



MÉTIS NATION-SASKATCHEWAN (MN-S)

RESOLUTION

MÉTIS NATION LEGISLATIVE ASSEMBLY

DATE: NOVEMBER 23, 2019

RESOLUTION NO. 11-2019-6

TITLE:

Proof of Citizenship of Elected Officers

SUBJECT:

Proof of Citizenship of Elected Officers

MOVED BY:

Adam McInnes
Office: President, Local #126 Saskatoon

SECONDED BY:

Wayne Whitford
Office: President, Local #105 Ruthilda

WHEREAS: Article 10 of the Constitution of the Métis Nation–Saskatchewan reads:

1. CITIZENSHIP DEFINITION (amended January 2004)

- a) Métis means a person, who self identifies as Métis, is distinct from other Aboriginal peoples, is of historic Métis Nation Ancestry and is accepted by the Métis Nation.
- b) “Historic Métis Nation” means the Aboriginal people then known as Métis or Half-breeds who resided in the Historic Métis Nation Homeland.
- c) “Historic Métis Nation Homeland” means the area of west central North America used and occupied as the traditional territory of the Métis or Half-breeds as they were known.
- d) “Métis Nation” means the Aboriginal people descended from the Historic Métis Nation which is now comprised of all Métis Nation citizens and is one of the “aboriginal peoples of Canada: within the meaning of s.35 of the Constitution Act 1982.
- e) “Distinct from other Aboriginal peoples” means distinct for culture and nationhood purpose

WHEREAS: Whereas, Section 17 of the Saskatchewan Métis Elections Act 2007 reads:

Right to be a candidate

17. (1) Every person has a right to be a candidate in an election if, on nomination day, the person is:
- (a) qualified to vote in the election for the office for which the person seeks to be a candidate;
 - and
 - (b) not disqualified under this section.

Disqualification

- (2) A person is not qualified to be a candidate if, on nomination day, the person:

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- (a) holds elected office pursuant to the Elections Act, 1996 (Saskatchewan); the Local Government Election Act (Saskatchewan) or the Canada Elections Act or is a member of the Senate;
- (b) is a judge of any court, other than a citizenship court;
- (c) is an election officer or a member of the staff of the Office of the Chief Electoral Officer;
- (d) is not a resident of Saskatchewan;
- (e) is confined to a penal or correctional institution and is serving a sentence of confinement that extends to at least election day;
- (f) committed an offence in relation to elections within the previous 10 years; or
- (g) committed an indictable offence within the previous five years.

Regional Representative

- (3) In addition to the disqualifications in subsection (2), a person is not qualified to be a candidate for Regional Representative if, on nomination day, the person is not a resident of the Region for which the person is a candidate.

WHEREAS: Chapter 9: Jurisdiction for Citizenship, under the section titled Register of Citizens, of the Métis Government Recognition and Self-Government Agreement between Métis Nation – Saskatchewan and Canada reads:

- 9.04 As of the Self-Government Implementation Date, the Métis Government shall maintain a Register of Citizens. The Electors will be listed on the Register as Citizens. No Citizen may be removed from the Register unless as provided for in a Métis Government Law.
- 9.05 For greater certainty, following the Self-Government Implementation Day, no individual may be added to the Register unless they have applied for citizenship with the Métis Governments and met the requirements set out in the relevant Métis Government Law

WHEREAS: Chapter 10: Jurisdiction for Selection of Representatives of the Métis Government, under the section titled Métis Government Law, of the Métis Government Recognition and Self-Government Agreement between Métis Nation – Saskatchewan and Canada reads:

- 10.02 As of the Self-Government Implementation Date, the Métis Government shall maintain a Métis Government Law that sets out the processes for the selection of the representatives of the Métis Government and its Governance Structures, including internal appeal processes; and

WHEREAS: There are no requirements for a person who wishes to be a candidate for an elected office to prove that they are a registered citizen of the Métis Nation–Saskatchewan; now, therefore, be it

THEREFORE, BE IT RESOLVED THAT THE MÉTIS NATION LEGISLATIVE ASSEMBLY:

1. That a person who wishes to be a candidate for an elected office of Métis Nation–Saskatchewan must demonstrate that they are a registered citizen of the Métis Nation–Saskatchewan.
2. That Section 17, Subsection 2 of the of the Saskatchewan Métis Elections Act 2007 be amended to read:



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- (2) A person is not qualified to be a candidate if, on nomination day, the person
- holds elected office pursuant to the Elections Act, 1996 (Saskatchewan); the Local Government Election Act (Saskatchewan) or the Canada Elections Act or is a member of the Senate;
 - is a judge of any court, other than a citizenship court;
 - is an election officer or a member of the staff of the Office of the Chief Electoral Officer;
 - is not a resident of Saskatchewan;
 - is confined to a penal or correctional institution and is serving a sentence of confinement that extends to at least election day;
 - committed an offence in relation to elections within the previous 10 years;
 - committed an indictable offence within the previous five years; or
 - is not a registered citizen of the Métis Nation–Saskatchewan.
3. That all elected officers of Métis Nation – Saskatchewan must have their Métis Nation – Saskatchewan citizenship cards or have a letter from the Registry stating that they are in the process of obtaining their Métis Nation – Saskatchewan citizenship within 60 days of the close of this sitting of the Métis Nation Legislative Assembly.
4. That all elected officers of Métis Nation – Saskatchewan who do not comply with obtaining their citizenship be required to resign and a by-election be held to fill the vacancy in accordance with Métis Nation–Saskatchewan legislation.

IN FAVOUR 77
OPPOSED 2
ABSTAINED 0

RESOLUTION CARRIED with amendment in “Therefore, Be it Resolved... #2 to read Section 17,”

Richard Quintal, Clerk of the Métis Nation Legislative Assembly

Certified copy of a resolution adopted on the 23rd day of November, 2019 in Saskatoon, Saskatchewan.