

NUNAVUT

A REPORT ON LAND CLAIMS FROM THE TUNGAUVIK FEDERATION OF NUNAVUT

...on January 15, the leaders of the Nunavut Constitutional Forum and the Western Constitutional Forum signed an agreement on the Nunavut boundary. In this **SPECIAL EDITION** of TFN's newsletter, you will find a detailed summary of that agreement. Remember, Nunavut is...

Our future, and theirs.



Allootook Ipellie



NUNAVUT is a report on the progress of TFN's land claims negotiations. We are at Room 1200, 130 Slater Street, Ottawa, Ontario, K1P 6E2, Phone (613) 238-1096. Telex 053-3748

Exec. Director: Paul Sammurtok
Writer/Editor: Lynda Chambers
Translator: Martha Flaherty

ISSN 0829-9048



The Nunavut Constitutional Forum has just published a series of seven posters which will be distributed to Nunavut communities this month. If you would like to obtain a set in advance, just write to NCF.

Nunavut
Constitutional Forum
Suite 300
63 Sparks Street
Ottawa, Ontario
K1P 5A6

All original artwork in this issue was created by Alootook Ipellie for the NCF poster series.

The way is open to create Nunavut

by John Amagoalik, NCF Chairman

On January 15, the leaders of the Nunavut Constitutional Forum (NCF) and the Western Constitutional Forum (WCF) signed an agreement on the Nunavut boundary. In addition to describing where the line will go to divide the Northwest Territories, the agreement outlines some of the main points that you, the people of Nunavut, have agreed are important for our new Nunavut territorial government.

The boundary agreement was hard to reach but after many months of meetings, we believe we have found the best arrangement to satisfy people in both eastern and western communities in the Northwest Territories. Now the way is truly open to create Nunavut.

Nunavut, with a government responsible to the people and a claims settlement which will protect Inuit rights, will solve many problems for all of Canada. Although it is easy to think only about our local needs sometimes, Canada as a whole also has needs in the north. And Nunavut will show the world that Canada is carrying out its obligations to Inuit and is dealing fairly with the large northern lands it occupies.

We look forward to accepting this role of nation-building and are proud of what we have achieved—proud as Inuit and proud as Canadians.

The support of all the people of Nunavut will be needed over the next months and years as we work toward putting in place our new

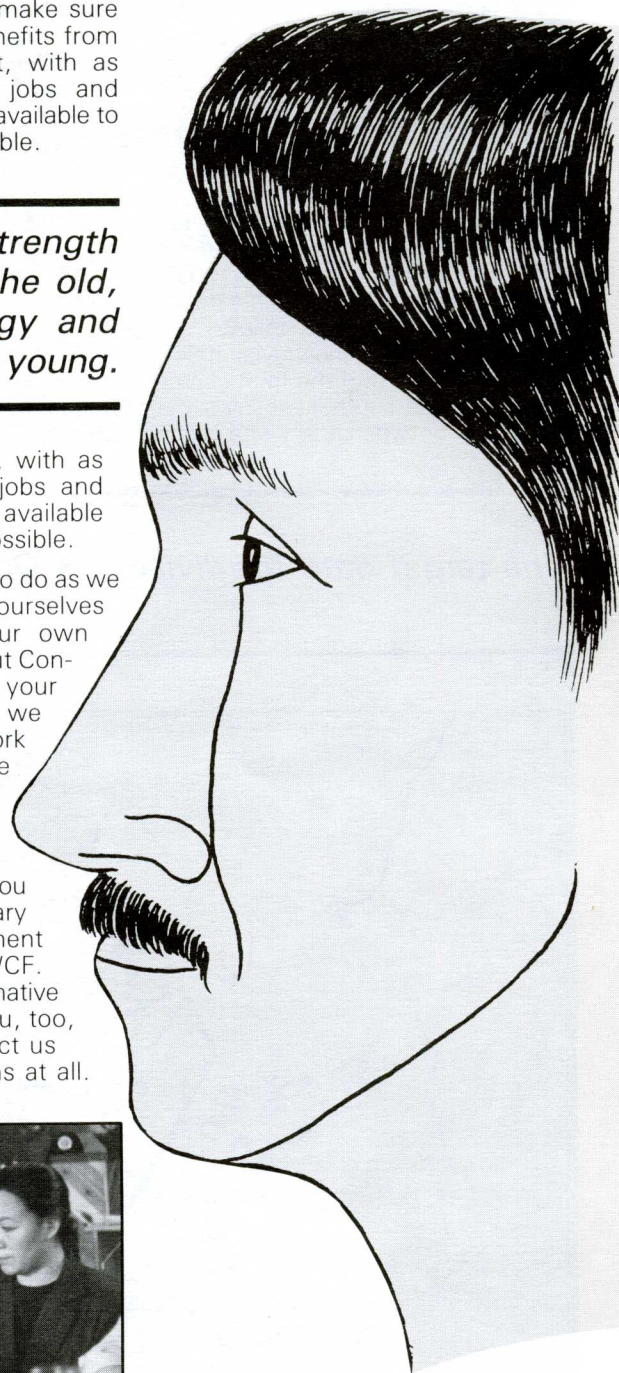
government. We will be looking for the strength and wisdom of the old and the energy and enthusiasm of the young. We want to make sure that each community benefits from the creation of Nunavut, with as many opportunities for jobs and training as possible made available to as many people as possible.

