



RESOLUTION OF THE MANITOBA MÉTIS FEDERATION

EXTRAORDINARY GENERAL ASSEMBLY JUNE 3-4, 2023

To Amend the MMF Constitution to Reflect the *Red River Métis Self-Government Recognition and Implementation Treaty*

WHEREAS on July 6, 2021, the Manitoba Métis Federation (“MMF”) and Canada signed the *Manitoba Métis Self-Government Recognition and Implementation Agreement* (“MMSGRIA”) which immediately recognized the MMF as the pre-existing democratic representative government of the Red River Métis, which has the responsibility of providing responsible and accountable self-government to its Citizens;

AND WHEREAS the MMSGRIA recognized that the Red River Métis have an existing constitution titled the Manitoba Métis Federation and the Manitoba Métis Federation Inc. Constitution (“MMF Constitution”) which includes By-Law No. 1, the Election By-Law (By-Law No. 2), and the Local By-Law (By-Law No. 3);

AND WHEREAS the MMF was required to incorporate the Manitoba Métis Federation Inc. under *The Corporations Act*, CCSM c C225 in order to conduct financial and administrative affairs which necessarily required some of the language within the MMF Constitution to be corporate in nature;

AND WHEREAS the Red River Métis anticipates entering into the *Red River Métis Self-Government Recognition and Implementation Treaty* (the “Treaty”), which is to be ratified by the Red River Métis at an Extraordinary General Assembly and by the Parliament of Canada by federal implementation legislation;

AND WHEREAS the MMF Constitution will require changes to reflect the Treaty;

AND WHEREAS a resolution in substantially the same form to this resolution was adopted and approved by the MMF Cabinet at a meeting of February 27, 2023;

THEREFORE BE IT RESOLVED THAT THE MANITOBA MÉTIS FEDERATION EXTRAORDINARY GENERAL ASSEMBLY:

1. Affirms that the MMF Constitution is the Constitution of the Red River Métis as developed by the people, subject to the following amendments which will take effect on the Effective Date of the Treaty:
 - a. The title of the MMF Constitution which states: “Manitoba Métis Federation and the Manitoba Métis Federation Inc. Constitution”, is hereby deleted and the following is therefore substituted: “**Manitoba Métis Federation Constitution**”.
 - b. The Preamble in its entirety is hereby deleted, and the following is therefore substituted:

“WHEREAS the Red River Métis is one of the Aboriginal Peoples of Canada referred to in section 35 of the Constitution Act, 1982;

WHEREAS the Red River Métis emerged from, and lived in, the historic Northwest, and this territory is referred to today as the Red River Métis Homeland;

WHEREAS the Manitoba Métis Federation is the democratic and self-governing representative body of the Red River Métis; and

WHEREAS the Red River Métis comprises Citizens, settlements also known as local communities, and traditional territories, and is

defined by a common identity, culture, language, history and, among other things, social and kinship relationships;”.

- c. The title of By-Law No. 1 which states: “Manitoba Métis Federation and the Manitoba Métis Federation Inc. Constitution, By-Law No. 1”, is hereby deleted and the following is therefore substituted: “**Part 1 – General**”. All references throughout the Constitution to By-Law No. 1 will be amended to reflect this change.
- d. The title of By-Law No. 2 which states: “Manitoba Métis Federation and the Manitoba Métis Federation Inc. Election By-Law, By-Law No. 2” is hereby deleted and the following is therefore substituted: “**Part 2 – Elections**”. All references throughout the Constitution to By-Law No. 2 will be amended to reflect this change.
- e. The title of By-Law No. 3 which states: “Manitoba Métis Federation and the Manitoba Métis Federation Inc. Local By-Law, By-Law No. 3” is hereby deleted and the following is therefore substituted: “**Part 3 – Locals**”. All references throughout the Constitution to By-Law No. 3 will be amended to reflect this change.
- f. Throughout the MMF Constitution, the words "by-law" and "by-laws" wherever they appear are replaced with the word "Constitution", except as follows:
 - i. Part I - General, Article IV, subsection 4(a), where it is replaced with the words "Red River Métis laws";
 - ii. Part I - General, Article XIII, subsection 2(e), where it is replaced with the words "parts of this Constitution";
 - iii. Throughout where there is reference to the Constitution and the by-laws or a by-law of the MMF, the reference to by-law(s) will be deleted; and

- iv. Throughout Part 2 – Elections where the words “this by-law” have been replaced with “this Part” other than in Article II, subsections 6, 7, and 17, and Article XXXI, subsection 2.
- g. Part 1, Article II in its entirety is hereby deleted, and the following is therefore substituted:

