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Slide updated




Overview


- The *Framework Agreement on First Nations Land Management*
- Land Code, Amendment Process
- *Bingwi Neyaashi Anishinaabek Land Code, Amendment #1*
- What's Next

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FIRST NATION SUPPORT SERVICES EAST




Crystal Restoule
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Brenda Belmore




Cassandra Cadeau
Land Code Governance Advisor




Katharina Trottier
Land Code Governance Advisor




Danielle Alain
Land Code Governance Advisor



Kiley Shebageget
Land Code Governance Advisor




Kelly Dickinson
Land Code Governance Advisor






FIRST NATIONS LAND MANAGEMENT RESOURCE CENTRE


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« First Nations working together to resume jurisdiction over reserve lands and resources. »



-  Provide strategic direction to the RC
-  Propose legislative changes to the Framework Agreement and federal legislation
-  Advocates for and negotiates funding

«Dedicated to serving and supporting First Nation communities who want to re-establish control over their lands, natural resources, and environment. »



- Providing information to interested First Nation 
- Training, resources and support services 
- Intergovernmental relations 

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ORIGINS OF THE FRAMEWORK AGREEMENT

The road to the *Framework Agreement* began in the late 1980's, launched by a small group of First Nations Chiefs, looking for a way for First Nation communities to leave the paternalistic constraints of the *Indian Act* behind.

The purpose is to recognize the inherent right of First Nations to resume control over their lands and resources for the use and benefit of their members without Government interference, by replacing the land provisions of the *Indian Act* with First Nation made laws.

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FRAMEWORK AGREEMENT ON FIRST NATIONS LAND MANAGEMENT



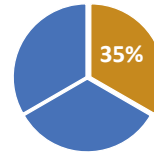
- Is not a treaty and does not affect treaty rights;
- It is not intended to define or prejudice inherent rights, or any other rights of First Nations to control their lands or resources or to preclude other negotiations in respect of those rights;
- The lands maintain reserve status and retain the protection of section 91(24) constitutional jurisdiction.
- All reserve lands must be protected for the benefit of future generations.
- Provides increased protection for reserve land
- Reserve land cannot be surrendered for sale; expropriated by the province; expropriation by Canada is restricted;
- The reserve land base can never be diminished; and
- Maintaining reserve status lands is mandatory.

The Framework Agreement is First Nation led and cannot be amended without the consent of the Land Code First Nations

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INDIAN ACT REPLACEMENT

Under the *Framework Agreement*, the **44 land related provisions of the *Indian Act* no longer apply to First Nations who have a land code.**



35% of the *Indian Act* no longer applies

- Reserves (ss. 18-19)
- Possession of Lands in Reserves (ss. 20, 22-28)
- Trespass on Reserve (ss. 30-31)
- Sale or Barter of Produce (ss. 32-33)
- Roads and Bridges (s. 34)
- Lands Taken for Public Purposes (s. 35)
- Surrenders and Designations (ss. 37-41)
- Distribution of Real Property but not personal property on intestacy (ss. 49 and 50(4))
- Management of Reserves and Surrendered and Designated Lands (ss. 53-60)
- Management of Indian Moneys (ss. 61-69)
- Farms (s. 71)
- Removal of Materials from Reserves (s. 93)
- Regulations made under section 57 of the *Indian Act*; and
- Regulations under sections 42 and 73 of the *Indian Act* to the extent that they are inconsistent with the *Framework Agreement* or the land code or the laws of the First Nation

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27+ Years of Decolonization Efforts



13 to 206 Total First Nation Signatories



Reserve Land Governance returned to **110** First Nations



Approx. **457,686 Ha** of Reserve Lands removed from *Indian Act* Administration



25 First Nations in Ontario are operational



23 First Nations in Ontario are in various stages of development

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Framework Agreement Signatories in Ontario

Operational First Nations

- Chippewas of Georgina Island
- Mississaugas of Scugog Island
- Nipissing First Nation
- Atikameksheng Anishnawbek
- Mississauga First Nation
- Henvey Inlet First Nation
- Anishinaabeg of Naongashiing
- Dokis First Nation
- Bingwi Neyaashi Anishinaabek
- Shawanaga First Nation
- Magnetawan First Nation
- Long Lake #58 First Nation
- Wasauksing First Nation
- Temagami First Nation
- Chippewas of Rama
- Algonquins of Pikwakanagan
- Sheshegwaning First Nation
- Beausoleil First Nation
- Brunswick House First Nation
- Moose Deer Point First Nation
- Rainy River First Nations
- Hiawatha First Nation
- Animiigoo Zaag'igan Anishinaabek
- Alderville First Nation
- Big Grassy River First Nation

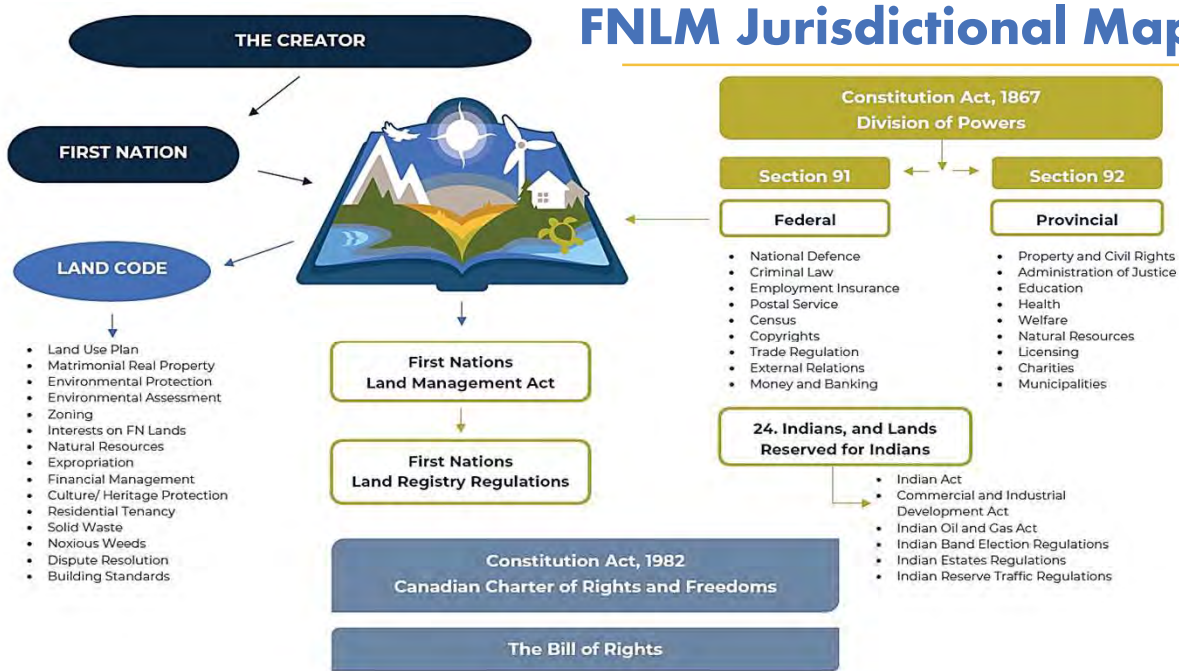
Developmental First Nations

- Lac Des Milles Lacs First Nation
- Lac Seul First Nation
- Mattagami First Nation
- Naotkamegwanning First Nation
- Wiikwemkoong Unceded Territory
- Chippewas of the Thames
- Chapleau Cree First Nation
- Fort William First Nation
- Mitaanjigamiing First Nation
- Biinjitiwaabik Zaaging Anishinaabek
- Michipicoten First Nation
- Northwest Angle #33 First Nation
- Pays Plat First Nation
- Missanabie Cree First Nation
- Wahnapiitae First Nation
- Wabauskang First Nation
- Wabaseemoong Independent Nations
- Chippewas of Saugeen First Nation
- Serpent River First Nation
- M'Chigeeng First Nation
- Chippewas of Kettle & Stony Point First Nation
- Garden River First Nation
- Kiashke Zaaging Anishinaabek



