

**ALGONQUINS OF PIKWAKANAGAN  
RESIDENCY and SAFETY LAW**

**PREAMBLE**

WHEREAS we, the Algonquins of Pikwakanagan, uphold our inherent right to self-determination, which includes the right to govern ourselves, our lands, and resources;

WHEREAS the Algonquins of Pikwakanagan First Nation have a profound relationship with the Land;

WHEREAS the Algonquins of Pikwakanagan have Aboriginal and treaty rights and the power to create law governing our community that is affirmed by s. 1 and s. 35 of the *Constitution Act, 1982*, of Canada, and acknowledged by the *United Nations Declaration on the Rights of Indigenous Peoples*;

AND WHEREAS a person, other than the Members of the Algonquins of Pikwakanagan, or persons who enter onto the Pikwakanagan Territory with the express authority of the Algonquins of Pikwakanagan, is trespassing on Pikwakanagan Territory;

AND WHEREAS we the Algonquins of Pikwakanagan wish to address and prevent gang presence, criminal activity, drug activity and violence in our community through the exercising of sovereignty over land, including control over access to the land;

AND WHEREAS the Algonquins of Pikwakanagan Chief and Council are concerned that the safety and protection of Algonquins of Pikwakanagan Members which is being adversely affected by the increase in the number of unlawful trespassers who are transporting drugs into the community and thereby creating a significant threat to the collective well-being of the community and to the lives of its members, which has been demonstrated to be a major contributor to ill-health, addiction and social disorder within the Pikwakanagan Territory;

AND WHEREAS, the Algonquins of Pikwakanagan has entered into the *Framework Agreement on First Nation Land Management* with Canada on March 25, 2013 and which was ratified on behalf of the Government of Canada by the *First Nations Land Management Act, S.C.1999, c. 24*;

AND WHEREAS, the Algonquins of Pikwakanagan certified the *Algonquins of Pikwakanagan First Nation Land Code* on July 17, 2019;

AND WHEREAS, the Chief and Council of the Algonquins of Pikwakanagan is entitled to make land laws in accordance with s. 7 and s. 8 of the *Algonquins of Pikwakanagan First Nation Land Code*;

AND WHEREAS, the Algonquins of Pikwakanagan is already controlling residency and trespass within Pikwakanagan territory through use of *A Law Governing the Residence of Members and Other Persons within Pikwakanagan* and s. 36 of the *Algonquins of Pikwakanagan First Nation Land Code*;

AND WHEREAS the Algonquins of Pikwakanagan is entitled to the seizure, detention, search and forfeiture of goods and chattels pursuant to s. 103 *Indian Act* when they have reasonable ground to believe that this Law has been contravened;

NOW THEREFORE the Chief and Council of the Algonquins of Pikwakanagan acting under our inherent jurisdiction and in accordance with our Land Code, makes the following Law:

## DEFINITIONS/INTERPRETATION

1. In this Law, “**Pikwakanagan Residency and Safety Law,**” the terms set out below are defined as follows:

“Appeal” means a formal request to have a Residency Application decision or Notice of Trespass reviewed and heard by the Residency and Trespass Appeal Board;

“Applicant” means a person who has submitted a Residency Application for permission to be a Resident of Pikwakanagan Territory in accordance with ss. 18 and 19 of this Law;

“Appellant” means a person who is seeking to Appeal a Residency Application decision or a Notice of Trespass;

“Band Council Resolution” or “BCR” means a written resolution or authorizing document of Chief and Council adopted at a duly convened meeting of the elected Chief and Council of Pikwakanagan Territory;

“Child” means a person under the age of eighteen (18), born in or out of wedlock and also includes an adopted child in accordance with provincial or traditional adoption processes;

“Chief and Council” or “Council” means the body composed of those persons elected pursuant to the *Algonquins of Pikwakanagan Custom Election Code*;

