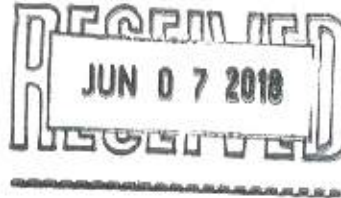




MAY 25 2018



4218/262

Votre référence - Your file

Notre référence - Our file

Chief and Council
Sagkeeng First Nation
PO BOX 3
FORT ALEXANDER MB R0E 0P0

Dear Chief and Council:

I am pleased to inform you that the Minister of Indian Affairs and Northern Development signed an order on May 24, 2018, which removes the Sagkeeng First Nation from the application of the election provisions of the *Indian Act*. The order will be registered by the Clerk of the Privy Council in the coming days. A copy of the order is enclosed.

Please note that the name appearing on the order is Fort Alexander, as this is the name that appeared on the *Indian Band Council Elections Order*, from which the First Nation is being withdrawn.

It is also important to note however, that the Chief and Councillors currently in office were elected under the *Indian Act* election system. Thus the vacancy provisions of section 78 of the *Indian Act* continue to apply to them, and the *Indian Band Council Procedure Regulations* continue to apply to meetings of the Council. The community election law begins to apply only at the time at which a first election process launches under this law.

I wish you the best in future elections held under the community election law.

Sincerely,

Marc Boivin
Director
Governance and Implementation Policy Directorate

c.c.: Stephen Traynor, RDG, Manitoba Region
Kevin McKeever, Manager, Estates, Revenues and Band Governance,
Manitoba Region
Corey Shefman, Olthuis, Kleer, Townshend LLP

Encl.

Whereas, by Order in Council P.C. 1701 of March 25, 1952, it was declared that the council of the Fort Alexander Band (also known as Sagkeeng), in Manitoba, shall be selected by elections to be held in accordance with the *Indian Act*;

Whereas the council of that First Nation adopted a resolution, dated February 28, 2018, requesting that the Minister of Indian Affairs and Northern Development terminate the application of the *Indian Bands Council Elections Order*^a to that council;

Whereas the council of that First Nation has provided to that Minister a proposed community election code that sets out rules regarding the election of the chief and councillors of that First Nation;

And whereas that Minister no longer deems it advisable for the good government of that First Nation that its council be selected by elections held in accordance with the *Indian Act*;

Therefore, the Minister of Indian Affairs and Northern Development, pursuant to subsection 74(1) of the *Indian Act*, makes the annexed *Order Amending the Indian Bands Council Elections Order (Fort Alexander)*.

Gatineau, le 24 Mai 2018

Attendu que, dans le décret C.P. 1701 du 25 mars 1952, il a été déclaré que le conseil de la bande de Fort Alexander (également connue sous le nom de Sagkeeng), au Manitoba, serait constitué au moyen d'élections tenues conformément à la *Loi sur les Indiens*;

Attendu que le conseil de la première nation a adopté une résolution le 28 février 2018 dans laquelle il demande à la ministre des Affaires indiennes et du Nord canadien de le soustraire à l'application de l'*Arrêté sur l'élection du conseil de bandes indiennes*^b;

Attendu que ce conseil a fourni à la ministre un projet de code électoral communautaire prévoyant des règles sur l'élection du chef et des conseillers de la première nation;

Attendu que la ministre ne juge plus utile à la bonne administration de la première nation que son conseil soit constitué au moyen d'élections tenues conformément à la *Loi sur les Indiens*^c,

À ces causes, en vertu du paragraphe 74(1) de la *Loi sur les Indiens*^c, la ministre des Affaires indiennes et du Nord canadien prend l'*Arrêté modifiant l'Arrêté sur l'élection du conseil de bandes indiennes (Fort Alexander)*, ci-après.

Gatineau, le 24 Mai 2018

La ministre des Affaires indiennes et du Nord
canadien,



Carolyn Bennett

Minister of Indian Affairs and Northern
Development

^a R.S., c. I-5

^b SOR/97-138

^c L.R., ch. I-5

^d DORS/97-138

Order Amending the Indian Bands Council Elections Order (Fort Alexander)

Arrêté modifiant l'Arrêté sur l'élection du conseil de bandes indiennes (Fort Alexander)

Amendment

1 Item 11 of Part IV of Schedule I to the *Indian Bands Council Elections Order*¹ is repealed.

Modification

1 L'article 11 de la partie IV de l'annexe I de l'*Arrêté sur l'élection du conseil de bandes indiennes*¹ est abrogé.

Coming into Force

2 This Order comes into force on the day on which it is registered.

Entrée en vigueur

2 Le présent arrêté entre en vigueur à la date de son enregistrement.

¹ SOR/97-138

DORS/97-138