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FNLM Jurisdictional Map



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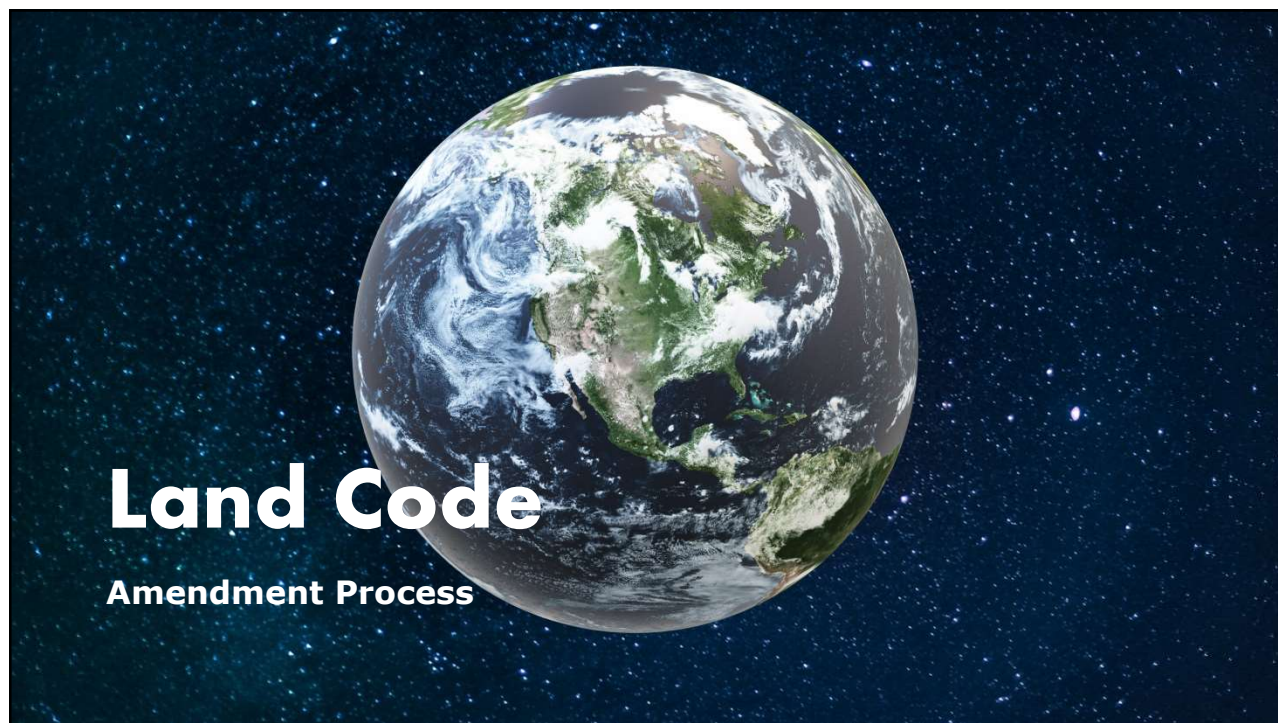
LAND CODE JURISDICTION

Under the Framework Agreement, **Land Code First Nations have full sectoral self-governing authority** for reserve lands, natural resources and environment.

Immediately upon the coming into force of a Land Code, Canada transfers to that First Nation all the rights and obligations of Canada.



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**BINGWI NEYAASHI ANISHINAABEK
FIRST NATION**
Thunder Bay, Ontario



**987 hectares
281 members**

**Voted YES to the
Bingwi Neyaashi Anishinaabek
First Nation Land Code
on March 29, 2014**

Congratulations on becoming the 46th
Framework Agreement signatory to
ratify a community Land Code!

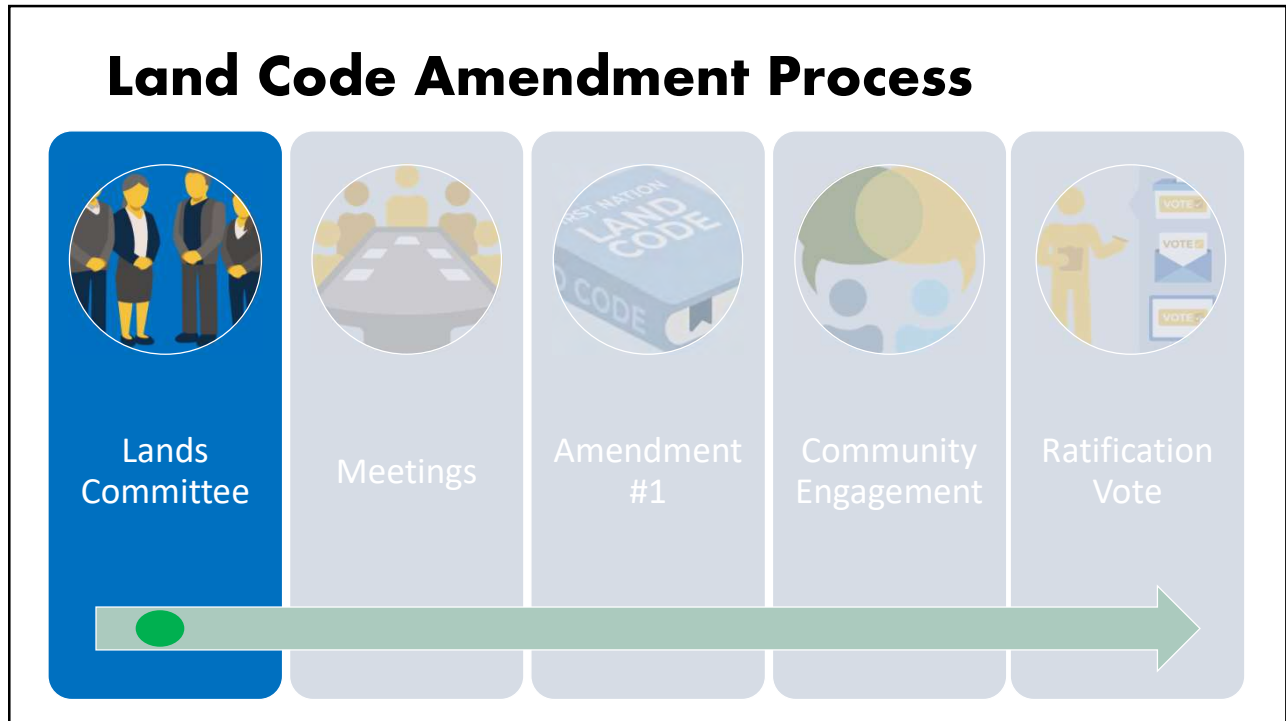
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Meet the Lands Committee