“Common-law partner” means a Common-law partner in accordance with the *Algonquins Of Pikwakanagan First Nation Matrimonial Real Property Law 2014* and means the relationship between two (2) persons who are cohabiting together in a conjugal relationship for a continuous period of three (3) years and includes same-sex relationships;

“Dependent” means a person whose support and maintenance is contingent upon the aid of another and can include:

- a. Children who are under the authority of a provincial, traditional or other Customary Care Agreement, including any agreements pursuant to *Nigig Nibi Ki-win*; and,
- b. Adults who require a Guardian due to illness or disability;

“Hawking, Peddling and Selling” means and includes going from place to place on

Pikwakanagan Territory to buy, sell or otherwise deal in wares, goods, merchandise or services, or offering or exposing for sale on the Pikwakanagan Territory to any person by means of samples, cuts, blueprints, pictures, merchandise, illegal drugs, drug paraphernalia to be afterwards delivered or shipped onto the land;

“Hearing” means a Hearing before the Residency and Trespass Appeal Board, where Appeals of Residency Application decisions and Notices of Trespass are heard and decided;

“Illegal Drugs” means those drugs and substances prohibited and controlled under the *Controlled Drugs and Substances Act*, including the use of non-prescription drugs and other substances identified in this Law;

“Member” means a person whose name appears in the Membership Register of the Algonquins of Pikwakanagan as defined in the *Algonquins of Pikwàkanagàn Membership Code*;

“Officer” means a Peace Officer described in the federal *Criminal Code* and includes any person duly appointed by Chief and Council to enforce the laws of the Pikwakanagan Territory, such as By-Law Officers, Community Safety Officers, Police Constables, the Ontario Provincial Police (OPP), or another Ontario Police Service with the duty to preserve and maintain the public peace;

"Personal information" means any information for the purposes of identification of trespassers, recorded in any form, about a person or persons whose identity may be determined from such information, including vehicle information;

“Pikwakanagan Territory” or “Pikwakanagan” means the reserve Land that are subject to the *Algonquins of Pikwakanagan First Nation Land Code*.

“Premises” means lands and structures and either of them on Pikwakanagan Territory and includes buildings or structures on it, including but not limited to private, residential and commercial properties;

“Registrar of Residents” or “Registrar” means the person or people in charge of maintaining the names on the Resident List;

“Reside” means to live, have your home, or stay in a place;

“Resident” means an individual whose name appears on the Resident List.

“Resident List” means a list of persons who have a right to reside in Pikwakanagan.

“Residency Application” is an application to have the right to reside in Pikwakanagan and be added to the Resident List.

“Residency and Trespass Appeal Board” (“Appeal Board”) means a Board appointed by Chief and Council to hear Appeals of Residency Applications and Notice(s) of Trespass and may include the previous Appeal Board from *A Law Governing the Residence of Members and Other Persons within Pikwàkanagàn*;

“Spouse” applies to a person to whom a person is legally married;

“Notice of Trespass” is a formal notice that a person is not allowed to enter, be on or in a Premises, or Pikwakanagan Territory, which includes a requirement to appeal within 20 days.

“Trespasser” means any person who enters, is on or is in Pikwakanagan Territory who is not on the Resident List and who does not have permission to enter or remain on Pikwakanagan Territory or in a Premises.

## **APPLICATION**

2. This Law applies to anyone on or entering upon Pikwakanagan Territory.

## **PURPOSE**

3. The purpose of this Law is to protect the safety, culture and well-being of the Pikwakanagan community by regulating who can reside in Pikwakanagan Territory.

## **COMPLIANCE WITH OTHER LAWS**

4. This Law, federal laws, and provincial laws will exist concurrently. This Law will prevail to the extent of any inconsistency or conflict with other such laws.
5. Officers will have the authority under this Law to collect and share information, including identifying documents, vehicle information, identification of trespassers, and any information collected under and in accordance with this Law with police and/or with the Registrar.
  - a. An Officer may require and collect information from any person seeking to enter Pikwakanagan Territory, by request or demand, observation, photograph, video/CCTV, or other means, as appropriate to meet the purposes of this Law including identifying information and personal information.
6. No action or proceeding for damages shall be instituted against the Chief or a Pikwakanagan Councillor, an Officer, or any person employed or contracted by Pikwakanagan for any act done in good faith in the administration of that person's duties under this Law.

