

Listuguj Mi'gmaq Government Order-In-Council



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| Chronological no.: 2493 | Subject: Consultation and Accommodation in Respect of Hydrocarbon Activities | Originated by: |
| The Council of the Listuguj Mi'gmaq Government | District Gespe'gewa'gi | Province Gepeg |
| Date of duly convened meeting | D M Y 1 0 0 9 1 9 | |

- WHEREAS** the Québec National Assembly has enacted the *Act to implement the 2030 Energy Policy and to amend various legislative provisions* which provides, among other things, that the Québec Government may ratify agreements with First Nations pertaining to the consultation and accommodation processes on hydrocarbon development projects;
- WHEREAS** prior to the enactment of the said legislation cited above, several hydrocarbon exploration projects have been authorized on Gespe'gewa'gi over the past years during which the Québec Government did not comply with its constitutional duty to consult and accommodate the Mi'gmaq appropriately;
- WHEREAS** the Mi'gmaq have Aboriginal and Treaty rights, including Title, in and over Gespe'gewa'gi and have a special relationship; traditionally, spiritually and culturally, with its lands, islands, air, waters and natural resources;
- WHEREAS** the Mi'gmaq have significant concerns associated with the risks and impacts of hydrocarbon activities within the Territory of Gespe'gewa'gi;
- WHEREAS** the Mi'gmaq have, in the past, expressed concerns to the Québec Government about meaningful consultation and accommodation in respect to hydrocarbon activities;
- WHEREAS** the Council of Listuguj, through the Mi'gmawei Mawiomi (MM), has mandated the Mi'gmawei Mawiomi Secretariat (MMS) to negotiate, on its behalf, an agreement with the Québec Government pertaining to the consultation and accommodation processes whenever a hydrocarbon development project is contemplated on Gespe'gewa'gi;
- WHEREAS** MMS has presented to the Council a draft agreement negotiated between the Québec Government and MMS and MMS recommends its ratification;

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Moved: Scott Martin
 Seconded: Marsha Vicaire
 Abstain: Sky Metallic
 Opposed: -
 Status: Passed Defeated Tabled

Quorum 7

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| | Chief Darcy Uray | |
| Councillor Lloyd Alcon | Councillor Calvin Barnaby | Councillor Dolly Barnaby |
| Councillor Chad Gedeon | Councillor Gordon Isaac Jr. | Councillor George Martin |
| Councillor Scott Martin | Councillor Gary Metallic Sr. | Councillor Sky Metallic |
| Councillor Wendell Metallic | Councillor Sheria Swanson | Councillor Marsha Vicaire |

Mi'gmaq Nation

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WHEREAS MMS informed the Council that the same draft agreement has been or will be presented to the Councils of Gesgapegiag and Gespeg with the same recommendation;

WHEREAS the Council is satisfied with the results of the negotiation and is in favour of such a ratification;

THEREFORE BE IT RESOLVED:

THAT the Council hereby approves the draft *Agreement on the Process governing Consultation and Accommodation in Respect of Hydrocarbon Activities* as presented by MMS during this duly convened meeting;

THAT the Council hereby appoints and authorizes the Chief to sign on behalf of Listuguj the said draft Agreement.