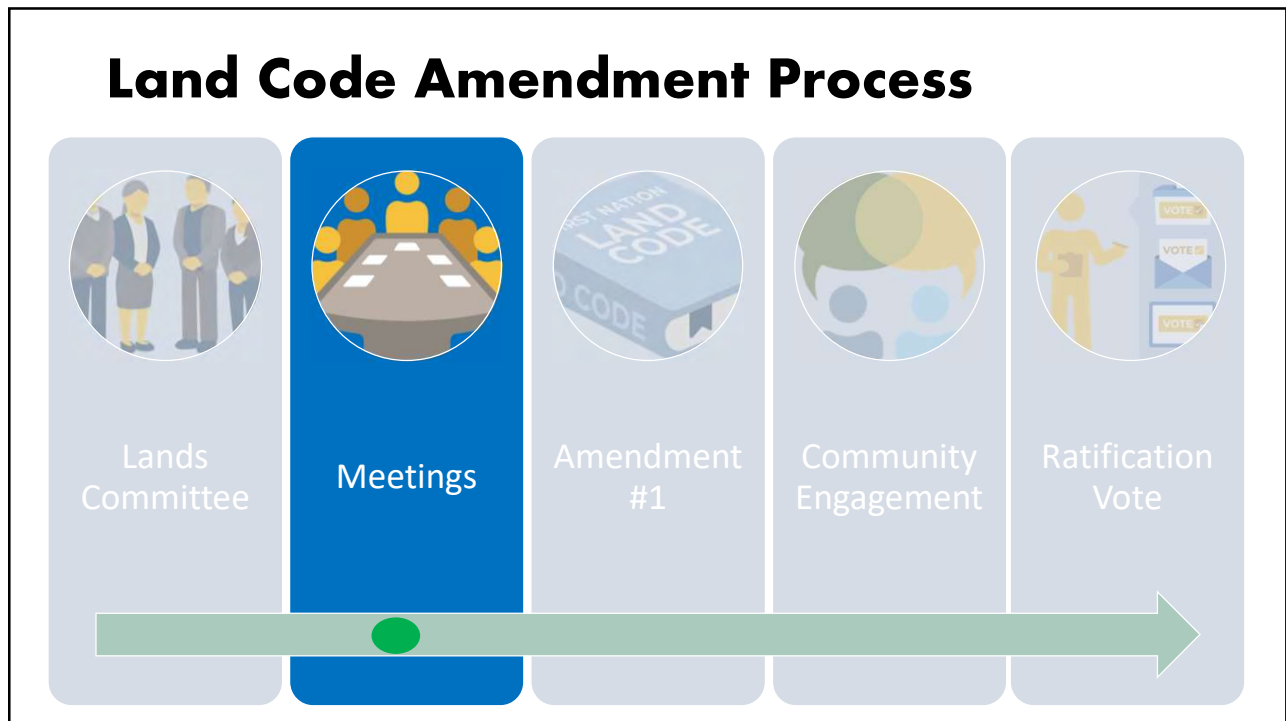


				
Carey Calder	Leroy Clark	Gloria Deans	Marcel Donio	John McCollum

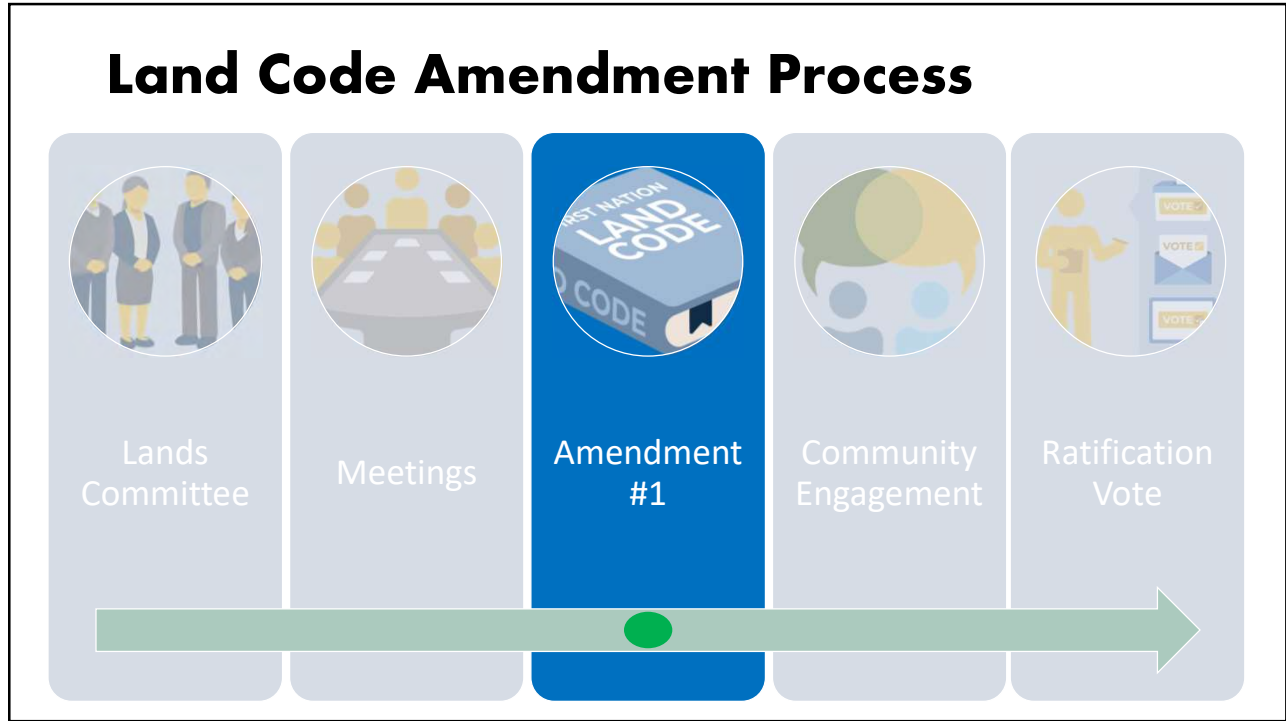
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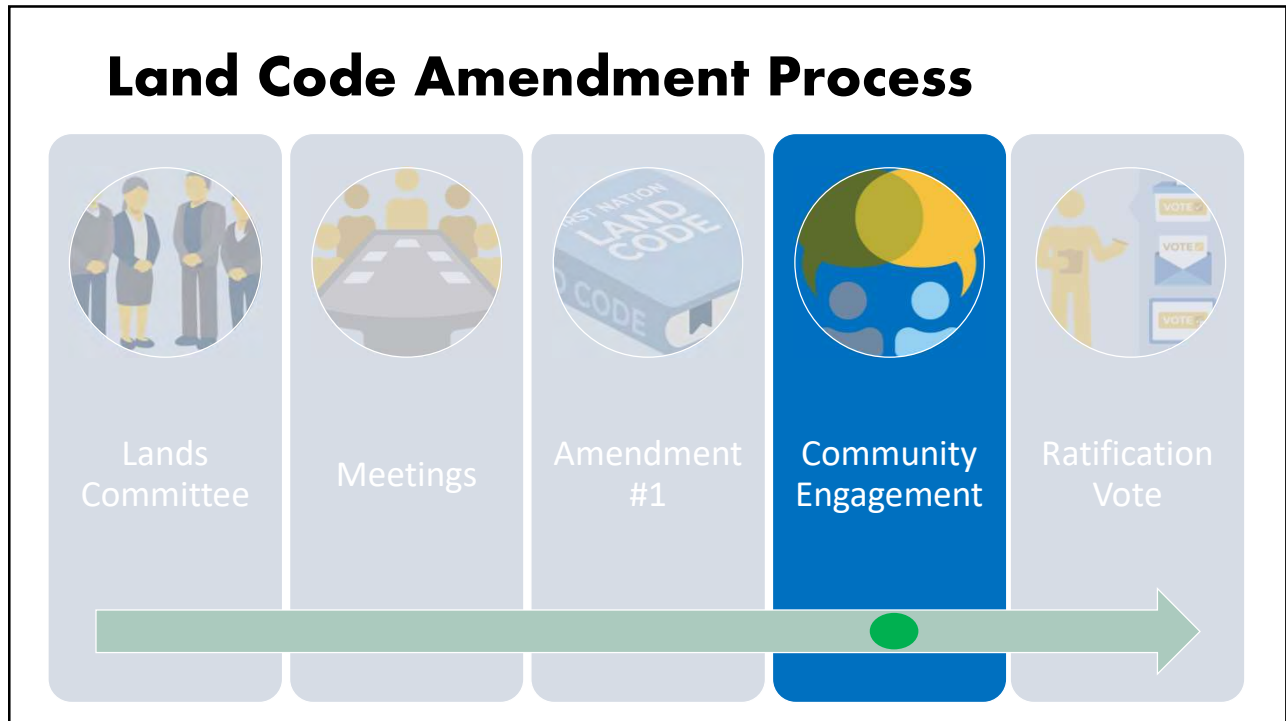