We need all the strength and wisdom of the old, and all the energy and enthusiasm of the young.

the creation of Nunavut, with as many opportunities for jobs and training as possible made available to as many people as possible.

We will have much work to do as we begin, at last, to govern ourselves again and to decide our own future. We, in the Nunavut Constitutional Forum, ask for your support and, in return, we promise you our hard work and dedication to make Nunavut a complete success.

In this special issue of the *Nunavut* newsletter, you will find a detailed summary of the boundary agreement that we reached with WCF. We hope you find it informative and we hope it makes you, too, feel proud. Please contact us if you have any questions at all.



Carolyn Hawley

The date was January 15. The place was Iqaluit. Here, left to right, Larry Tourangeau, Bob MacQuarrie, Stephen Kakfwi, John Amagoalik and Rhoda Innuksuk put their signatures on an historic document. Not pictured, but also signatories are Donat Milortuk, James Wah-shee and Ludy Pudluk.

A Summary of the Boundary and Constitutional Agreement for

The Agreement between NCF and WCF describes not only the boundary but also the terms, the conditions and a schedule for division.

The agreement begins with a reminder that the decision to divide the Northwest Territories was made five years ago in the April 14, 1982 plebiscite when a majority of the people voted "yes".

The agreement then describes the actual line that will be drawn on the map to divide east and west. The line is the same as the land claims boundaries. In the north, it follows the boundary between the Inuvialuit Settlement Region and the Inuit claims region. In the south, it follows the boundary between the Dene-Metis

claims region and the Inuit claims region. This portion still has to be ratified in a claims "overlap" agreement between the Tungavik Federation of Nunavut (TFN) and the Dene/Metis Negotiating Secretariat. For an explanation of how claims and division complement each other, see *Nunavut*, Vol. 4, No. 2.

The boundary agreement between NCF and WCF takes into account the fact that there may be aboriginal people living on one side of the division boundary who are eligible to receive benefits from a claims settlement on the other side. It guarantees that the two new governments to be created by division will cooperate on actively protecting aboriginal rights

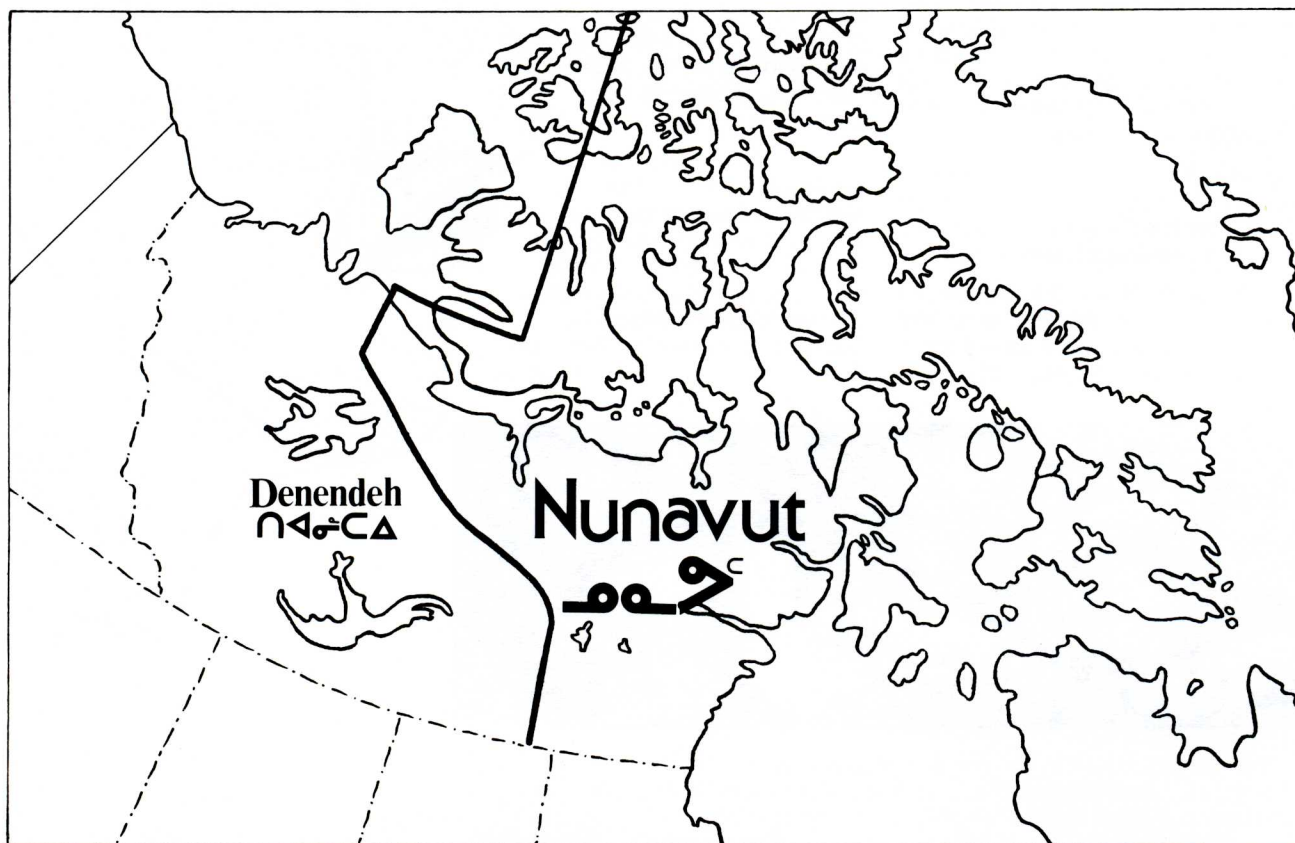
and interests that are recognized in two *overlap* agreements: one between the Inuit and the Inuvialuit; and one between the Inuit and the Dene and Metis. These *overlap* agreements were signed to make sure rights and interests would be protected across claims settlement boundaries. For more see *Nunavut* Vol. 3, No. 3 and Vol. 5, No. 6.

