

# Listuguj Mi'gmaq Government Order-In-Council



<b>Chronological no.:</b> 2398	<b>Subject:</b> Framework Agreement on Reconciliation & the Fishery	<b>Originated by:</b>
<b>The Council of the</b> Listuguj Mi'gmaq Government		<b>District</b> Gespe'gewa'gi
<b>Date of duly convened meeting</b>	<b>D</b> 0 5	<b>M</b> 0 9
	<b>Y</b> 1 8	<b>Province</b> Gepeg

**WHEREAS** the Listuguj Mi'gmaq First Nation is a Mi'gmaq community indigenous to Gespe'gewa'gi with a sacred, inherent responsibility for the stewardship of the land, waters, and living things of Gespe'gewa'gi;

**WHEREAS** the Mi'gmaq of Gespe'gewa'gi, including the Listuguj Mi'gmaq First Nation, have existing treaty and Aboriginal rights with respect to fisheries;

**WHEREAS** the Aboriginal and treaty rights of the Mi'gmaq, which section 35(1) of the *Constitution Act, 1982* recognizes and affirms, are communal in nature and exercised by Mi'gmaq individuals on the authority of the Mi'gmaq community to which they belong;

**WHEREAS** the Listuguj Mi'gmaq First Nation has Indigenous, Mi'gmaq laws by which it governs its relationship with its fisheries, including the *Listuguj Mi'gmaq First Nation Law on Fisheries and Fishing*, the *Mi'gmaq Ranger Law*, and the *Listuguj Mi'gmaq Marine Fisheries Law, 2001 amended 2010*;

**WHEREAS** on December 5, 2017, Dominic LeBlanc, then Canada's Minister of Fisheries, Oceans, and the Canadian Coast Guard, wrote to Chief Darcy Gray of the Listuguj Mi'gmaq Government and formally offered to negotiate a fisheries Rights Reconciliation Agreement with the "Mi'gmaq of Québec;"

**WHEREAS** the Listuguj Mi'gmaq Government and Canada have negotiated a *Framework Agreement on Reconciliation and the Fishery* (attached hereto) that would establish a Community Negotiations Table at which Canada and the LMG would negotiate directly regarding the Listuguj Mi'gmaq First Nation's fisheries governance and fishing rights, including, among other things, the revitalization and recognition of the Mi'gmaq laws by which the Listuguj Mi'gmaq First Nation governs and manages its fisheries;

**Moved:** Wendell Metallic  
**Seconded:** Sky Metallic  
**Abstain:** -  
**Opposed:** -  
**Status:**  Passed  Defeated  Tabled

**Quorum** 7

Councillor Lloyd Alcon

Councillor Chad Gedeon

Councillor Scott Martin

Councillor Wendell Metallic

Chief Darcy Gray

Councillor Calvin Barnaby

Councillor Gordon Isaac Jr.

Councillor Gary Metallic Sr.

Councillor Sheila Swanson

Councillor Dolly Barnaby

Councillor George Martin

Councillor Sky Metallic

Councillor Marsha Vicaire

**Mi'gmaq Nation**

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**NOW THEREFORE THE LISTUGUJ MI'GMAQ GOVERNMENT MAKES THE FOLLOWING ORDER-IN-COUNCIL:**

- 1) The *Framework Agreement on Reconciliation and the Fishery* is approved for signature;
- 2) The Listuguj Mi'gmaq Government's Natural Resources Director is mandated to:
  - a. take necessary action to implement the *Framework Agreement on Reconciliation and the Fishery*;
  - b. establish a negotiations team to conduct negotiations pursuant to the *Framework Agreement on Reconciliation and the Fishery*.

Encl. (1) *Framework Agreement on Reconciliation and the Fishery*