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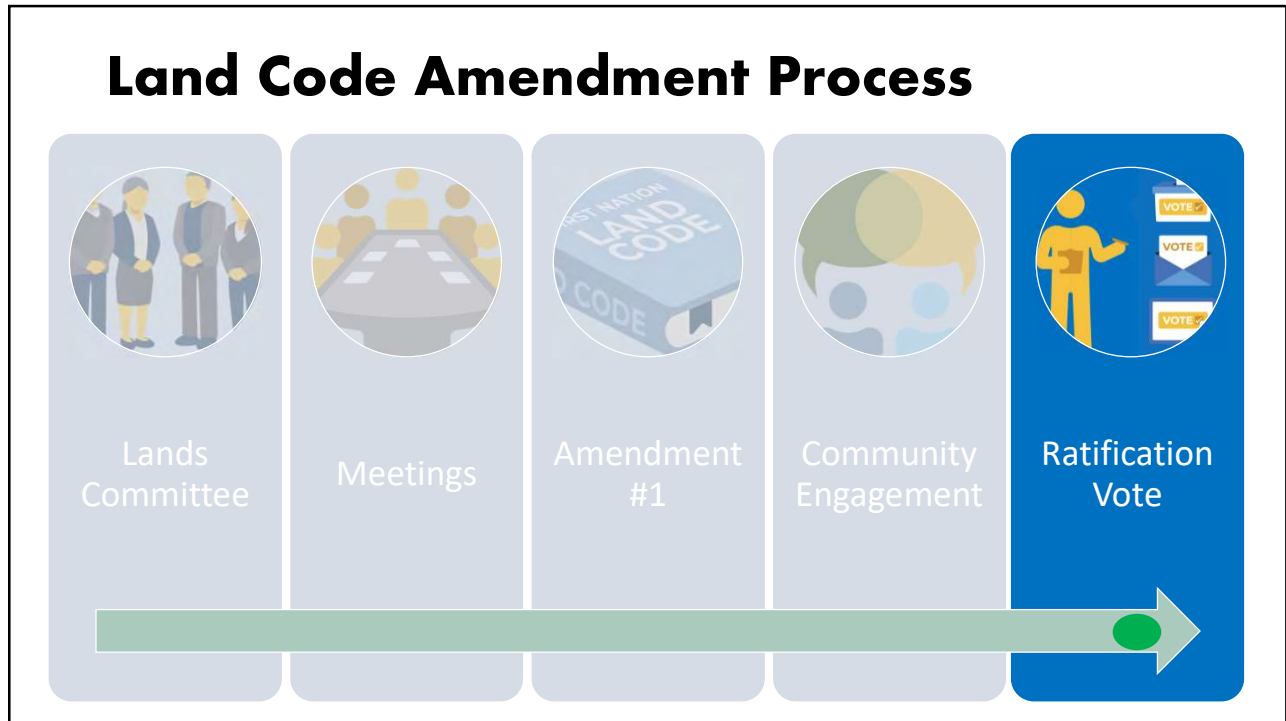
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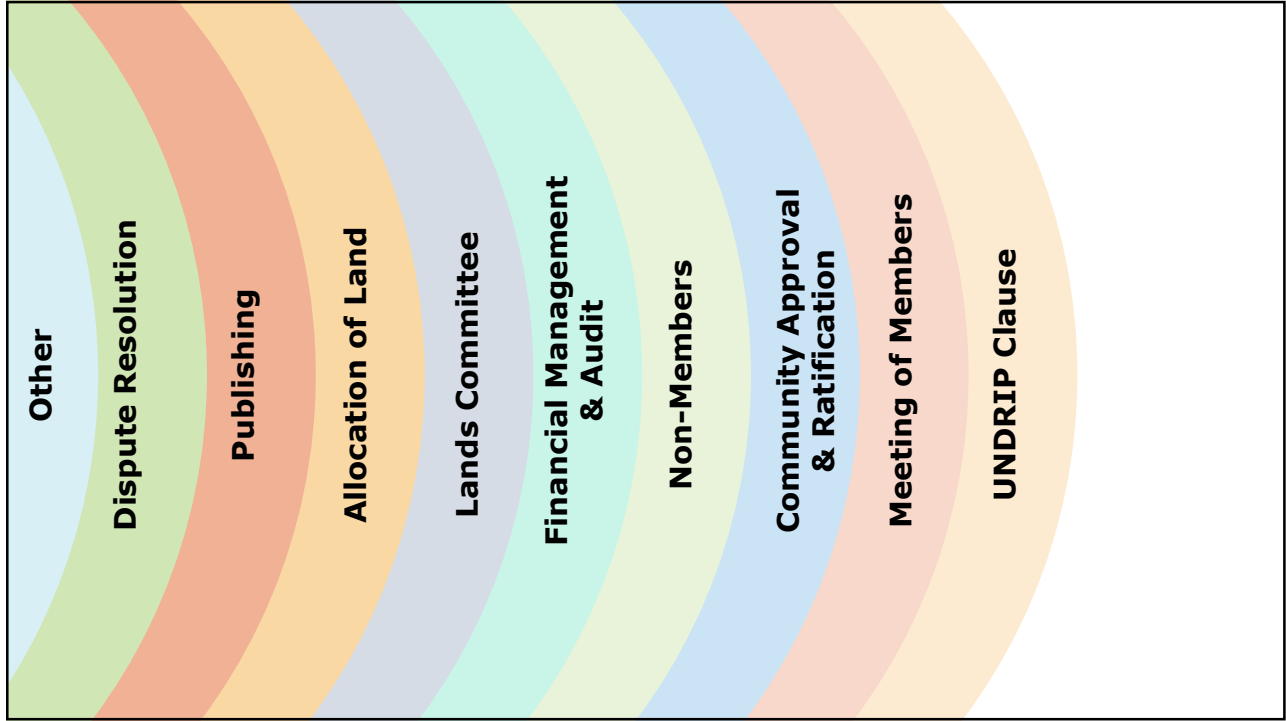
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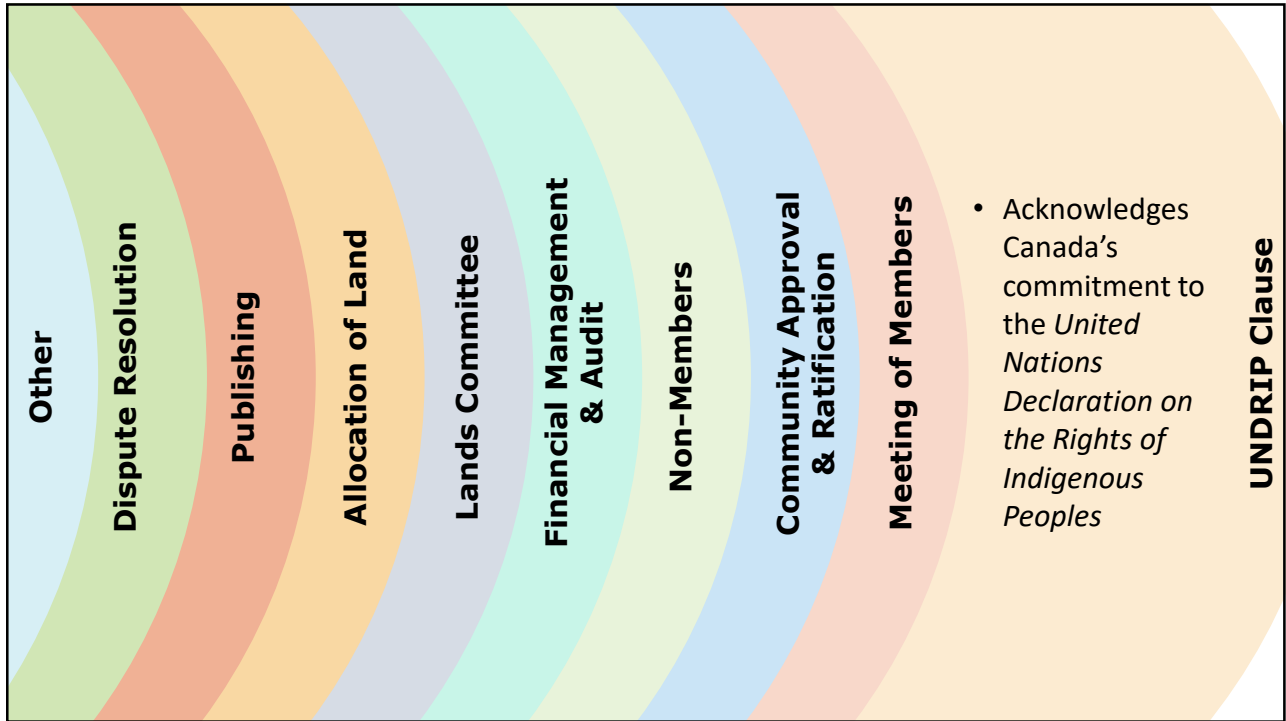
