

**1850 ROBINSON HURON TREATY
WAAWIINDAAMAAGEWIN**

PROTOCOL AGREEMENT

This PROTOCOL AGREEMENT dated 9th day of September, 2020.

BETWEEN:

THE ANISHINAABEK OF THE 1850 ROBINSON HURON TREATY

WAAWIINDAAMAAGEWIN (“RHW”)

We as Anishinaabek have our own system of governance that included governing laws and principles.

The principles of governance are based on our sacred laws.

Two of the organizing principles of Anishinaabek law and systems of governance are Mino Bimaadziwin (good life), where everything is alive has a spirit and everything is sacred, and gizhewaadiziwin (the way of the Creator), which encompasses the seven grandfather teachings or the seven sacred laws of creation

We as Anishinaabek utilize the term Council Fire to refer to councils of varying purposes, sizes, and compositions. The term “Council Fire” refers to a physical location where meetings are held, around which delegates sit. Council Fires are ignited to host others with the aim of making decisions and agreements.

We as Anishinaabek also utilize the gift of semaa (tobacco) to engage each other to host the Council Fires.

Common councils handle a wide range of matters, including the settlement of internal and external disputes and transactions. General or regional councils bring people together from a much wider region to coordinate strategies, plan for concerted action, or make alliances.

Ishkode (fire) includes concepts and qualities of Anishinaabek leadership that are intertwined in the system of Anishinaabe governance.

We as Anishinaabe recognize our leaders as Ogimaag. Each Council Fire has an Ogimaa (Chief, leader) from a specific doodem who is charged with the responsibility of keeping the fire and hosting the Council.

Ogimaag exhibits an ability to protect their people.

Above all else, Anishinaabe leaders are expected to be generous with a worldview of generosity, care for the land and others, and commitment to provide for one’s people are foundational to political authority.

Within the Anishinaabe system of governance, nations negotiate the shared use of land and resources. The Anishinaabe have an established tradition of sharing their territory with others, provided that the use or occupation is authorized.

As Anishinaabe people, fires, wampum belt, feasting, ceremony, culture, polishing the covenant chain, are based on the concept of giigadamewin

Each Council Fire that is a party to this protocol have their own distinct governance authorities and responsibilities for their residents, members and citizens.

Each Council Fire acknowledges that the interests of all persons living in their communities are best served by working together in the spirit of cooperation and support.

The Parties recognize that establishing a formal relationship will create a level of certainty for the Parties' rights, jurisdictions; and begin an important dialogue in anticipation of successful dialogue and development.

The Parties recognize the autonomy of individual Council Fires and respect such individual rights of each Council Fire.

The Parties enter into this Protocol Agreement with the intention and desire to establish a cooperative relationship for the purpose of sharing information, improving communications and addressing specific concerns. The Parties also agree on setting a solid foundation for future planning and raising awareness and understanding of the Parties' title, traditional territories, overlapping jurisdictions, rights and responsibilities.

1. PURPOSE

- 1.1 The purpose of this Protocol Agreement ("Protocol") is to enter into a formal arrangement between the Parties with respect to establishing and maintaining a long-term cooperative relationship through effective communications; and
- 1.2 To establish a Working Group comprised of representatives and/or staff members to foster the development of clause 1.1.
- 1.3 To provide a framework and timelines for:
 - (a) Reaching agreements on issues discussed between the parties from time to time, including those issues specifically identified herein, and;
 - (b) For developing policies and procedures to prescribe the way in which the RHW Fires address the issues between them.

2.0. INTERESTS AND GOALS

The Parties agree that the following are the common interests and goals:

- 2.1 To assert individual and collective rights within the Territory, and;
- 2.2 Cooperation and harmonization in developing satisfactory methods to meet each other's goals, and;
- 2.3 Certainty in planning for growth and development through timely sharing of information.

3.0 PRINCIPLES OF COOPERATION

The Parties agree that they shall:

- 3.1 Meet regularly, but in any instance shall meet quarterly or at any other time as decided upon by the RHW to promote and encourage open and constructive dialogue based on mutual trust, honesty, respect and understanding.
- 3.2 Work cooperatively to ensure that the Parties have a full understanding of each other's governing structures, capacities, traditions, roles, responsibilities and current projects.
- 3.3 Maintain respect for the views and authority of each of the Parties.

4.0 KEY JOINT INTERESTS

- 4.1 The Parties agree to enter into negotiations together, especially in discussions regarding territory, with the objective of working together as a unified voice toward settler governments.
- 4.2 The Parties agree to work together on all areas of mutual interest including but not limited to the following in equal priority:
 - (a) Governance
 - (b) Interrelating Jurisdiction
 - (c) Traditional Territories
 - (d) Mapping
 - (e) Policing/Security
 - (f) Intergovernmental Relationships/pre-existing relationships pre-contact
 - (g) Language, Cultural and Heritage Protection
 - (h) Environmental Protection

- (i) Economic Development – commercial fishing, logging, forestry, mining, tourism, aggregates, non-timber harvesting
- (j) Land Use Planning and Management
- (k) Fishing, Hunting
- (l) Water, Air
- (m) Transportation Initiatives
- (n) Emergency Planning
- (o) Capacity Building
- (p) Revenue Sharing
- (q) Assisting each other with Claims, exercising jurisdiction, assertions, inherent rights – exercising solidarity

