

**Minutes**  
**Matrimonial Real Property (MRP) Committee**  
**Bingwi Neyaashi Anishinaabek**  
**March 12, 2015**

**Committee Members Present:**

Audrey Gilbeau  
Joe Ladouceur Sr.

**Committee Members by Conference:**

Line Clarke

**Committee Members Absent**

Guy Gladu

**Others Present:**

Jeremy Bonhomme  
Laura Airns

Gord Wickham  
Dominique Nouvet (by conference)

**Business:**

CALL TO ORDER

The meeting commenced at 5:00 p.m. with dinner. The business portion of the meeting commenced at 5:45 p.m.

REVIEW OF AGENDA

Gord provided an overview of the agenda items to the committee. No changes or additions were made.

REVIEW OF MINUTES

Jeremy provided the MRP Committee with a copy of the February 19, 2015 minutes. The Committee reviewed and adopted the February 19, 2015 MRP Committee minutes.

**DECISION:** Move to accept the February 19, 2015 minutes.

**MOVED:** Joe Ladouceur Sr.

**SECONDED:** Audrey Gilbeau

**All voted in favour.**

## DISCUSSION REGARDING MARCH 29, 2015 COMMUNITY MEETING

Gord facilitated this session and Jeremy noted all questions, concerns and dialogue.

The following topics of discussion were suggested:

- Common-Law;
- Inherited or gifted properties not being included in matrimonial real property;
- Domestic Contracts;
- Compensation;
- Explaining the term “exclusive occupation”;
- Explain the term “affiliates”, and affiliate rights in the event of a divorce or death;

Other suggestions included:

- Focus groups (tape recorders, note pads);
- Have committee members sitting next to Gord; and,
- Bring a copy of the Land Code.

## MEETING WITH COMMITTEE TO REVIEW DRAFT #2:

Gord facilitated this session and Jeremy noted all questions, concerns and dialogue.

Gord led the review of the draft law with the Committee, and Dominique conferenced in after the review to address questions.

Concerns:

Line voiced an issue with allowing members to lease to non-First Nation people. Gord highlighted that “leasing” is outside the scope of the MRP and is a housing policy and a Land Code issue. Gord also clarified that all leases must be voted on as part of the Land Code process. Audrey also stated that in the event of a divorce or death, members need to know their rights i.e. 180 day rule. Gord agreed by stating that it highlights the importance of domestic contracts.

ACTION:

Line asked about a new ruling that allows First Nation members to build cabins on their territory.

Post Meeting Note:

Gord was able to confirm that the ability for First Nation peoples to build anywhere on Crown land is limited to structures deemed necessary to carry out their Cultural activities and Treaty rights. Basically, a cabin or shelter can be constructed as part of fishing or hunting or related cultural or treaty related activities without penalty. It is not currently legal for a First Nation person to build a permanent shelter or house on Crown land.

## NEXT MEETING

The next meeting has been scheduled for Thursday, May 7<sup>th</sup>, 2015 at 5:00 p.m. at the Wickham Consulting office, 1111 Victoria Avenue E. Thunder Bay, ON.

## MEETING ADJOURNMENT

The meeting was adjourned at 7:00 p.m.

**MOVED:** Audrey Gilbeau  
**SECONDED:** Joe Ladouceur Sr.

**All voted in favour.**