



First Nation Council Resolution

Chronological no. File reference no 004 2020/2021

Note: The words "from our Band Funds" "capital" or "revenue," whichever is the case, must appear in all resolutions requesting expenditures from Band Funds.

Table with columns for Cash free balance, Capital account, Revenue account, and Date of duly convened meeting (Day, Mos., Yr, Ontario).

DO HEREBY RESOLVE:

COMMUNITY COVID-19 MEASURES

WHEREAS the COVID-19 virus has been declared a Pandemic by the World Health Organization and is spreading at an alarming rate.

WHEREAS Canada has restricted non-essential travel by citizens in order to contain the COVID-19 pandemic.

WHEREAS the province of Ontario has declared a state of emergency and has restricted certain non-essential activities during the COVID-19 pandemic.

WHEREAS Constance Lake First Nation (the "community") supports the restriction of non-essential activities within our Territory to curb the spread of the virus.

WHEREAS the community asserts title over the whole of our territory, rooted in the pre-colonization occupation of land by our relatives, and in our pre-existing systems of law and governance.

WHEREAS the community relies upon the inherent jurisdiction to create law, enshrined in Canadian law with the signing of Treaty #9, and renewed with "A Declaration of the Nishnawbe-Aski, 1977", asserting our rights and principles of law, and inherent right to self-determination.

WHEREAS the right of Aboriginal title is both a right of possession and a right to govern the communal lands of Aboriginal title-holders in accordance with our own systems of law and governance.

WHEREAS the community has the authority and jurisdiction to create public health orders to restrict non-essential activities for the health or safety of our citizens and residents.

WHEREAS the authority to make law necessarily includes the authority to enforce the same.

THEREFORE BE IT RESOLVED that the community hereby Orders that activities within the community are limited to essential activities and that the following activities are now prohibited:

- a) Gatherings of more than 5 people, with the exception of funerals, which can have up to 10 people;
b) Coming within two meters of any person who you do not live with.

Quorum: 4

Chief signature

Chief

Councillor signature 1

Councillor

Councillor signature 2

Councillor

Councillor signature 3

Councillor

Councillor signature 4

Councillor

Councillor signature 5

Councillor

Councillor signature 6

Councillor

FOR DEPARTMENTAL USE ONLY

Table for departmental use with columns for Expenditures, Authority (Indian Act Section), Source of funds (Capital, Revenue), and Signatures/Date for Recommending and Approving officers.



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The Council of Constance Lake First Nation					Cash free balance	
					Capital account	
Date of duly convened meeting *	Day	Mos.	Yr	Ontario	Revenue account	
	21	04	20			

DO HEREBY RESOLVE:

COMMUNITY COVID-19 MEASURES (CONT'D)

FURTHER BE IT RESOLVED that the community Orders that any individual with respiratory symptoms (such as fever or cough) self-isolate (stay inside their home) for 14 days, or 24 hours after symptoms have FULLY resolved, whichever is later.

FURTHER BE IT RESOLVED that the community recommends minimizing trips outside of the home inside the community, including working from home where possible, with the exceptions of grocery shopping, land-based activities, to attend medical appointments, to attend funerals, or to obtain necessary supplies like medical essentials.

FURTHER BE IT RESOLVED that the community recommends that as the most vulnerable population to this virus is older people and people with underlying health issues, that visits to elders, elderly friends and elderly relatives or others already suffering ill health should be avoided unless the visit is absolutely essential, and that supplies should be delivered to those persons without direct contact.

FURTHER BE IT RESOLVED that the community work with Nishnawbe Aski Police Service ("NAPS") as an independent partner in the joint restriction of non-essential activities.

FURTHER BE IT RESOLVED that NAPS enforce this resolution with the following offences:

- Fail to comply with an order made during an emergency = Fine of \$750 or imprisonment of not more than 30 days;
- Obstruction of Person exercising a power in accordance with an emergency order = Fine of \$1,000;
- Obstruction of Person performing a duty in accordance with an emergency order = Fine of \$1,000;
- Fail to abide by refusal of entry by an officer pursuant to the *Trespass Act* = Fine of no more than \$10,000.

FURTHER BE IT RESOLVED that while the police, using all lawful means, will assist in the enforcement of this Order, NAPS must remain independent of all political leadership as required by the relevant bylaw(s) and funding agreement(s).

FURTHER BE IT RESOLVED that the Chief of Police will have final independent authority over operational enforcement actions and that such authority is to be exercised independent of any

FURTHER BE IT RESOLVED that the Chief and/or an operational designate will maintain a Community Measures List of Essential Activities, and that such list will be publicly available. It is expected that this list may from time to time be updated at the discretion of the Chief and/or an operational designate and that such update will be provided in the form of a notice, distributed in the same manner as this resolution.

FINALLY, BE IT RESOLVED that this BCR will remain in effect until the provincial State of Emergency has been lifted, or by further order of Chief and Council

Quorum: 4

[Signature]

Chief

[Signature]

Councillor

[Signature]

Councillor

[Signature]

Councillor

[Signature]

Councillor

[Signature]

Councillor

[Signature]

Councillor

FOR DEPARTMENTAL USE ONLY

Expenditures	Authority (Indian Act Section)	Source of funds		Expenditure	Authority (Indian Act Section)	Source of funds	
		Capital	Revenue			Capital	Revenue
Recommending officer: Signature      Date				Recommending officer: Signature      Date			