

# Listuguj Mi'gmaq Government Order-In-Council



<b>Chronological no.:</b> 2755	<b>Subject:</b> Litigation Challenging the Parks Act and Regulations	<b>Originated by:</b> Chasity Mitchell
<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> 1 9 <b>M</b> 1 0 <b>Y</b> 2 2	<b>Province</b> Gepeg

**WHEREAS:** the Listuguj Mi'gmaq Government 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:** Gespe'gewa'gi includes Northern New Brunswick and all of the Gaspé Peninsula;

**WHEREAS:** the Mi'gmaq of Gespe'gewa'gi have inherent, aboriginal, and treaty rights in relation to Gespe'gewa'gi;

**WHEREAS:** the Parc national de la Gaspésie is located in the northern portion of Gespe'gewa'gi;

**WHEREAS:** the Parks Act, CQLR c P-9 and Parks Regulation, CQLR c P-9, r 25, prohibit the Mi'gmaq of Gespe'gewa'gi from undertaking certain activities—including, among others, entering, camping, fishing, and collecting firewood—in the Parc national de la Gaspésie without authorization and the payments of fees;

**WHEREAS:** he said requirements for authorization and the payments of fees unjustifiably infringe the aboriginal and treaty rights of the Mi'gmaq of Gespe'gewa'gi;

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

- 1) The Listuguj Mi'gmaq Government will undertake legal action jointly with Micmacs of Gesgapegia and Micmac Nation of Gespeg to challenge the validity and applicability of the authorization and fee requirements in the Parks Act, CQLR c P-9 and Parks Regulation, CQLR c P-9, r 25, as they apply in the Parc national de la Gaspésie in relation to the Mi'gmaq of Gespe'gewa'gi;
- 2) The Listuguj Mi'gmaq Government will retain Pape Salter Teillet LLP to represent it in all matters related to the above-mentioned legal action in keeping with the terms of the retainer agreement dated June 24, 2022.

**Moved:** Gordon Isaac Jr.




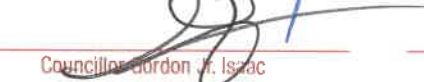








**Seconded:** Chad Gedeon

**Abstain:** -

**Opposed:** -

**Status:**  Passed     Defeated     Tabled

**Quorum**       7      

 Councillor An Barnaby	 Chief Darcy Gray	
 Councillor Annette Barnaby	 Councillor Gordon Jr. Isaac	 Councillor Wendell Metallic
	 Councillor Dr. Cathy Martin	 Councillor Kevin Methot
 Councillor Brian Jr. Caplin	 Councillor George Martin	 Councillor Alexander Morrison
 Councillor Chad Gedeon	 Councillor Sky Metallic	 Councillor Sheila Swasson

**Mi'gmaq Nation**