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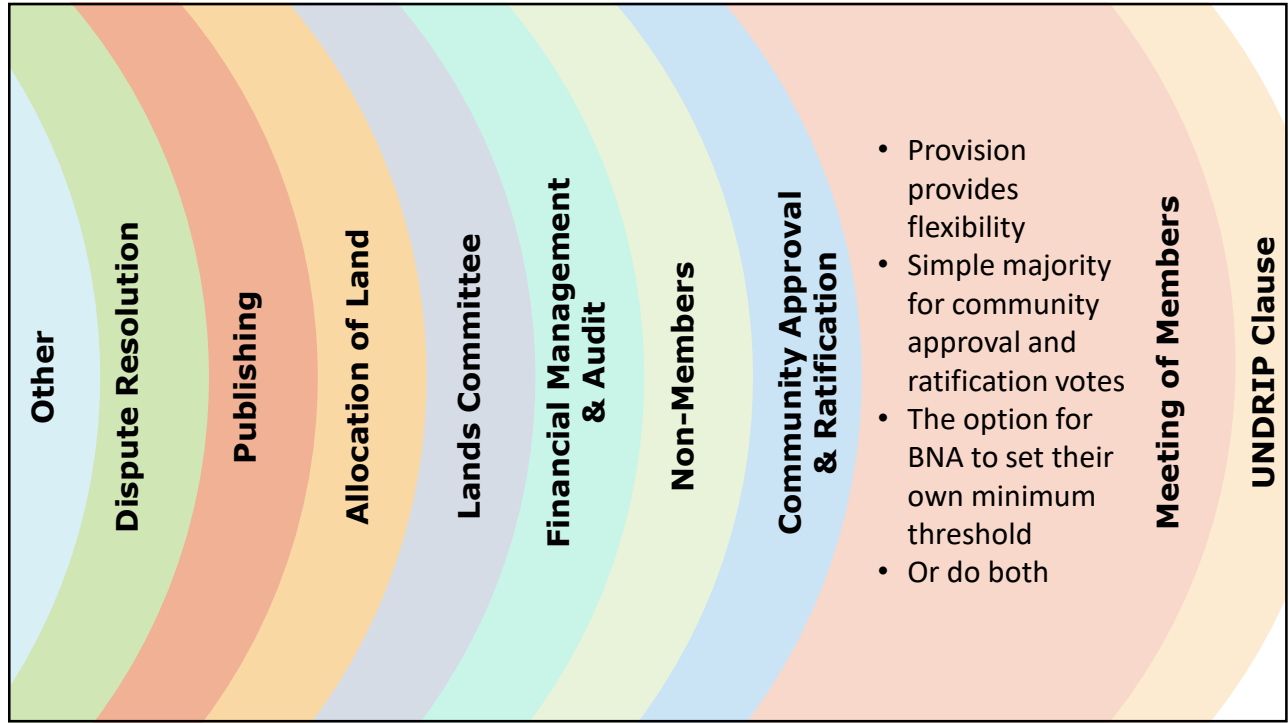
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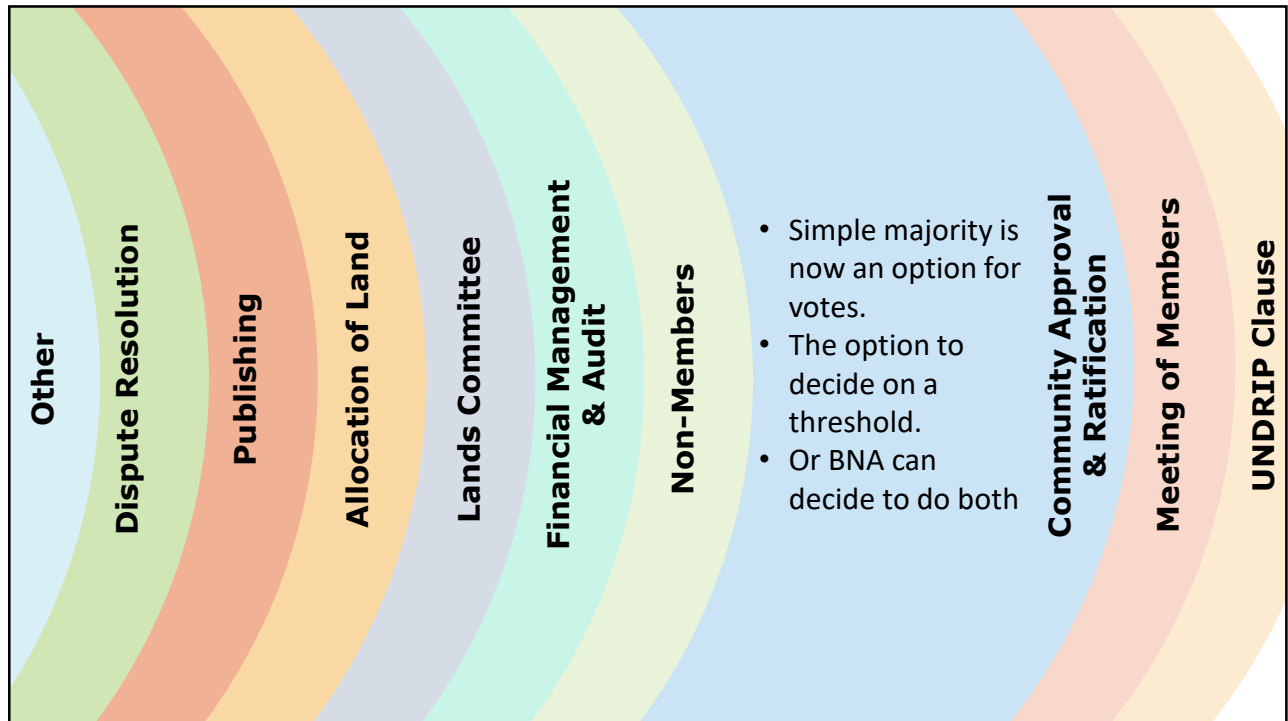
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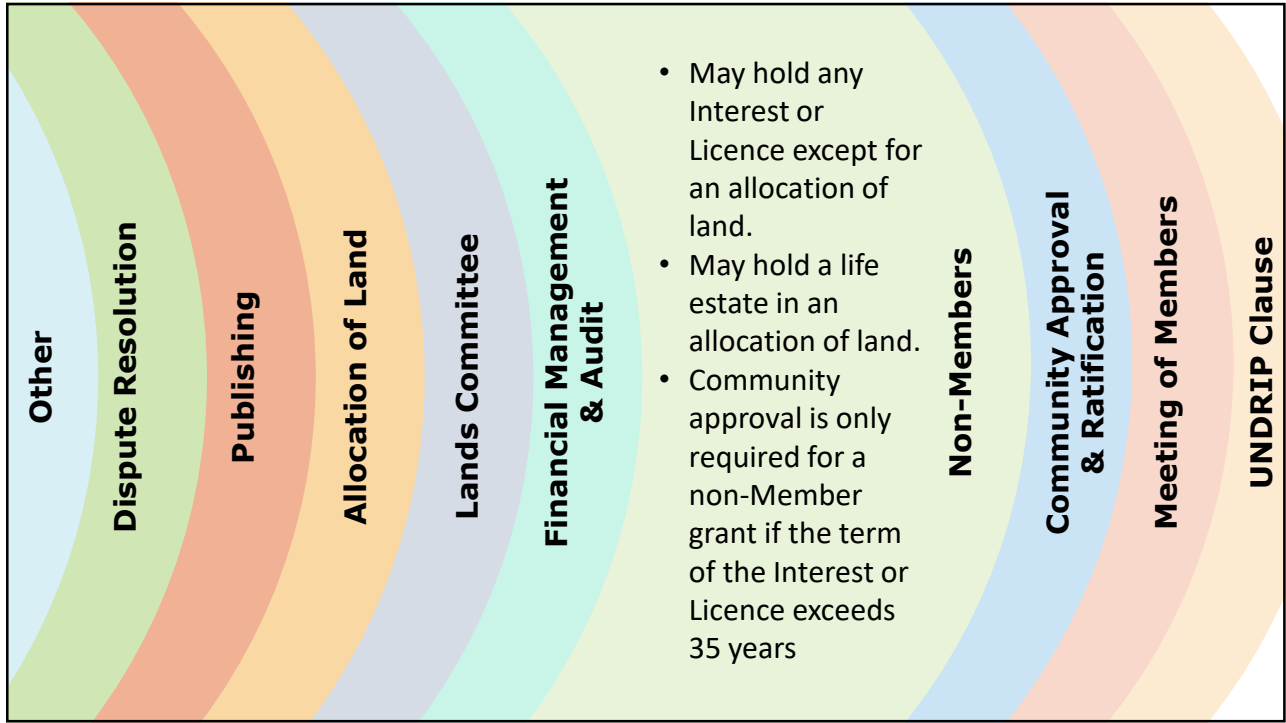
