

May 10 2023  
Proposed Resolution

**LITTLE SALMON/CARMACKS FIRST NATION**

**2023 GENERAL ASSEMBLY**

**RESOLUTION NO. \_\_\_\_\_**

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**CONSTITUTION AMENDMENT NO. 18**

**Matters Relating to Elections**

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**WHEREAS** a new law called *Dän Nats'élaw* or the *Little Salmon/Carmacks First Nation Election Act*, for the choosing of our Council by way of elections, has been delivered to this Assembly by the Standing Committee on Constitutional Development (the "Committee") for our adoption and enactment; and

**WHEREAS** the Committee recommends that we amend our Constitution so as to facilitate our adoption of this new law and remove from our Constitution provisions which our new law will address more fully and effectively, and also to adjust certain other provisions identified during Citizen consultations so as to better suit our interests; and

**WHEREAS** our Council has provided this Assembly with the required notice of the proposed amendments to our Constitution which are associated with the Committee's recommendations; and

**WHEREAS** approval of these amendments will enable us to simplify our Constitution and elevate its provisions to higher ground; and

**WHEREAS**, after due consideration, we believe it is in the best interests of our First Nation to accept the Committee's recommendations and to amend our Constitution so so as to facilitate our adoption of this new law and otherwise improve its provisions;

**THEREFORE BE IT RESOLVED THAT** the Little Salmon/Carmacks First Nation Constitution, as amended to date, be and is hereby further amended as set out below and illustrated in Schedule A of this Resolution:

1. In Article 10.0 - Council:

(a) in section 10.2, add after "Chief":

**, all of whom shall be chosen in accordance with Little Salmon/Carmacks First Nation Law.**

(b) as to Clan Councillors, delete sections 10.8, 10.10 and 10.12;

(c) as to the Elder Councillor, delete all of section 10.13 except for the last sentence; and

(d) as to the Youth Councillor, in section 10.15, delete the first two sentences.

2. In Article 11.0 - Chief, delete sections 11.3 and 11.4.

3. In Article 12.0 - Deputy Chief, delete sections 12.3 and 12.4.

4. In Article 14.0 - Youth Council:

(a) replace section 14.2 with the following:

**Any Citizen who is 16 or more years of age and less than 25 years of age may be a member of the Youth Council. All members of the Youth Council shall have equal authority.**

(b) delete section 14.3; and

(c) replace section 14.4 with the following:

**The Youth Council shall strive to conduct its business by Consensus, but if Consensus in a matter cannot be reached, the Youth Council may make a decision in that**

**matter by an affirmative vote of the majority of the members of the Youth Council present at the time a vote is taken.**

5. Delete Article 15A - Elections.
6. In Article 16.0 - Qualifications for Holding Office:
  - (a) delete sections 16.1 to 16.8;
  - (b) replace section 16.9 with the following:

**During his or her term of office each member of the Council shall:**

- (a) **comply with 16.10 to 16.12; and**
- (b) **remain free from any circumstance that would have disqualified them from being a candidate for election to that office.**

**If during his or her term of office a member of the Council is charged with an offence for which a conviction would have disqualified them from being a candidate for election to their office, that member shall be deemed to have been granted an unpaid leave of absence from the Council as of the date of the charge until there is a final determination in that matter.**

- (c) delete sections 16.13 to 16.17; and
- (d) delete section 16.24;

**AND BE IT FURTHER RESOLVED THAT** a consolidated edition of our Constitution, as

amended hereby and otherwise to date, be produced for review and approval by our Council at the earliest practicable date.

Moved by: \_\_\_\_\_

Seconded by: \_\_\_\_\_

Decision: \_\_\_\_\_

**I HEREBY CERTIFY THAT** the foregoing Resolution was duly approved at a meeting of the Little Salmon/Carmacks First Nation Assembly duly convened and held at Airport Lake in the Little Salmon/Carmacks First Nation Traditional Territory this \_\_\_\_\_ day of June, 2023.

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**Chair of the Assembly**

