

Whereas the Temagami First Nation and Teme Augama Anishnabai (TFN/TAA) have a sacred and inalienable relationship with n'Daki Menan. TFN/TAA have a shared interest to protect the integrity of n'Daki Menan and ensuring sustainable development within n'Daki Menan.

Appendix A is a map of n'Daki Menan.

Whereas N'Daki Menan ("Our Land") is the traditional lands and waterways occupied, used and continuously for thousands of years by the Temagami First Nation/Teme-Augama Anishnabai ("TFN/TAA").

Whereas the Supreme Court of Canada recognized that n'Daki Menan was and is the traditional territory of TAA, and that the Crown has failed to comply with its fiduciary obligations to TFN/TAA (*Ontario v. Bear Island Foundation* [1991] 2 SCR 570). TFN/TAA has a strong case of inherent Aboriginal title and rights over n'Daki Menan, of which the Crown has knowledge. These matters currently are the subject of negotiations between the Crown and TFN/TAA.

Whereas in an Indenture of Accord dated September 7, 1978 the surrounding First Nations (Mattagami, Matachewan, Saugeen, and Nipissing) recognized n'Daki Menan to be the ancestral lands of the TAA.

Whereas *United Nations Declaration on the Rights of Indigenous Peoples* provides that indigenous peoples have the right to own, use, develop and control lands that they possess by reason of traditional ownership, or other traditional occupation or use, and the right to maintain and strengthen their distinctive spiritual relationship with, and to uphold their responsibilities to future generations in regard to, these lands (Articles 25 and 26).

Whereas TFN/TAA have constitutionally protected Aboriginal and Treaty rights and the Crown and any Anishnabeg and Metis must engage TFN/TAA when proposing any activities on n'Daki Menan to determine any adverse impact upon any of TFN/TAA's Aboriginal or Treaty rights, and to accommodate those rights through mutually acceptable negotiations;

Whereas Temagami First Nation citizens at the Community Meeting dated May 31, 2015 have adopted the Policy Statement of Teme Augama Anishnabai and Temagami first Nation Chiefs and Councils regarding Hunting, Fishing, and Gathering within n'Daki Menan;

Whereas the Temagami First Nation citizens have agreed that this Policy Statement must be enforced;

Therefore be it resolved that Temagami First Nations citizens have agreed that:

1. A Teme Augama Anishnabai and Temagami First Nation tag system will be developed to identify our citizens nets that will be issued by the Temagami First Nation Lands & Resources Department;
2. Teme Augama Anishnabai and Temagami First Nation citizens have agreed to limit the linear size of nets to 150 feet.
3. Teme Augama Anishnabai and Temagami First Nation citizens are authorized to pull nets that have not been tagged with Temagami First Nation issued "Net Tags."
4. Temagami First Nation will develop an enforcement and monitoring program on n'Daki Menan to respond to unauthorized hunting, fishing and gathering complaints;
5. Teme-Augama Anishnabai and Temagami First Nation will erect signs indicating that you are now entering n'Daki Menan, traditional territory of Teme Augama Anishnabai and Temagami First Nation; Inter-Tribal Harvesting by Anishnabeg and Metis must have permission of the Teme Augama Anishnabai and Temagami First Nation and respect the

customs and laws of the Teme Augama Anishnabai and Temagami First Nation as before the arrival of the Colonials and before the Robinson Huron Treaty of 1850.

**Moved by: Cathy Metcalfe**

**Seconded by: Michelle Barriault**

**FIRST VOTE RESULTS MAY 31<sup>ST</sup>/2015 - Resolution #0515-001**

**In Favour: 19**

**Against: 0**

**Abstain: 2**

**2ND & FINAL VOTE – JUNE 15TH/2015 RESULTS**

**In Favour: 37**

**Against: 8**

**Abstain: 0**