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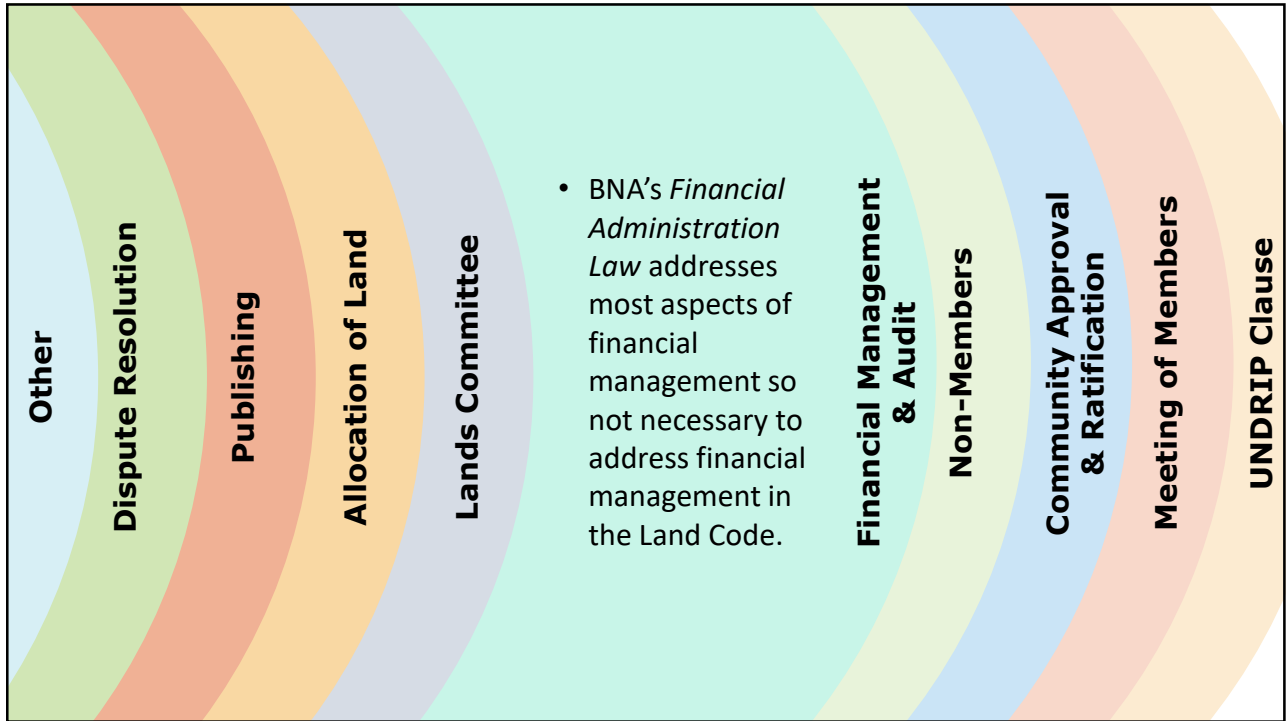
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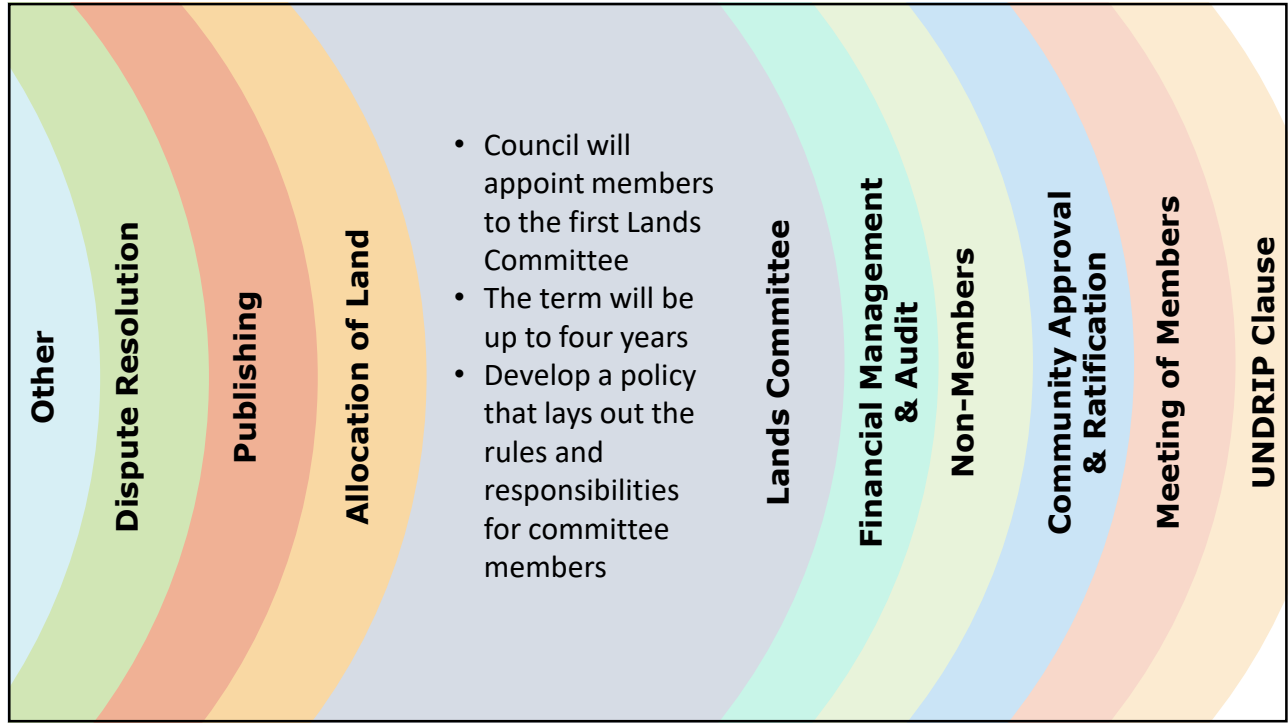
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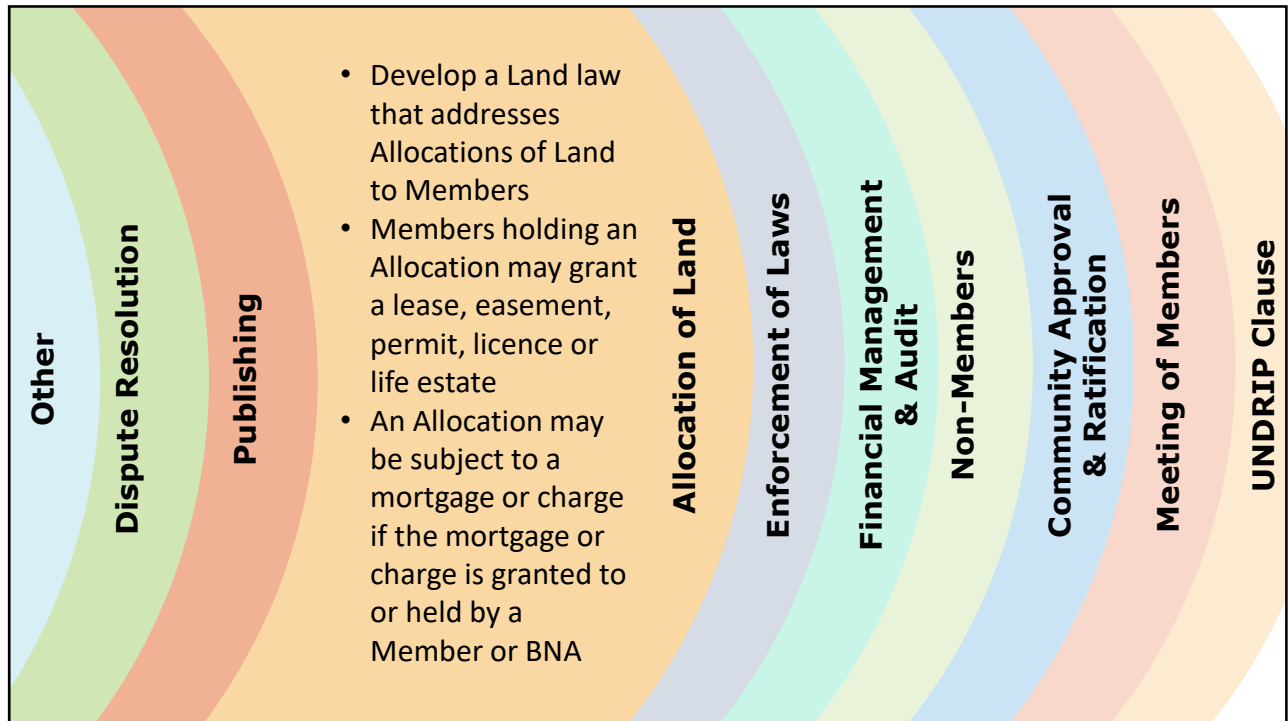