5.0 COMMUNICATIONS

- 5.1 The Parties recognize and understand that the success of relationships is centered upon open and transparent communication.
- 5.2 The Parties have a collective intention to pursue opportunities for collaborative decision-making and establishing cooperative actions plans on common areas of interest
- 5.3 The Parties agree to utilize a oshkaabewis (helper, runner)
- 5.4 The communications shall flow through the spokesperson appointed by the RHW

6.0 CHIEFS' WORKING GROUP

- 6.1 A Working Group shall be established as the principal structure for implementing this the Protocol.
- 6.2 Shall consist of five (5) members of the RHW that shall in turn, appoint a chairperson(s)
- 6.3 A spokesperson(s) may be appointed by the Chiefs at a convened meeting;
- 6.4 The chairperson may appoint an alternate member of the Working Group to chair in the event of the absence of the chairperson;
- 6.5 the Working Group shall develop procedures governing the frequency, timing, location and record keeping of its matters arising out of its meetings;
- 6.6 The Working Group shall meet regularly or as required.

- 6.7 The duties and responsibilities of the Working Group are the following but not limited to and in equal priority:
- (a) meet as soon as practicable after the execution of this Protocol Agreement;
 - (b) discuss and establish procedures addressing the matters in this Protocol Agreement;
 - (c) Identify any interrelating issues regarding jurisdiction/claims and any other issues in s. 4.2 or any further issues that may arise;
 - (d) provide recommendations to the Chiefs of the RHW for approval;
 - (e) provide instructions to legal counsel in order to discuss matters with Nations that may have overlapping claims and/or issues;
 - (f) develop procedures regarding confidentiality;
 - (g) procedures for the timely notification of each Parties' matters of concern;
 - (h) develop a treaty governance model;
 - (i) develop regular information exchange processes;
 - (j) provide regular updates to the RHW;

7.0 TERMS OF THE PROTOCOL/AGREEMENT

- 7.1 The Parties agree that this Protocol shall take effect by a formal resolution by the Chiefs of the RHW as evidenced by the consent of their respective Councils and the commissioning of a wampum belt.
- 7.2 The Parties agree that this Protocol is a living document and may be subject to revision from time to time by mutual consent. The revisions must be agreed to in writing, and by formal resolution of the RHW.
- 7.3 The Protocol will remain in effect continuously; and shall be open to the parties that wish to attend. A party may wish not to participate. The parties at all times shall be respectful of the others' decision.
- 7.4 This Protocol does not affect any right, title or interest of any of the Parties.

8.0 DISPUTE RESOLUTION

- 8.1 The RHW are committed to open, honest and respectful interaction with each other in order to communicate effectively and to avoid disputes;
- 8.2 The parties will seek to avoid disputes relating to this agreement and in any other context by actively listening to each other's concerns, seeking clarification of issues and statements to avoid misunderstandings, and adopting alternative processes that will assist in achieving the avoidance of disputes if possible;
- 8.3 in the event of a dispute or disagreement arising out of this Protocol Agreement, the parties shall set aside the issue temporarily until the Working Group's next scheduled meeting;
- 8.4 at the next scheduled meeting of the Working Group, the members of the Working Group shall review the issue and discuss means to solve the disagreement to their mutual satisfaction;
- 8.5 If the issue cannot be resolved at the Working Group level, the RHW at a duly convened meeting, shall engage in informal discussions in an attempt to resolved the issue.
- 8.6 The parties may agree in writing to adopt more formal dispute resolution processes with respect to a particular issue, and to share the costs of the agreed process.

9.0 General

- 9.1 The parties are committed to the following guiding principles regarding the timelines for negotiating the agreements referred to in this Protocol Agreement;
- 9.2 The parties acknowledge that the work will require investment of time and effort of each party of the RHW;
- 9.3 The parties also recognize and respect each other's commitments and obligations to other matters within their respective jurisdictions and therefore will approach timelines with flexibility and in a spirit of understanding and reasonable compromise where necessary or desirable to accommodate each other's schedules and other commitments;
- 9.4 Each party shall bear their own costs for the preparation and implementation of this Protocol Agreement and all other matters referred to in or resulting from this Protocol Agreement.

IN WITNESS THEREOF the Parties have hereunto affixed their signatures and
dodemag as of the day and year first written above.

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| Magnetawan First Nation Chief William Diabo | Henvey Inlet First Nation Chief Wayne McQuabbie | Whitefish River First Nation Chief Franklin Paibomsai |
| Sagamok Anishinawbek Chief Alan Ozawanimke | Atikameksheng Anishinawbek Chief Craig Nootchtai | Serpent River First Nation Chief Brent Bissaillion |
| Mississauga First Nation Chief Reginald Niganobe | Dokis First Nation Chief Jerry Duquette Jr | Nipissing First Nation Chief Scott McLeod |
| Wahnapitae First Nation Chief Larry Roque | Thessalon First Nation Chief Edward Boulrice | Garden River First Nation Chief Andy Rickard |
| Batchewana First Nation Chief Dean Sayers | Wausauksing First Nation Chief Warren Tabobondung | Shawanaga First Nation Chief Wayne Pamajewon |
| M'Chigeeng, Chief Linda Debassige | Wikwemikong Unceded, Chief Duke Pelletier | Aundeck Omni Kaaning, Chief Patsy Corbiere |
| Zhiibaahaasing, Chief Irene Kells | Sheguaindah First Nation, Chief Andrew Aguonie | Sheshegwaning First Nation, Chief Dean Roy |