“ARTICLE II FUNDAMENTAL PROVISIONS

- 1. This Manitoba Métis Federation Constitution (“MMF Constitution” or the “Constitution”) is the supreme law of all Red River Métis laws.
- 2. In the event of an inconsistency or conflict between this Constitution and the provisions of any Red River Métis law, the Red River Métis law is, to the extent of the inconsistency or conflict, of no force or effect.”.
- h. The title of Part 1, Article V which states: “ARTICLE V TERMINATION OF CITIZENSHIP OR MEMBERSHIP” is hereby deleted and the following is therefore substituted: “ARTICLE V DISQUALIFICATION OF CITIZENSHIP OR MEMBERSHIP”.
- i. Part 1, Article V, subsection 1, in its entirety is hereby deleted and the following is therefore substituted:

“1. Citizenship or Membership will (1) not be issued to an individual who would otherwise be eligible, or (2) terminate, if they are:

- (a) enrolled as a citizen or member on the register or list of another Indigenous collectivity, government or Organization – as defined in the *Red River Métis Self-Government Recognition and Implementation Treaty* (the “Treaty”) – that is recognized by Canada;

(b) enrolled as a participant, citizen, or member under any treaty or land claims agreement within the meaning of the *Constitution Act, 1982*, to which the Red River Métis is not a party;

(c) included in a Band list or in the Indian Register under the provisions of the *Indian Act*; or

(d) included in a register or list of citizens or members of an Indigenous people outside of Canada.”.

j. A new Part 1, Article V, subsection 2 be added as follows:

“2. Part 1, Article V, subsection 1 does not apply if an individual is unable to revoke their participation, citizenship, or membership in another Indigenous collectivity, government, or Organization. The MMF Cabinet will develop regulations to govern the application and implementation of this subsection.

k. A new Part 1, Article V, subsection 3 be added as follows:

“3. Citizenship or Membership will also terminate on the happening of one or more of the following events:

(a) Death;

(b) It is determined by the MMF that Citizenship or Membership was granted as a result of the Citizen or Member:

i. misrepresenting that they are Métis; or

ii. providing false information or documentation related to the application for Citizenship or Membership; or

- iii. concealing information which was required to be provided to the MMF as part of the application process.”.
- l. As a result of the new Article V, subsections 2 and 3 being added, the current Article V 2 and 3 be renumbered to 4 and 5.
- m. Part 1, Article VIII, is amended to add the following sections:
- “3. Executive powers of the Red River Métis will be exercised by the MMF Cabinet.
 - 4. The MMF Cabinet has sole jurisdiction over all revenues, assets, expenditures, and liabilities, and the MMF Cabinet will be accountable to the Assembly.”.
- n. Part 1, Article XIII, section 2(e) be revised to delete “for the regulation of the affairs of the MMF” so that it reads as follows:
- “(e) Subject to the provisions of this Constitution, Citizens may by resolution of 60% of the Citizens in actual attendance at the AGA make and approve, change, or revoke parts of this Constitution.”.
- o. Part 1, Article XVI be repealed, and replaced with the following new Article XVI:
- “ARTICLE XVI LEGISLATIVE POWERS**
- 1. “Assembly” means an Annual General Assembly or an Extraordinary General Assembly.

2. Subject to this Constitution, Legislative powers of the Red River Métis shall be exercised by the Assembly except as may be delegated by the Assembly from time to time.
3. The Assembly may make rules and orders concerning the carrying out of its business and the business of its committees, including the issue of a tie and duration of sittings and meetings.
4. The procedures set out in Article XV apply to enactment of legislation as if the proposed legislation were a proposed amendment to the Constitution.
5. Legislation is enacted by the Assembly when:
 - (a) the legislation has been introduced and considered by the Assembly in accordance with any applicable rules of the Assembly; and
 - (b) the legislation has been passed by the Assembly in accordance with any applicable rules, but those rules must require at least a simple majority of attendees at the Assembly who vote on the proposed legislation to vote in favour of the legislation.
6. All Red River Métis laws will be posted in a public registry of Red River Métis laws.
7. A copy of a Red River Métis law deposited at the public registry of Red River Métis laws is conclusive evidence of the provisions of that law.
8. The Assembly may pass resolutions advising the MMF Cabinet of its wishes in respect of the MMF Cabinet's exercise of executive powers.".

- p. A new Article XIX is added to the end of Part 1 of the MMF Constitution:

“ARTICLE XIX TRANSITION

1. On the Effective Date of the Treaty, those MMF Cabinet members, MMF Regional and Local Executives, tribunal and committee members, and MMF officers and appointees will continue to act in those roles until expiry of their current terms in accordance with this Constitution and Red River Métis laws.
 2. The laws of the Red River Métis posted in the Red River Métis Registry of Laws as of the Effective Date of the Treaty continue as the laws of the Red River Métis until amendment, repeal, or replacement in accordance with this Constitution.”.
- q. Part 2, Article II, section 19 is amended to delete the word “seven” so that the paragraph reads as follows:

“19. “Region” – means one of the Regions of the MMF created in accordance with the Constitution of the MMF.”.

Moved By: Minister Judy Mayer
Seconded By: Minister Andrew Carrier

Date: June 4, 2023