to “leave no one behind” helped to inform AFN’s work on social innovation/social finance.



STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO: Regional Chief Terry Teegee

STAFF/ SECTOR: Judy Whiteduck – Economic Development

**93/2018 Federal Government Procurement Programs for First Nations**

Mover: Chief Terrence Lee Spahan, Coldwater Indian Band, BC

Seconder: Chief Allan Polchies, Saint Mary's First Nation, NB

1. Support and advocate for stronger and targeted procurement strategies that result in federal government contracts to First Nations across Canada.
2. Direct the Assembly of First Nations (AFN) to call upon the federal government, specifically Crown-Indigenous Relations Canada, Indigenous Services Canada, Innovation, Science and Economic Development, Public Services and Procurement Canada and all appropriate government departments and associated organizations, to prioritize First Nations involvement and access to federal government procurement programs and projects and to create an Implementation Officer from within the Economic Sector of the AFN to track and create benchmarks, ensure results and progress, and to track transparency and accountability.
3. Direct the AFN Chiefs' Committee on Economic Development to lead and work with Public Services Procurement Canada, and all appropriate federal government departments, in the development of First Nations federal government procurement programming and initiatives.

IMPLEMENTATION ACTIVITIES:

- The AFN has been following procurement issues for several years and had prepared a draft paper in 2013-14 to communicate the issues First Nations businesses face when seeking access to procurement opportunities.
- In February 2019, the AFN worked with a contractor to review past AFN work on procurement and examine current obstacles.
- In March 2019, AFN coordinated a technical meeting of First Nations technicians, the National Aboriginal Capital Corporations Association, and the Council for the Advancement of Native Development Officers where the topic of procurement challenges was presented. AFN has requested additional feedback from these groups on procurement issues.
- In March and April 2019, the AFN drafted a paper on procurement recommendations.
- On June 19, 2019, the AFN Chiefs Committee on Economic Development (CCED) was presented with a draft paper for their consideration. The CCED recommended that the draft paper be finalized, following some revisions, and that it would be one of three evolving papers supported by the CCED.



STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO: Regional Chief Terry Teegee

STAFF/ SECTOR: Judy Whiteduck – Economic Development

**94/2018 Reject Canada's Approach to Additions to Reserve Legislation**

Mover: Chief Karen Batson, Pine Creek First Nation, MB

Seconder: Reynold Cook, Proxy, Sapotaweyak Cree Nation, MB

1. Reaffirm their support for Assembly of First Nations (AFN) Resolution 26/2012 *Additions to Reserve Policy and Process Reform*, which calls for:

- a.** A revised Addition to Reserve (ATR) process that would ensure that the implementation of all settlement agreements that include ATR commitments take precedence over other interests (e.g. municipal tax loss, etc.) and uphold the honour of the Crown and respect the constitutional status of First Nations Aboriginal and Treaty Rights.
- b.** The cooperative examination of legislation, in accordance with the standard of free, prior and informed consent, that would both expand the current legislative models available in Saskatchewan, Alberta and Manitoba to First Nations in other provinces and territories, and include other legislative measures that, in conjuncture with the revised ATR policy, make the process more efficient, effective and transparent.

2. Call on the AFN to immediately begin undertaking a comprehensive analysis of the *Budget Implementation Act, 2018, No. 2*, focusing specifically on the *Addition of Land and Reserves and Reserve Creation Act* (the Act) to determine how the Act might impact First Nation inherent rights.

3. Call on the AFN to immediately look for opportunities to intervene and comment on the Act, and where possible, outline First Nation concerns with the process through which the Act was developed and introduced.

4. Call on Canada to refrain from characterizing the development of the Act as being done in consultation or collaboration with First Nations or the AFN, and for Canada to immediately undertake a detailed explanation of its legislative intent to be presented to the AFN Chiefs Committee on Lands, Territories and Resources for further discussion.

5. Call on Canada to ensure that any future ATR legislation be subject to joint oversight implementation with First Nations.