## **IDENTIFICATION OF TRESPASSERS**

7. Any person found on Pikwakanagan Territory who is not a Resident pursuant to this Law is presumed to be a Trespasser, until proven otherwise pursuant to this Law.

## **AUTHORITY OF CHIEF AND COUNCIL**

8. Chief and Council may identify a person as a Trespasser and may exclude any individual at any time from Pikwakanagan Territory or premises within Pikwakanagan Territory.
9. For greater certainty, Chief and Council may, by Notice of Trespass, identify a person as a Trespasser, if a Member, Resident, Officer or Chief and Council has a reasonable suspicion that that person is involved in an illegal or prohibited activity, as defined in s. 26 of this Law;
10. Chief and Council may impose conditions or limits on any individual with respect to attendance on Pikwakanagan Territory.
11. Chief and Council may impose conditions or limits on any individual with respect to attendance on premises, and may prescribe hours, dates or times when individuals are permitted or prohibited from attending at or on those premises.

## **REGISTRAR AND APPEAL BOARD**

12. Chief and Council shall appoint, and prepare written policies and Terms of Reference for a Registrar of Residents (“the Registrar”).
13. Chief and Council shall appoint, and prepare written policies and Terms of Reference for the Appeal Board of three (3) or more Members of Pikwakanagan to hear Appeals of Residency Applications and Appeals of Notice of Trespass.
  - a. The Appeal Board may establish rules governing the conduct of Hearings under this Law and shall retain records of its proceedings; and,
  - b. For the purposes of hearing and determining decisions on a Residency Application and under this Law, a quorum of the Appeal Board shall require at least three (3) Members.
14. The power to appoint under this Law includes the power to revoke the appointment and to appoint a replacement.

## **RESIDENT LIST**

15. The Registrar shall maintain a Resident List that confirms who is allowed to reside on Pikwakanagan Territory and on which at least the following is recorded:

- a. The name of each Resident;
  - b. Whether the Resident is a Member;
  - c. Whether the Resident is a Spouse of a Member;
  - d. Whether the Resident is a Dependent of a Member; and,
  - e. The residential address of the Resident.
16. Members will have a right to reside on Pikwakanagan Territory and shall be added to the Resident List unless they have received a Notice of Trespass or a previous Band Council Resolution (BCR) that has not been revoked or their Application for Residency was previously denied.
17. If a person is not a Member, within fourteen (14) days of their arrival into Pikwakanagan Territory or this Law coming into power, they must apply to be a Resident.
- a. If a person who is not a Member stays in Pikwakanagan for a total of sixteen (16) non-consecutive days within a thirty (30) day period, they must apply to be a Resident.
  - b. The fourteen (14) day deadline to file a Residency Application may be extended by the Registrar, upon request.
18. If the Registrar has not received a Residency Application within the required time, the person is deemed a Trespasser and the Registrar can issue a Notice of Trespass.

## **RESIDENCY APPLICATION**

19. A non-Member who wishes to reside on Pikwakanagan Territory must apply to the Registrar to be added to the Resident List.
20. A Member, who is subject to a Notice of Trespass, or a previous Band Council Resolution (BCR) for Trespass, which has not been revoked, must apply to the Registrar to be added to the Resident List.
21. A Residency Application to become a Resident of Pikwakanagan Territory shall be filed with the Registrar and shall include the following:
- a. The name, mailing address, date of birth, marital status, and membership of the applicant;
  - b. The Applicant's reasons for applying to be a Resident;
  - c. The location at which the Applicant proposes to reside;

- d. The name of any Spouse or Common-law partner with whom the Applicant proposes to reside;
- e. The names of any Dependents and/or children with whom the Applicant proposes to reside;
- f. The names of any additional persons with whom the Applicant proposes to reside or currently resides;
- g. A Criminal Record Check or a signed written authorization in a form satisfactory to the Registrar authorizing the Registrar to seek and obtain a criminal record check for the Applicant, if requested;
- h. Photo ID including a copy of a driver's license and Indian Status Card, if any; and,
- i. Any additional information the Applicant wishes to provide relating to the considerations listed in s. 22 such as letters of support from Members.

