



Resolution Duly Approved by the
Métis Nation-Saskatchewan
Provincial Métis Council on February 17, 2017
#170217-01

**Resolutions for Consideration and Ratification at the
Métis Nation Legislative Assembly and General Assembly**

That the Métis Nation – Saskatchewan Provincial Métis Council Meeting approve the following resolutions for consideration and ratification at the Métis Nation Legislative Assembly and General Assembly, scheduled February 18 and 19, 2017:

- **Appointment of Speaker and Deputy Speaker for the Métis Nation Legislative Assembly and Chairpersons for the General Assembly**

WHEREAS Article 5 of the *Métis Nation of Saskatchewan Legislative Assembly Act*, as amended, directs the Métis Nation – Saskatchewan Provincial Métis Council to appoint a Speaker and Deputy Speaker for the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly;

AND WHEREAS the Métis Nation – Saskatchewan Provincial Métis Council at their duly called meeting on December 30, 2016 resolved that a Métis Nation – Saskatchewan, Métis Nation Legislative Assembly would be called for February 18 and 19, 2017 and held in Saskatoon at TCU Place;

AND WHEREAS the Métis Nation – Saskatchewan Provincial Métis Council at their duly called meeting on January 14 and 15, 2017 appointed Will Goodon and Kathy Hodgson-Smith as Speaker and Deputy Speaker for the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly on February 18 and 19, 2017;

THEREFORE BE IT RESOLVED THAT the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly ratify the appointments of Kathy Hodgson-Smith and Will Goodon as Speaker and Deputy Speaker at the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly on February 18 and 19, 2017;

FURTHER BE IT RESOLVED THAT Will Goodon and Kathy Hodgson-Smith shall also serve as Chairpersons for the Métis Nation – Saskatchewan General Assembly.

- **Adoption of the Agenda for the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly**

WHEREAS Article 5 of the *Métis Nation of Saskatchewan Legislative Assembly Act*, as amended, directs the Clerk of the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly be responsible for the drafting of an Agenda for the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly as directed by the Métis Nation – Saskatchewan Provincial Métis Council;

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AND WHEREAS an Agenda is hereby proposed for the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly to be held on February 18 and 19, 2017;

THEREFORE BE IT RESOLVED THAT the following agenda be ratified by the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly:

DAY ONE: Saturday, February 18, 2017

- Grand Entry
- Opening Prayer
- Métis National Anthem / Canadian National Anthem
- Welcoming Remarks
 - Metis Nation – Saskatchewan
 - Métis National Council – President Clément Chartier
 - Manitoba Metis Federation – President David Chartrand
 - Indigenous and Northern Affairs Canada – Ian Ketcheson
- Roll Call of Assembly Delegates
- Appointment of Speaker and Deputy Speaker
- Adoption of the Agenda
- Locals (New or Dissolved)
- Adoption of the Minutes
- Government of Canada – Presentation
- MN-S Legal Counsel – Update
- Ernst & Young – Presentation
- Appointment of the Chief Electoral Officer / Setting 2017 MN-S Election Day
- *Saskatchewan Métis Election Act* Amendments
- Métis National Council – Update
- Constitutional Amendments (if any)
- Confirmation of Appointment of Complaints Officer / Election Adjudicator
- Other Resolutions
- Swearing in of the Chief Electoral Officer
- Conclusion or Adjournment of the MNLA

DAY TWO: Sunday, February 19, 2017

- Opening Prayer
- North American Indigenous Games – Mike Tanton
- Completion of the MNLA (if required)
- Conclusion.

- ***The Saskatchewan Métis Election Act 2007 Amendments***

WHEREAS the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly is enabled, pursuant to Article 8 of the *Constitution of the Métis Nation – Saskatchewan* to enact electoral legislation;

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AND WHEREAS such amendments must be registered with the Métis Nation – Saskatchewan Head Office thirty (30) days prior to the sitting of the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly, pursuant to Articles 2 and 15 of the *Constitution of the Métis Nation – Saskatchewan*;

AND WHEREAS Lorne Gibson, Election Consultant, did provide recommendations for amendments to the *Saskatchewan Métis Elections Act 2007*, as amended;

AND WHEREAS the attached legislative amendments to the *Saskatchewan Métis Elections Act 2007*, as amended, are necessary to enable transparent, efficient and effective functioning of a Metis Nation – Saskatchewan Election;

THEREFORE BE IT RESOLVED THAT the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly ratify the attached amendments to the *Saskatchewan Métis Elections Act 2007*, as amended, in accordance with the recommendations provided by Lorne Gibson, Election Consultant, as follows (and described in the attached “Schedule A”):