IMPLEMENTATION ACTIVITIES:

- Canada has provided an overview of the legislative changes to the Chiefs Committee on Lands, Territories and Resources (CCoLTR).
- A joint AFN – Canada Additions to Reserve Advisory Committee has agreed to amend their existing Terms of Reference to ensure any further legislative changes that may affect the Additions-to-Reserve policy are reviewed by the AFN and the CCoLTR.



- The AFN has undertaken an analysis of the proposed changes in the *Budget Implementation Act, 2018, No. 2* (The Act). The act primarily describes the delegation of responsibilities within the division of the departments (Indigenous Services Canada/Crown-Indigenous Relations and Northern Affairs), and nationalizes elements of the prairie Claims Settlement Acts, such as the ability to pre-designate lands, pre-permit and pre-license prior to conversion. The Act also provides instrumentation to expedite the bureaucratic approval process.
- AFN will have an approval process to review any further legislative changes on the ATR policy, via the ATR Advisory Committee.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Craig Gideon – Lands, Territories & Resources**

95/2018 Inherent and Treaty Based Funding Agreements

Mover: Onekanew, Christian Sinclair, Opaskwayak Cree Nation, MB

Seconder: Reynold Cook, Proxy, Sapotaweyak Cree Nation, MB

1. Direct the Assembly of First Nations (AFN) to call upon provincial and federal governments to uphold the honour of the Crown and their Treaty obligations by consulting with First Nations before allocating any federal transfer payments to the province for any reason.
2. Direct the AFN to advocate for First Nations to have direct access to funding in a way consistent with First Nations' Treaty and inherent rights.

IMPLEMENTATION ACTIVITIES:

- On June 10, 2019, the Joint Advisory Committee on Fiscal Relations submitted an interim report for engagement to the National Chief of the Assembly of First Nations and Minister of Indigenous Services. The report contains 24 recommendations, including items establishing Treaty-based funding arrangements, respect for Treaty and inherent rights and entering into discussions with the provincial and territorial governments concerning



the fiscal relationship. These recommendations will be the subject of engagement with First Nations over the coming months.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Amber Potts – Research & Policy**



96/2018 Support for TRC Call to Action #79 (iii)

Mover: Chief George Cote, Cote First Nation, SK

Seconder: Ted Quewezance, Proxy, Keesekoose First Nation, SK

1. Direct the Assembly of First Nations (AFN) to support the Truth and Reconciliation Commission (TRC) Call to Action #79 (iii) – a national heritage strategy to commemorate all Residential School sites.
2. Direct the AFN to support the National Centre for Truth and Reconciliation (NCTR) bringing forward a survivor and community focused submission to the National Historic Sites and Monuments Board (NHSMB) calling for Canada to officially designate all Residential Schools sites as National Historical Sites.
3. Direct the AFN to support the NCTR making a submission to the NHSMB based on the following principles:
 - a. communities be in control of any monuments erected on the sites of residential schools
 - b. communities have full agency over determining the scope, form and content of any monuments including having agency to decline a monument
 - c. communities be empowered to develop community narratives supportive of this work in accordance with TRC Call to Action #78, which calls upon the Government of Canada to commit to making a funding contribution of \$10 million over 7 years to the NCTR, plus an additional amount to assist communities to research and produce histories of their own Residential Schools experience and their involvement in truth, healing, and reconciliation
 - d. there is an ongoing need to honour and acknowledge the children that never returned home from the schools.
 - e. there remains the continued existence of hundreds of unmarked burial sites associated with Residential School sites.
4. Direct the AFN to call upon the National Historical Sites and Monuments Board to recognize Residential School sites as national historic sites.
5. Direct the AFN to call upon the Government of Canada to encourage the NCTR to develop a fulsome response and plan for responding to TRC Calls to Action #72-76 and the realization of community narratives outlined in Call to Action #78.