## **CONSIDERATIONS**

22. The following criteria will be examined for Applicants seeking to be a Resident of Pikwakanagan:
- a. Whether the Applicant has arranged for a place to reside in Pikwakanagan;
  - b. The availability within Pikwakanagan Territory of adequate housing, land, and services;
  - c. Whether the Applicant's residing in Pikwakanagan would be compatible with the culture, society and community and welfare of the members residing in Pikwakanagan Territory;
  - d. Whether the applicant is of good moral character;
  - e. The extent to which the Applicant is prepared to commit their personal and economic resources to the welfare and advancement of the community;
  - f. Whether the Applicant is or will be employed in Pikwakanagan;
  - g. Whether the Applicant has a criminal record;
  - h. Whether the Applicant has received a Notice of Trespass, or a previous Band Council Resolution (BCR) requiring them to leave Pikwakanagan Territory, which has not been revoked; and,

- i. and such further and other criteria as are in the best interest of the Algonquins of Pikwakanagan.

## **DECISION ON RESIDENCY APPLICATION**

23. The Registrar shall receive all Residency Applications and shall use the criteria in s. 22 to determine if the Applicant can be deemed a Resident, and,

- a. If the Residency Application is successful, the Applicant's name and information shall be added to the Resident List; and,
- b. If the Residency Application is unsuccessful, the Applicant may be deemed a Trespasser and issued a Notice of Trespass.

24. A Notice of Trespass issued by the Registrar may be appealed in accordance with s. 29

## **PERMISSION TO ENTER**

25. A person who is not on the Resident List may be permitted to enter, be on or in Pikwakanagan Territory if,

- a. That person can provide confirmation, upon request by an Officer or the Registrar, that they are on Pikwakanagan Territory for a legitimate social or business purpose, including but not limited to the following:
  - i. They are an invited guest of a Resident, attending for less than fourteen (14) consecutive days and less than sixteen (16) total days within a thirty (30) day period;
  - ii. They are an employee who works on Pikwakanagan Territory;
  - iii. They are a contractor that has work on Pikwakanagan Territory;
  - iv. They are a vendor that has work on Pikwakanagan Territory;
  - v. They are attending for legitimate business or commercial purposes;
  - vi. They are attending a community gathering or community event;
  - vii. They are attending for tourism purposes, including as a lawful guest at any campground within the Pikwakanagan Territory;
  - viii. They are travelling on a public highway on or through Pikwakanagan; or
  - ix. They are a person whose entry is necessary in an emergency situation; and,
- b. They are not engaged in a prohibited activity pursuant to s. 26.

## **PROHIBITED ACTIVITIES**

26. Any person, including a Resident, who conducts any of the following prohibited activities on Pikwakanagan Territory, shall be deemed a Trespasser:

- a. Hunting, fishing or trapping without permission or legal authority;
- b. Engaging in behaviour contrary to the *Criminal Code*, including but not limited to the possession, sale and/or trafficking of substances contrary to the *Controlled Drugs and Substances Act*;
- c. Operating an all-terrain vehicle (ATV) or snowmobile or other motorized or non-motorized vehicle on Pikwakanagan Territory without permission or legal authority;
- d. Squatting or remaining in a premises without permission;
- e. Unlawfully dumping refuse or waste; or
- f. Engaging in any other activity that is prohibited by the laws of Pikwakanagan Territory or by any other Federal or Provincial law.

