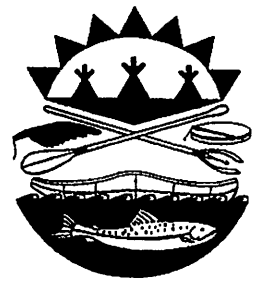


Listuguj Mi'gmaq Government Order-In-Council



Chronological no.: 2098	Subject: Release of Proposed Settlement Agreement with Canada	Originated by:
The Council of the Listuguj Mi'gmaq Government		District Gespe'gewa'gi
Date of duly convened meeting	D M Y 2 3 0 9 1 3	Province Gepeg

WHEREAS, in 2003, Listugujewaḡ commenced a legal action in the Federal Court (file no. T-2478-03), seeking declarations and damages against Canada for various breaches of fiduciary obligations and wrongful losses regarding five parcels of land located in or adjacent to Listugujewa'gatig, namely the Approach to the Interprovincial Bridge Claim, the Busted Estate Claim, the Highway 132 Claim, the Mann-Fraser Estate Claim and the Mission Lands Claim;

WHEREAS the negotiators and representatives of Listugujewaḡ and Canada have prepared a proposed Settlement Agreement for the full and final settlement of the Federal Court Litigation and the five Claims as defined in the proposed Settlement Agreement in return for the Acquired Busted lands, already added to Listugujewa'gatig, and the provision of the Settlement Funds in the amount of \$64,500,000;



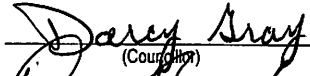

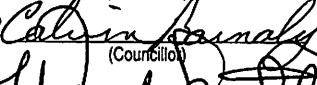
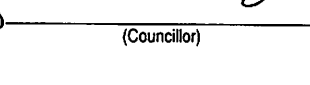
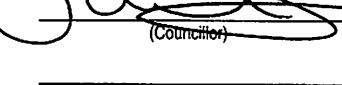
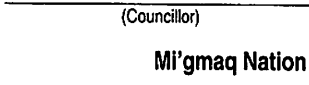
WHEREAS the proposed Settlement Agreement is intended to and would only affect and resolve the Federal Court Litigation and the Claims, and is without admission and without prejudice whatsoever, notably to existing Aboriginal rights, Treaty rights and Aboriginal title;

WHEREAS, the Listugujeweḡ Saqamawuti and the Listugujewaḡ have been informed and consulted on an ongoing basis regarding the negotiation and development of the proposed Settlement Agreement, notably through council and community meetings, briefings by its negotiators, legal counsel and financial advisors, bulletins and postings on the Web and through social media;

Moved: Calvin Barnaby
 Seconded: Tracey M Barnaby
 Abstain:
 Opposed
 Status: Passed Defeated Tabled

1

Quorum 7

 (Chief)
 (Councillor)  (Councillor)
 (Councillor)
 (Councillor)
 (Councillor)
 (Councillor)
 (Councillor)

**Listuguj Mi'gmaq
Government
Order-In-Council**



Chronological no.: 2098	Subject: Release of Proposed Settlement Agreement with Canada	Originated by:
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WHEREAS it is necessary to take steps for the negotiation of a Ratification Protocol Agreement with Canada, for the preparation of an appropriate proposed Listugujewaq Trust Agreement to receive and to govern the protection, investment and use of the Settlement Funds, and for the holding of a Ratification vote on the proposed Settlement Agreement and the proposed Trust Agreement.

NOW THEREFORE, the Listugujgewei Saqamawuti:

1. Approves the release of proposed Settlement Agreement and recommends it to the eligible voters of Listugujewaq for ratification;
2. Instructs the Listugujgewei G'pnnol'ewuti and its negotiators, officials, advisors and legal counsel to take such further steps as are required to prepare for and carry out the ratification of the proposed Settlement Agreement, including:
 - a. Informing Listugujewaj of the proposed Settlement Agreement;
 - b. Completing the negotiation with Canada of a Ratification Protocol agreement;
 - c. Consulting with the Listugujgewei Saqamawuti and Listugujewaq on the development of an appropriate proposed Listugujewaq Trust Agreement to receive and to govern the protection, investment and use of the Settlement Funds;
 - d. Preparing the proposed Listugujewaq Trust Agreement for the approval and recommendation of the Listugujgewei Saqamawuti and submission to the eligible voters of Listugujewaq for ratification at the same time as the proposed Settlement Agreement; and
 - e. Preparing the for the Ratification, notably as regards information and communications, identification of voters in Listugujewaq and elsewhere and organization of materiel and human resources;
3. Names Michel Poirier as Chief Returning Officer for the Ratification; and
4. Mandates Me Donatien Grenier as Review officer for the Ratification.