

Listuguj Mi'gmaq Government Order-In-Council



Chronological no.: 2434	Subject: Terms of Reference Gespe'gewa'gi Ice Committee	Originated by:
The Council of the Listuguj Mi'gmaq Government		District Gespe'gewa'gi
Date of duly convened meeting	D M Y 1 5 0 1 1 9	Province Gepeg

WHEREAS the Mi'gmaq communities of Listuguj, Gespeg and Gesgapegiag are indigenous to Gespe'gewa'gi and have sacred, inherent responsibilities for the stewardship of the land, waters, and living things in Gespe'gewa'gi;

WHEREAS the Mi'gmaq communities of Listuguj, Gespeg and Gesgapegiag have existing Aboriginal and treaty rights with respect to fisheries, including commercial rights pursuant to the Peace and Friendship Treaties of 1760-61 as identified by the Supreme Court of Canada in *R. v. Marshall*;

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, in response to *R. v. Marshall*, Canada provided the Mi'gmaq communities of Listuguj, Gespeg and Gesgapegiag with licences and quotas to enable their participation in the commercial snow crab fishery in Area 12;

WHEREAS safety is Listuguj, Gespeg, and Gesgapegiag's highest priority when participating in the snow crab fishery;

NOW THEREFORE these Terms of Reference (see appendix 1) establish a process to enable Listuguj, Gespeg and Gesgapegiag to assume a leading role in determining the opening date for the area 12 snow crab fishery.

Moved: Councillor Sky Metallic

Seconded: Councillor Marsha Vicaire

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 Swasson

Councillor Dolly Barnaby

Councillor George Martin

Councillor Sky Metallic

Councillor Marsha Vicaire

Mi'gmaq Nation