

# Listuguj Mi'gmaq Government Order-In-Council



<b>Chronological no.:</b> 2939	<b>Subject:</b> Intervention in New Brunswick Mi'gmaq First Nations' Aboriginal Title Claim	<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 8 <b>M</b> 0 1 <b>Y</b> 2 5	<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 Listuguj Mi'gmaq First Nation holds existing Aboriginal title, Aboriginal rights, and treaty rights with respect to our lands and resources, and these rights have never been surrendered or extinguished;

**WHEREAS:** Mi'gmaq Aboriginal title, Aboriginal rights, and treaty rights are held communally and local Mi'gmaq communities have the authority to regulate how they are asserted and exercised;

**WHEREAS:** on July 26, 2024, eight of the nine Mi'gmaq First Nations in New Brunswick (the "Plaintiffs") commenced a legal action in the Court of King's Bench of New Brunswick (Court File No. NC-79-2024) asserting Aboriginal title to a large portion of present-day New Brunswick ("Title Claim");

**WHEREAS:** the Plaintiffs brought the Title Claim on behalf of the Districts of Gespe'gewa'gi and Signigtewa'gi of the Mi'gmaq Nation, and on behalf of their respective First Nations;

**WHEREAS:** the Listuguj Mi'gmaq Government has not authorized the Plaintiffs to bring the Title Claim on its behalf;

**WHEREAS:** the Title Claim area includes the Listuguj Mi'gmaq First Nation's traditional territory within the present-day borders of New Brunswick;

**WHEREAS:** the Listuguj Mi'gmaq Government is pursuing claims related to its Aboriginal title to lands in present day New Brunswick, including a specific claim regarding the Restigouche Islands and research for a specific claim regarding Jigug;

**WHEREAS:** the Title Claim has the potential to impact the Listuguj Mi'gmaq First Nation's Aboriginal rights and title to its traditional territory in present day New Brunswick;

**Moved:** Gordon Isaac Jr

**Seconded:** Macy Metallic

**Abstain:** -

**Opposed:** -

**Absent:** Annette Barnaby, Dr. Cathy Martin, Chris Wysote

**Status:**  Passed  Defeated  Tabled

**Quorum** 7

 Councillor Annette Barnaby	 Chief Scott Martin	 Councillor Sky Metallic
 Councillor Erwin Peter Molley	 Councillor Dr. Cathy Martin	 Councillor Christie Caplin
 Councillor Wendell Metallic	 Councillor Macy Metallic	 Councillor George Martin
 Councillor Gordon Isaac Jr.	 Councillor Tanner Isaac	 Councillor Chris Wysote

**Mi'gmaq Nation**

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**WHEREAS:** the Listuguj Mi'gmaq Government must participate in the Title Claim to ensure the Listuguj Mi'gmaq First Nation's interests are properly represented;

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

1. The Listuguj Mi'gmaq Government will seek leave to intervene in the Title Claim
2. The Listuguj Mi'gmaq Government will retain Pape Salter Teillet LLP to represent it in all matters related to its motion for leave to intervene in the Title Claim and intervention in the Title Claim.