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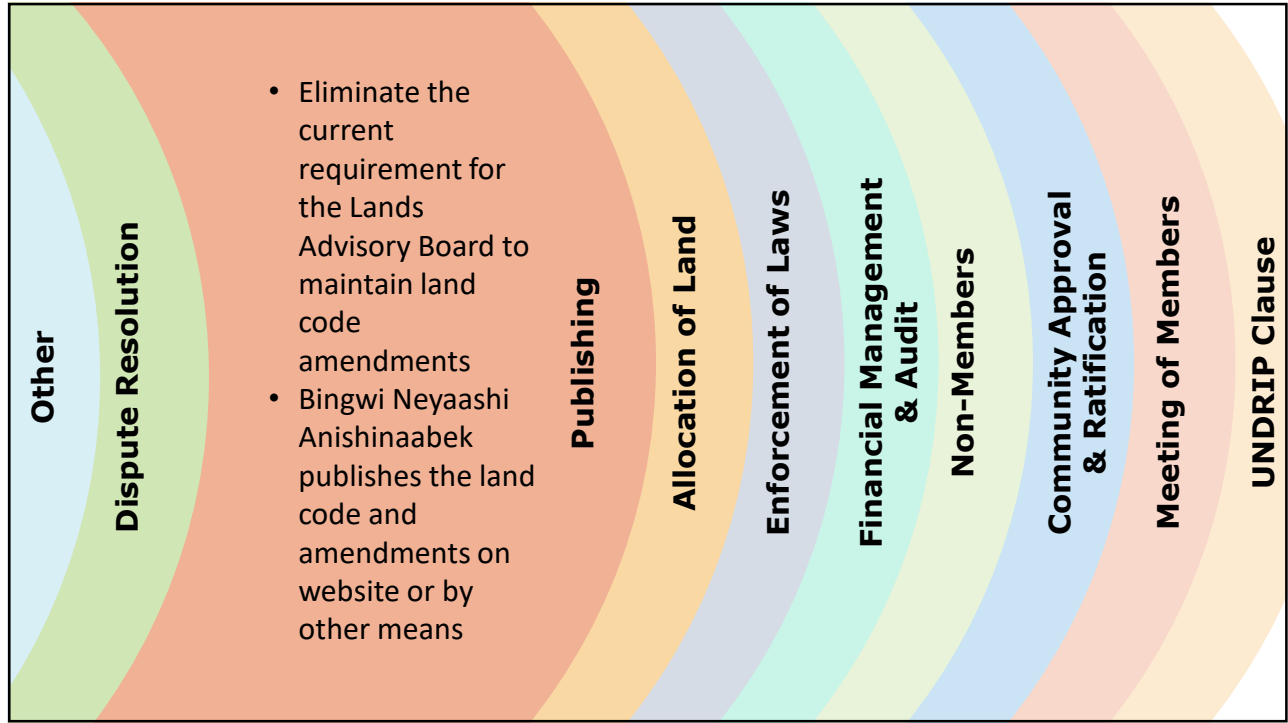
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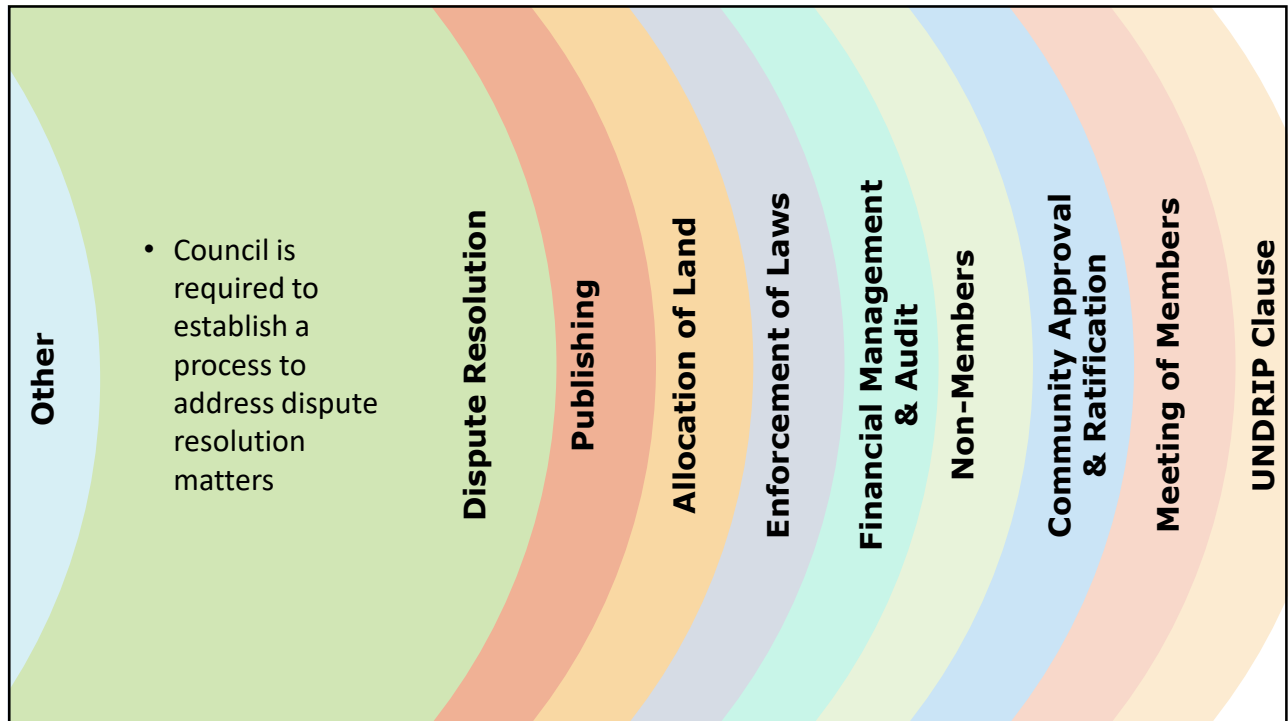
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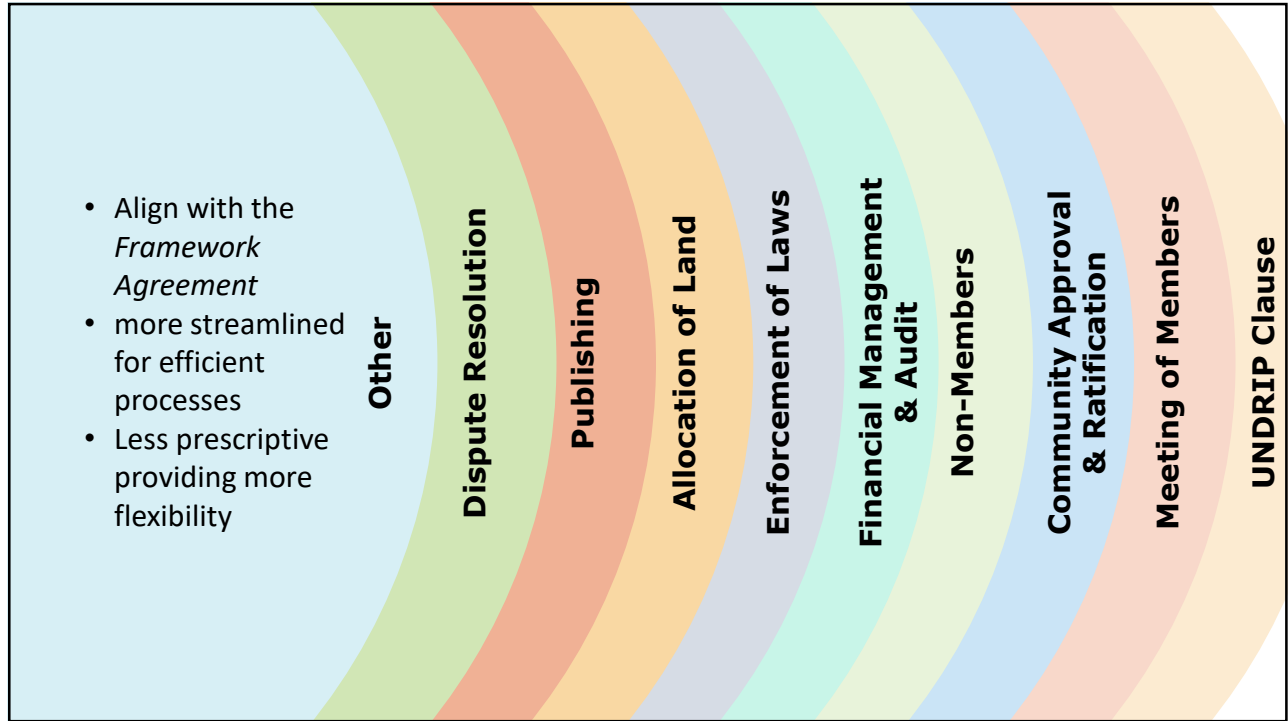