### **NOTICE OF TRESPASS**

27. An Officer, the Registrar, the Residency and Trespass Appeal Board, and/or Chief and Council may issue a Notice of Trespass to any person found to be trespassing on Pikwakanagan Territory.
28. A person served with a Notice of Trespass shall:
  - a. Vacate a premises or Pikwakanagan Territory immediately or as indicated on the Notice of Trespass;
  - b. Remove any building, structure or thing required to be removed by the Notice of Trespass, immediately or as indicated on the Notice of Trespass;
  - c. Abide by all conditions, if any, specified in the Notice of Trespass; and,
  - d. Refrain from re-entering Pikwakanagan Territory, except under conditions permitted under this Law or as indicated on the Notice of Trespass.

### **APPEAL NOTICE OF TRESPASS**

29. A person may Appeal a Notice of Trespass to the Appeal Board by filing an Appeal with the Registrar within twenty (20) days.
30. A person who has received a Notice of Trespass prior to filing a Residency Application in accordance with s. 19 can also include a Residency Application with their Appeal should they seek to reside in Pikwakanagan Territory.
31. The Registrar can, at their discretion, review Residency Applications in accordance with s. 23 (*Decision on Residency Application*) if the Residency Application is included with the Appeal and may allow;

- a. The deadline to file an Appeal may be extended by the Appeal Board, upon request;
  - b. If the Registrar has not received an Appeal within the required time, the person shall be deemed a Trespasser and the Notice of Trespass requires the person deemed Trespasser to immediately leave the Territory.
32. Within thirty (30) days of receipt of an Appeal, the Appeal Board shall hold a Hearing of the Appeal.
33. At least seven (7) days prior to the Hearing of the Appeal, the Registrar shall:
- a. Give written notice to the Appellant of the date, time and place of the Hearing; and,
  - b. Publicly post the Hearing details at the Pikwakanagan Territory Administration Office.
34. At the Hearing of the Appeal, the Appeal Board shall:
- a. Provide the Appellant with an opportunity to:
    - i. Present evidence;
    - ii. Provide oral and written submissions;
    - iii. Provide any documentation relevant to the Appeal; and,
    - iv. Hear from any witnesses who may have relevant information regarding the Appeal; and,
  - b. Consider all available evidence and information and use the Considerations found in s. 22 to guide their decision-making.
35. Following the Hearing of the Appeal, the Appeal Board shall provide a decision to the Appellant in accordance with one of the following:
- a. If an Appeal of a Notice of Trespass issued pursuant to s. 23(b) is successful, the Appellant's name and information shall be added to the Resident List;
  - b. If an Appeal of a Notice of Trespass issued pursuant to s. 27 is successful, the Notice of Trespass shall be rescinded;
  - c. If an Appeal is unsuccessful, the Appellant:
    - i. Shall not be added to the Resident List and shall be confirmed as a Trespasser.
36. An Appeal Board decision is final, and an Appellant must wait one (1) year or complete the Algonquins of Pikwakanagan Restorative Justice program, or equivalent, before seeking a further Appeal in accordance with s. 29.

## **DISCONTINUATION OF SERVICES**

37. When a person is not included or is removed from the Resident List, all services provided by Pikwakanagan to that person may be discontinued.

## **OFFICERS**

38. Chief and Council may appoint Officers to provide for the administration and enforcement of this Law, including identification of trespassers.
39. The power to appoint under this Law includes the power to revoke the appointment and to appoint a replacement.