1. Revise Section 12(5)(a) to read: “(a) receive the oath or affirmation of the voter”
2. Replace Section 114(3) with the following: “Authority to Administer: (3) An election officer may administer any oaths, affirmations or declarations that are required by this *Act* to be administered during an election”
3. Add Section 114(4): “Prohibition of fees: (4) All oaths, affirmations or declarations administered under this *Act* should be administered without charge”
4. Revise Section 12(4) by replacing “14 days” with “7 days”
5. Revise Section 48(1) to read: “Request for mobile poll: 48(1) A Regional Returning Officer shall give public notice that voters may call the Regional Returning Officer to request a visit by a mobile poll if, in the opinion of the Chief Electoral Officer, the voter is unable to vote at either the office of the Regional Returning Officer or the polling station because he or she is shut in or located in an isolated community”
6. In Sections 12(2)(b) and 12(3)(b), correct the spelling of “voter’s”
7. Insert the following new Section 12(4): “Other approved documentary evidence: (4) As provided in Section 12(3)(c) above, a voter may provide acceptable documentary evidence of the identity and residence for another voter that does not have the documentation referred to in Section 12(3) (a) and (b) above provided:
 - (a) the voter with acceptable documentary evidence (the “Voucher”) has registered to vote and provides the acceptable documentary evidence identified in Sections 12(2) and (3)(a) and (b) above, and otherwise complies with this *Act*;
 - (b) the voter without the acceptable documentary evidence (the “Vouchee”) must:
 - i. go to a place for registration listed in Section 11;
 - ii. provide evidence of the voter’s name, current address and signature for inspection by the election officer, which entitles him or her to vote; and
 - iii. sign and swear, or affirm, the voter registration form in Form 1 of the Schedule;
 - (c) the Voucher must:
 - i. provide evidence of the Voucher’s name, current address and signature for inspection by the election officer;
 - ii. provide evidence of the Vouchee’s name and current address for inspection by the election officer; and

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- iii. sign and swear, or affirm, the Oath/Attestation of Voter Identity and Residence form in Form 5 of the Schedule and attach this to the Vouchee's Form 1 of the Schedule; and
- (d) all of the voters subject to this paragraph must swear or attest that the information being provided is true and for no improper purpose"
8. Insert the following new Section 12(5): "(5) Each Voucher shall not provide documentary evidence pursuant to Section 12(4) for more than two (2) Vouchees in an election"
9. Renumber the remaining sections in Article 12 accordingly
10. Repeal Article 43 in its entirety.

- **Confirmation of Appointment of Complaints Officer and Election Adjudicator**

WHEREAS the *Saskatchewan Métis Elections Act 2007*, as amended, was duly passed by the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly as the governing authority over the Métis Nation – Saskatchewan Election of Executive and Regional Representatives pursuant to the *Constitution of the Métis Nation – Saskatchewan*;

AND WHEREAS Article 116 of the *Saskatchewan Métis Elections Act 2007*, as amended, provides that the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly shall appoint and set the term for a Complaints Officer to enforce compliance with the *Saskatchewan Métis Elections Act 2007*, as amended;

AND WHEREAS Article 120 of the *Saskatchewan Métis Elections Act 2007*, as amended, provides that the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly shall appoint and set the term for an Election Adjudicator to hear all complaints referred by the Complaints Officer and render a decision that is final and binding;

THEREFORE BE IT RESOLVED THAT the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly shall confirm the appointment of Gordon Kirkby as Complaints Officer for the term of two (2) years; and

BE IT FURTHER RESOLVED THAT the Metis Nation – Saskatchewan, Métis Nation Legislative Assembly shall confirm the appointment of Michael D. Nolin as Election Adjudicator for the term of two (2) years.

- **Acceptance of Ernst & Young Financial Reports**

WHEREAS Her Majesty the Queen in Right of Canada, represented by the Minister of Indian Affairs and Northern Development (the "Government of Canada") agreed to provide funding to the Métis Nation – Saskatchewan, as per the Funding Agreement (Agreement No: 1415-HQ- 000097) entered into between the Government of Canada and the Métis Nation – Saskatchewan on April 1, 2014, as amended by:

- the undated Amending Agreement entered into between the Government of Canada and the Métis Nation – Saskatchewan;

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- the May 1, 2016 Amending Agreement entered into between the Government of Canada and the Métis Nation – Saskatchewan;
- the June 2016 Amending Agreement entered into between the Government of Canada and the Métis Nation – Saskatchewan (“Amending Agreement #3”) (collectively, the “MN-S Agreement”); and
- as subsequently amended from time to time;

AND WHEREAS as part of the MN-S Agreement, an “Expert Advisor” must be retained;