IMPLEMENTATION ACTIVITIES:



- In May 2019, the AFN provided Parks Canada feedback on its draft Framework for History and Commemoration. The Framework is in part a response to Call to Action #79.
- Parks Canada has committed to the creation of an Indigenous Cultural Heritage Advisory Committee that will provide advice to Parks Canada to support reconciliation and the goals of the UN Declaration.
- The AFN had a meeting on February 19, 2019 via telephone with the National Centre for Truth and Reconciliation to further the AFN resolution.

STATUS: Ongoing

INTERNAL USE ONLY:

EXECUTIVE PORTFOLIO:

STAFF/ SECTOR: **Amber Potts – Research & Policy**

97/2018 Support for compensation for past flooding and meaningful consultation and accommodation of affected First Nations on Manitoba's proposed Lake Manitoba and Lake St. Martin Outlet Channels Project

Mover: Onekanew Christian Sinclair, Opaskwayak Cree Nation, MB

Seconder: Chief Dan George, Burns Lake First Nation, BC

1. Call upon the Government of Canada and Government of Manitoba to negotiate a fair settlement of all outstanding First Nations compensation claims arising from the 2011 flood and other past floods.
2. Call on the Assembly of First Nations (AFN) to support First Nations in Manitoba in the assertion of their rights to be directly involved, as true partners, with the Governments of Manitoba and Canada in designing and implementing a long-term solution to flooding in the region.
3. Direct the AFN to advocate for the development of a true partnership between affected First Nations and the Government of Manitoba and the Government of Canada in designing and implementing a long-term solution to flooding in the region.
4. Call upon the Governments of Canada and Manitoba to work with First Nations to develop a consultation and accommodation process on the Channels Project consistent with obtaining First Nations' free, prior, and informed consent.

**IMPLEMENTATION ACTIVITIES:**

- A letter will be written outlining the specific concerns of this item for discussion with Indigenous Services Canada, and a meeting will be requested to discuss a settlement process.

STATUS: Ongoing.**INTERNAL USE ONLY:****EXECUTIVE PORTFOLIO:****STAFF/ SECTOR:** Irving Leblanc – Emergency Management

**98/2018 Health Canada 1,4-Dioxane Guideline Consultation**

Mover: Chief R. Donald Maracle, Mohawks of the Bay of Quinte, ON

Seconder: Chief Greg Nadjiiwon, Chippewas of Nawash First Nation, ON

1. Call on Health Canada to consult with First Nations on the proposed guideline and technical document for 1,4-Dioxane.
2. Direct the Assembly of First Nations (AFN) National Chief to write a letter to the Federal-Provincial-Territorial Committee on Drinking Water Secretariat requesting:
 - a. Consultation with First Nations on the proposed 50 µg/L guideline and technical document prior to approving the guideline.
 - b. Apply the “precautionary principal” and not adopt a drinking water guideline above 3 µg/L.
3. Direct the AFN National Chief to request Health Canada provide funding for First Nations to engage experts in the 1,4-Dioxane drinking water guideline initiative so that they may meaningfully provide input on this guideline.

IMPLEMENTATION ACTIVITIES:

- The Health Sector is providing support to Housing and Infrastructure Sector on this matter.
- The Housing and Infrastructure Sector sent a letter to the Minister of Health in the winter of 2018.
- National Chief sent letters to the Minister of Health and the Federal-Provincial-Territorial Committee on Drinking Water (FPT CDW) on April 16, 2019. The AFN is awaiting a response.
- The AFN continues to review the process of ‘consultation’ on water quality guidance while advocating for First Nations participation (including resources) on that Committee.
- Pending the responses from the Minister of Health and the FPT CDW, the AFN will propose a meeting between the Committee and First Nations leadership.
- Issues associated with the actions of the FPT CDW are being noted in the National Engagement process for repeal and replacement of the *Safe Drinking Water for First Nations Act*.

STATUS: Ongoing

INTERNAL USE ONLY:**EXECUTIVE PORTFOLIO:**



STAFF/ SECTOR: **Irving Leblanc – Emergency Management / Addie Pryce - Health**