## **OFFICER POWERS**

40. Officers will have the authority under this Law to collect and share personal information, in accordance with this Law with police and/or with the Registrar or Appeal Board.
41. An Officer may require and collect information as appropriate to meet the purposes of this Law, including personal information from any person seeking to enter Pikwakanagan Territory, by request or demand, observation, photograph, video/CCTV, or other means.
42. Without restricting any other power, duty or function granted by this Law, the Officer may take immediate actions, which include:
  - a. Advising any person not authorized to enter into Pikwakanagan Territory under this Law that they are trespassing and thereby committing an Offence if they proceed;
  - b. Refusing entry to Pikwakanagan Territory;
  - c. Issuing a Notice of Trespass removing the person deemed Trespasser from the Territory; and,
  - d. Notifying Officers or relevant legal authorities as appropriate of Offences and trespassers, and providing all relevant information as required.
43. Any person who fails or refuses to obey an order made by an Officer,
  - a. Commits an Offence; and,
  - b. May be subject to such reasonable measures by the Officer as may be necessary to remove the person from Pikwakanagan Territory, including apprehending the person and forthwith taking the person before the nearest Judge of the Provincial Court or Justice of the Peace to be dealt with according to law.

## **ARREST WITHOUT WARRANT**

44. An Officer may arrest without warrant any person found on or in a premises or Pikwakanagan Territory if the Officer believes on reasonable and probable grounds that the person is committing an Offence or prohibited activity under s. 26.
45. Any person may be detained and arrested without warrant when an Officer believes on reasonable and probable grounds that the person is trespassing contrary to this Law, and they,
  - a. Refuse to give to an Officer upon demand their personal information and/or any information required under this Law; and/or,
  - b. gives an Officer identifying information or information provided that the Officer believes on reasonable and probable grounds to be false; or,
  - c. Refuse to leave Pikwakanagan upon being ordered to do so by an Officer.
46. Officers do not require an Order from a Court prior to enforcing this Law.

## **PROTECTION OF PERSONS ACTING UNDER AUTHORITY**

47. Every one who is required or authorized by this Law to do anything in the administration or enforcement of this Law,
  - a. as a private person;
  - b. as a peace officer or Officer;
  - c. in aid of a peace officer or Officer; or,
  - d. by virtue of their office,is, if he or she acts on reasonable grounds, justified in doing what he or she is required or authorized to do and in using as much force as is necessary for that purpose in accordance with s. 25 *Criminal Code of Canada*.
48. A person is not justified for the purposes of s. 47 in using force that is intended or is likely to cause death or grievous bodily harm unless the person believes on reasonable grounds that it is necessary for the self-preservation of the person or the preservation of any one under that person's protection from death or grievous bodily harm.
49. If an Officer appointed under the authority of Chief and Council uses force as is considered in ss. 47 and 48, the appointed Officer shall complete a use of force report and may be subject to a further investigation as directed by Chief and Council, or as appropriate.

## **PRESERVATION OF CIVIL AND COMMON LAW**

50. Except as varied by this Law, common law defences to trespass shall be preserved.

51. All civil remedies for trespass shall be preserved.

## **OFFENCES AND PENALTIES**

52. A person who trespasses on Pikwakanagan Territory contrary to ss. 7, 18, 23(b), 26 and 31(b), and 35(c)(i) is guilty of an Offence.

53. A person is guilty of an Offence who:

- a. Enters or remains on Pikwakanagan Territory following an Notice of Trespass under this Law or any other Pikwakanagan laws;
- b. Does not immediately leave Pikwakanagan Territory upon being directed to leave by an Officer or following a Notice of Trespass pursuant to ss. 18, 23, 27, 28, 31(b), and 35(c)(i);
- c. Fails to comply with a Notice of Trespass made pursuant to ss. 18, 23, 27, 28, 31(b), and 35(c)(i); and/or,
- d. Obstructs, interferes or hinders an Officer in the performance of their duties by misleading them, making false declarations or failing or refusing to disclose any information to the Officer upon demand as required by this Law.

54. Any person guilty of an Offence under ss. 52 and 53 is liable to a penalty of:

- a. A fine no greater than \$5000.00;
- b. A term of imprisonment not to exceed six (6) months; and/or,
- c. Immediate removal from Pikwakanagan Territory.

55. Each day a violation of this Law continues will be deemed to be a separate Offence for which a fine or other penalty may be imposed.