AND WHEREAS the Métis Nation – Saskatchewan Secretariat Inc. has contracted with Ernst & Young LLP pursuant to an engagement letter dated June 17, 2016 and has appointed Ernst & Young LLP as the Expert Advisor;

AND WHEREAS the Métis Nation – Saskatchewan and Ernst & Young LLP agree that the use of an Expert Advisor is a matter relevant to carrying out the Métis Nation – Saskatchewan’s obligations under the MN-S Agreement;

AND WHEREAS the Métis Nation – Saskatchewan Provincial Métis Council at its duly called meeting on January 14 and 15, 2017, did accept as presented the reports and financial and other information presented by Ernst & Young entitled “MN-S Budget as at February 15, 2017, Métis Nation – Saskatchewan Secretariat Inc. Statements of Receipts and Disbursements” and the “Estate General Ledger Report”, and did at previous Provincial Métis Council meetings receive financial and other reports from time to time;

THEREFORE BE IT RESOLVED THAT the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly accept the reports and budgets prepared by Ernst & Young, as Expert Advisors to the Provincial Métis Council, and accepted by the Provincial Métis Council, including the land title transfer to the MN-S Secretariat Inc., to date.

- **Appointment of Electoral Consultant and Setting of 2017 Election Day**

WHEREAS Article 28 of the *Saskatchewan Métis Elections Act 2007*, as amended, and Article 8(2) of the *Constitution of the Metis Nation – Saskatchewan* requires that the election day for the Executive and Regional Representatives of the Métis Nation – Saskatchewan Provincial Métis Council be held within four (4) years of the previous election;

AND WHEREAS the Métis Nation – Saskatchewan Provincial Métis Council has retained, pursuant to the advice of Ernst & Young LLP as Expert Advisor, the expertise of Lorne Gibson, Election Consultant to advise on the process required to ensure the running of an election pursuant to the *Saskatchewan Métis Elections Act, 2007*, as amended;

AND WHEREAS at the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly held July 30 and 31, 2016, February 4, 2017 was ratified as the proper timing of the next election day for the election of the Executive and Regional Representatives of the Métis Nation – Saskatchewan Provincial Métis Council;

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AND WHEREAS at the Métis Nation – Saskatchewan, Métis Nation Legislative Assembly held on July 30 and 31, 2016, the appointment of Fred Payton to the position of Chief Electoral Officer for the 2017 Métis Nation – Saskatchewan election to be held February 4, 2017, was ratified;

AND WHEREAS the Chief Electoral Officer became ill and was unable to carry out his duties as Chief Electoral Officer to meet deadlines required by the February 4, 2017 election day;

AND WHEREAS Lorne Gibson, Election Consultant, did advise the Provincial Métis Council and recommend a new candidate for the position of Chief Electoral Officer, Loretta Metzger;

AND WHEREAS the Métis Nation - Saskatchewan Provincial Métis Council, did, at a meeting of the Provincial Metis Council duly called, ratify the appointment of Lorne Gibson as Electoral Consultant and Loretta Metzger as interim Chief Electoral Officer, pending ratification by the Métis Nation Legislative Assembly set for February 18 and 19, 2017;

THEREFORE BE IT RESOLVED THAT Loretta Metzger be appointed as Chief Electoral Officer for the 2017 Election of the Métis Nation – Saskatchewan Executive and Regional Representatives of the Provincial Métis Council; and

BE IT FURTHER RESOLVED THAT the 2017 Métis Nation – Saskatchewan Election of Executive and Regional Representatives of the Provincial Metis Council be held May 27, 2017.

- **Resolution on a Metis Nation - Saskatchewan Regional Exploratory Table with Canada**

WHEREAS the Federal Government has committed to engaging the Governing Members of the Métis National Council in regional exploratory discussions leading to the reconciliation of s. 35 Métis rights;

AND WHEREAS the Federal Government has entered into a framework agreement with the Manitoba Metis Federation, as well as memorandums of understanding with the Métis Nation of Alberta and the Métis Nation of Ontario respectively, for the above stated purpose;

AND WHEREAS the Federal Government has begun discussions with the Métis Nation British Columbia for that same purpose;

AND WHEREAS the Métis Nation – Saskatchewan is the only Governing Member of the Métis National Council that has not become engaged in this process of reconciliation with the Government of Canada;

THEREFORE BE IT RESOLVED THAT the Métis Nation Legislative Assembly direct the Métis Nation – Saskatchewan Provincial Métis Council immediately request a similar process be engaged in with the Métis Nation - Saskatchewan and to retain legal counsel to assist in the implementation of the process.

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Dated this 17th day of February, 2017

Moved by: Earl Cook

Seconded by: Jaycee Bell

