

Tuesday, April 05, 2016

**(Names of Organizations and Councils being put on Notice)**

**Band Name \_\_\_\_\_ Band Council (# \_\_\_\_\_)**

**CC. by registered Mail: Indigenous and Northern Affairs Canada**

**Letter of Intent and Notice to implement a territorial "Traditional Tribunal".**

**To: ( All representatives)**

**We request the following:**

Request of copies all documentation from all parties to establish transparency and accountability to be submitted for all registered members to review regarding all activities involving our communal affairs, assets and negotiations .

**And intend to:**

Establish a membership Traditional Tribunal solution to oversee Lands, Affairs and Governance.

**(Greetings)**

We are confident that everyone will see this "Letter of Intent and Notice " as great NEWS for everyone on/or part of \_\_\_\_\_ Nations territory as we feel that it's time to bring everyone together for empowering positive change in the right direction so that we can all stand together to help protect our People and our territories for all generations to come.

In order to stop and clarify the confusion that has taken place on our territory regarding the future of our rights to self-governance and self-determination for our children and future generations, our intention along with your much needed support and collaboration is to bring back the Traditional Teachings and Traditional Constitution of how we are supposed to manage our communal lands, assets and affairs and to help bring back our true jurisdiction which is only by the voice of all of our Registered Members of the \_\_\_\_\_ Nations Territory.

We are aware that many are trying to find solutions in regards to new laws being implemented against our people and our rights. However, if we are to demand that the governments and corporations need our absolute prior informed consent, then we should also instill this into our own governance.

Let it be known by all that according to the Supreme Court of Canada; neither Band Council, \_\_\_\_\_, \_\_\_\_\_ or anyone else or group should be able to claim to speak for all of us until we give them our direct explicit consent to do so. As common sense dictates,

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we as **(Nation Name)** \_\_\_\_\_ should be the example of true democracy as taught through our own Traditional Teachings in how we are to govern ourselves.

**FYI - Behn v. Moulton Contracting Ltd.,**

*On May 9, 2013, the Supreme Court of Canada released its decision in Behn v. Moulton Contracting Ltd., [2013 SCC 26](#), affirming that Aboriginal groups seeking to challenge the validity of permits or authorizations granted to resource developers must follow the legislatively mandated process to do so.*

**Decision**

*In striking these defences, the Court considered whether (a) the Behns, as individual members of FNFN, had standing to assert FNFN's **collective Aboriginal rights**; and (b) it was an abuse of process to plead that the Authorizations were void due to an alleged failure to consult.*

**Standing**

*The Court affirmed the existing jurisprudence that the Crown's duty to consult is owed to the Aboriginal group that holds section 35 rights and **can only be asserted by individuals when they have been authorized by the group to do so**. Since no such authorization was issued by FNFN, the Behns had no standing to assert a breach of the duty to consult.*

In order to finally achieve a united, peaceful prosperous existence and collaboration between our People within our own territory we feel; will only be done through creating a traditional Tribunal to ensure full transparency and accountability regarding all of our affairs to all of our members within our territory.

As taught through our Traditional Teachings, we must come together with reaching consensus on decision making by our Clans and the people regarding our communal affairs, assets and any negotiations of them or changes previously being made without their consent on our territory. Doing this and being responsible in our decision making will help ensure the end of any previous or future corruption allegations regarding any of our members and organizations.

This traditional tribunal could be mandated by a selected person with proxy from each of our families

We further feel that moving forward, together in the right direction is long overdue. Thus far, because Band Council or the \_\_\_\_\_ or \_\_\_\_\_ cannot fully act or speak for us since no one has given their consent by at least 51% consensus for many years and as stated by our Traditional Teachings within who we are as a people, we then need to re-instill the decision making process on our territory subject to consensus or very close to.

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If we are to speak of the Traditional Teachings and honour them, and for our people to have true jurisdiction within our territory, then we need to live it to the fullest of its intentions.

Given all that is going on, it's important for everyone to join together to fully be aware, responsible and involved with territory matters regarding our families future as well as getting the full consensus of our clan and all other clans and those without Clans to also have a voice. In doing this, we need to show our Clan families and everyone else full accountability as to what is being done in their names without their full consensus authority or knowledge up to now by too many who claim they can speak for us.

This is why we have made the decision to move forward by also instilling our **(Clan Name)**\_\_\_\_\_ Clan meetings regularly and having our Clans benefit more into fully participating and to help increase the Traditional Council meeting attendance on a regular basis as we are furthering the Traditional teachings to our older and young family members .

We hope that many others will join us to help teach our Traditional teachings to as many of our people and other Clan families as possible, so that everyone will be able to understand what it means to truly being, **(Nation Name)**\_\_\_\_\_ Nations and to each have an equal voice concerning our self-governance with complete transparency and control by all of our people upon Turtle Island.

We know that this task will not be easy, but to succeed in protecting everyone and future generations, we need to have informed families, as well as having their full support and consensus on decision making regarding all matters within the HDI representation and of our Haudenosaunee Confederacy Council, and/or \_\_\_\_\_ Band Council matters before any **(other representing organizations without consensus by the people)** \_\_\_\_\_ representation of our people and /or both our Traditional Council and Band Council decisions and implementations can be proceeded with.

We also know that this is a lot to ask, but these steps that we are undertaking for the sake of everyone and our Clans and requesting all of your help are necessary and are required if we wish to stand strong together within our territories and our traditional teachings.

As a viable solution, together, we can legally establish a tribunal for our lands and create total transparency and cooperation within all levels that affect our self-governance and to finally be out from under the complete control of the Canadian and Provincial Governments.

Taking this stand through taking charge of our lives and further supporting those who have done this in other territories within Canada, will help unite us, make us all stronger together and can further help bring together, all of our peoples across Turtle Island.

We trust that we will have the benefit of your full support, cooperation and immediate assistance with setting up a Traditional Tribunal for and by our People by providing our Clans with all of the documentation we require for proof of full transparency and accountability from \_\_\_\_\_, \_\_\_\_\_ and Band Council as soon as possible. We further state that all communal affairs, negotiations etc. affecting our people are to be held off until the entire

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\_\_\_\_\_ registered members can be fully informed and have consensus on all matters before proceeding with any decisions regarding our communal affairs undertakings.

We trust that you will comply with our requests and further assist us and the families with providing all of the halls on (Band Name) \_\_\_\_\_ territory to be available free of charge for our Clans and members. This will allow us to gather immediately to begin scheduling meetings so that we can share all of the necessary information with our members.

**Documents required from:** \_\_\_\_\_ **and** \_\_\_\_\_ Band Council

1. Minutes from all the meetings and negotiations and other undertakings
2. All accounting documents including a full accounting of all accounts
3. Registered Canadian incorporation numbers if any.
4. All accounting documents (archived past and present) All previous and up to date Revenue Canada and all Indian Affairs filings
5. All Audits
6. Federal and provincial Government Land negotiation documents, surveys etc.
7. Registry contact list from Band Council and (others who may have member contact lists)\_\_\_\_\_for the registered members information distribution and consent.

We are grateful for your time, cooperation and support. Please have all official copies of documents ready for pickup by **(date)** \_\_\_\_\_. If you have any questions or cannot fulfill our request by the specified date, please contact either: \_\_\_\_\_ Tel: (000) 000-0000 or \_\_\_\_\_ Tel: (000) 000-0000

**Please note:** that other Nations across Canada are proceeding with this strategy as well.

(regards...or whatever you would use in your language)

\_\_\_\_\_  
Traditional spokespersons signatures  
(Clan mother, grandmother, elder, chief, etc.)

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