56. All fines under this Law are payable to Pikwakanagan Territory.

57. The summary conviction procedures of Part XXVII of the *Criminal Code*, R.S.C. 1985, c. 46, apply to Offences under this Law.

## **PROSECUTION**

58. Pikwakanagan may, in relation to prosecutions of contraventions of this Law,
- a. Retain its own prosecutors;
  - b. Enter into an agreement with His Majesty's government for the use of prosecutors; and/or,
  - c. Use Pikwakanagan community-based justice processes, if established and available.

## **SEIZURE OF GOODS**

59. Whenever an Officer believes on reasonable grounds that this Law has been contravened or an offence has been committed, an Officer may seize all goods and chattels by means of or in relation to which he or she believes on reasonable grounds the Law was contravened or the offence was committed.
60. All goods and chattels seized pursuant to s. 59 may be detained for a period of three months following the day of seizure unless during that period proceedings are undertaken under this Law in respect of the offence, in which case the goods and chattels may be further detained until the proceedings are finally concluded.
61. Where a person is convicted of an offence under this Law, the convicting court or judge may order that the goods and chattels by means of or in relation to which the offence was committed, in addition to any penalty imposed, are forfeited to Algonquins of Pikwakanagan and may be disposed of as the Algonquins of Pikwakanagan directs.
62. A Justice who is satisfied by information on oath that there is reasonable ground to believe that there are in a reserve or in any building, receptacle or place any goods or chattels by means of or in relation to which an offence against any of the sections of this Law has been, is being or is about to be committed may at any time issue a warrant under their hand authorizing a person named therein or an Officer at any time to search the reserve, building, receptacle or place for any of those goods or chattels.

## **FEES AND FORMS**

63. Chief and Council may by Band Council Resolution and in accordance with this Law, establish, correct, revise or update the terms of any applicable fee and fine schedules, forms, protocols, written policies and Terms of Reference, and/or other related documentation which complement and support this Law, and will make a copy of same available for the public.

## **AMENDMENT**

64. This Law was duly passed by Chief and Council in accordance with s.8 of the *Algonquins of Pikwakanagan First Nation Land Code* and can be amended by Chief and Council in accordance with the *Algonquins of Pikwakanagan First Nation Land Code*.

65. Chief and Council may make amendments to this Law, which does not change the substance of this Law, by Band Council Resolution at a duly convened meeting of Chief and Council, and such revisions include, but are not limited to:

- a. Corrections to clerical, grammatical, or typographical errors;
- b. Minor improvements to the language of this Law;
- c. Changes as may be required to reconcile seemingly inconsistent provisions; and,
- d. Amendments to reference any new or amended laws that are relevant to this Law.

## **SEVERANCE**

66. Should a Court determine that a provision of this Law is invalid for any reason, the provision shall be severed from the Law and the validity of the rest of the Law shall not be affected.

67. While in place, such measures under this Law will be subject to review to ensure compliance with principles of reasonability and justifiability.

## **COMING INTO FORCE**

68. Any prior residency laws of Pikwakanagan Territory, and specifically the *A Law Governing the Residence of Members and Other Persons within Pikwakanagan – Residency Law* are repealed upon this Law's coming into force.

69. Any prior Band Council Resolutions and Notice of Trespass shall remain in effect and are hereby continued under this Law, and may be reviewed in accordance with this Law.

70. This Law is duly passed, as of the date Chief and Council signs the Law, and shall come into force on a date, to be named by Chief and Council, that is no more than \_\_\_\_\_ days following passage of the Law, as evidenced by Band Council Resolution # \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_ in the year 2026.

## **PUBLICATION**

71. Upon enacting this Law, Chief and Council shall,

- a. publish in the First Nation Gazette;
- b. post this Law on their official Algonquins of Pikwakanagan website;
- c. post this Law in a public area in the Algonquins of Pikwakanagan Administration Building.