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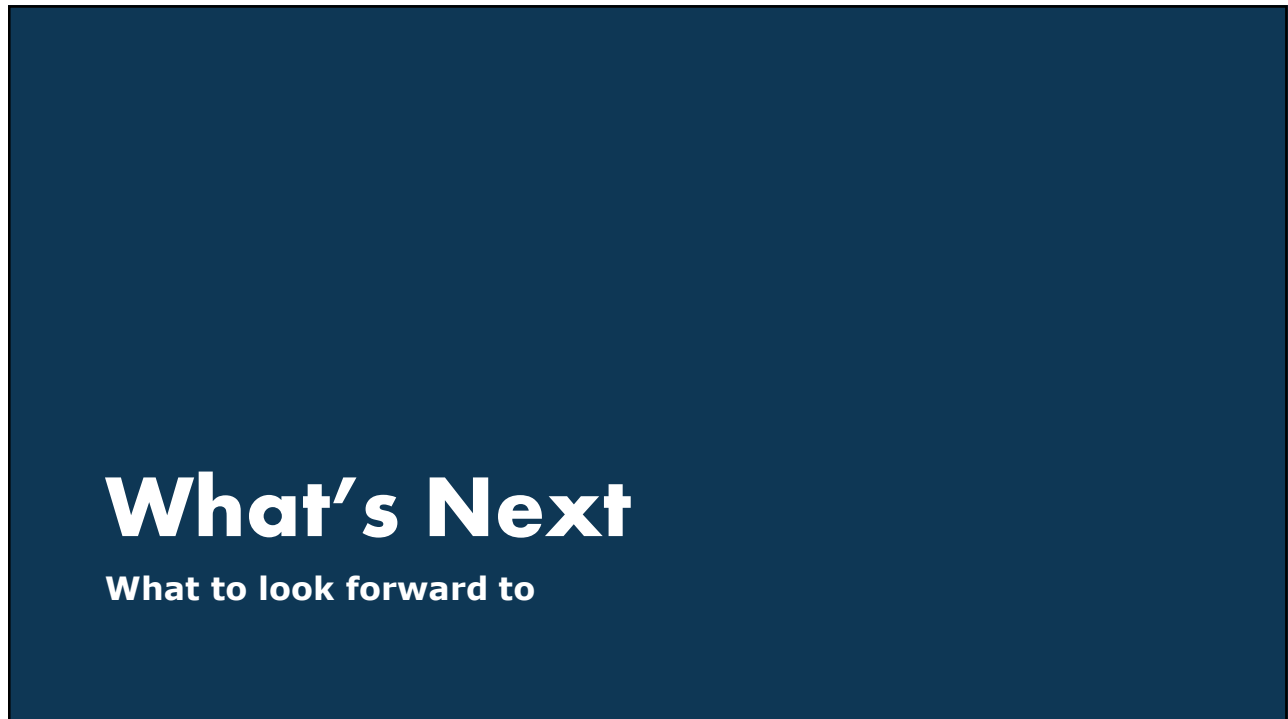
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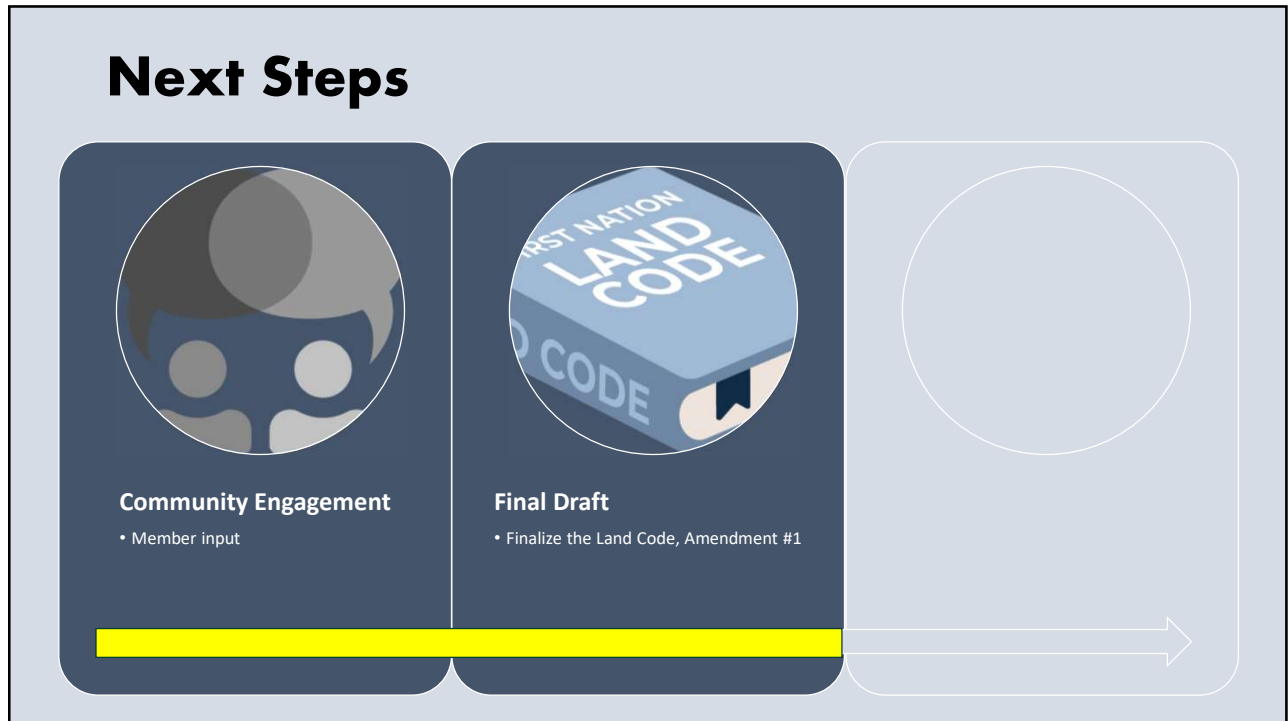
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