For the effective management of *transboundary* interests that affect not only aboriginal people but everyone, the boundary agreement also provides for the two proposed governments to cooperate in resource use management, harvesting and on any other matters which may be agreed to.

What about government services?

The main reason a majority of northerners called for division in the first place was to improve the quality of government and the quality of government services. In their agreement, NCF and WCF have com-

The target date for division is October 1, 1991.



on the Implementation of Division of the Northwest Territories

mitted themselves to this. They state that they will work toward getting a guarantee from the federal government that it will provide all the necessary funds for division so that, at the very least, current levels of service are not lost.

What happens next?

The boundary agreement states that now NCF and WCF must develop *constitutions* for each new jurisdiction to be created. These constitutions will describe the way in which the governments will work and the powers they will have. NCF and WCF must then negotiate these constitutions with the federal government, in cooperation with the territorial government.

The target date for division is October 1, 1991.

Before division can take place, at least four things must happen:

- The southern part of the boundary, which is the Inuit/Dene-Metis land claims boundary, must be ratified by TFN and the Dene/Metis Negotiating Secretariat.
- The Legislative Assembly must approve the boundary agreement.
- The boundary must be ratified by you, the people, in an N.W.T.-wide plebiscite.
- The constitution for each new territory must be ratified by the people who live in each new territory, probably through another plebiscite.

Soon you will be asked to vote in a plebiscite to ratify the boundary line.

There will be a meeting soon to ratify the TFN and Dene/Metis part of the boundary. On February 24, 1987, the Legislative Assembly was scheduled to debate the agreement. And then only two steps will remain: the plebiscite in which you will be asked to vote to ratify the boundary; and, later on, the plebiscite in which you will have the opportunity to vote to ratify your constitution.

A set of principles will guide the creation of Nunavut

While NCF and WCF share the goal of establishing their own separate jurisdictions to suit the unique needs of their people, they have adopted two separate sets of principles to guide the way to this goal. Here are the principles to guide the creation of Nunavut.

The Nunavut territory must:

-  strengthen Canadian sovereignty and democratic government in the north;
-  provide the people of northern Canada with an opportunity for full public participation in government;
-  reflect the interests and meet the needs of northern Canada's unique Inuit and "settler" society;
-  ensure that the institutions of claims settlements and the institutions of public government are complementary;
-  involve Inuit in the design of implementing the new government;
-  structure its institutions so they reflect Inuit culture and the twin processes of claims settlements and national constitutional amendments;
-  promote the development of workable forms of regional authority;
-  adopt a policy of making Inuktitut an official language of Nunavut;
-  decentralize administrative centres so as to spread both the benefits and impacts of public sector development;
-  provide an assurance to everyone of full human rights and a guarantee to non-Inuit of their continued opportunities for personal fulfillment and social and political life.
-  establish a functional federal-Nunavut working relationship and sharing of powers, responsibilities and revenues in respect of ocean areas;
-  acknowledge the contribution and role of the Inuit to Canada's arctic sovereignty interests and northern foreign policy;
-  include a preamble in its constitution highlighting the principles of conservation and wise management of the arctic environment and resources, the permanence of Nunavut as a cultural homeland of Inuit, and the fact that Inuit have actively sought and successfully negotiated full participation in the Canadian federation.

What are NCF and WCF?

The Nunavut Constitutional Forum (NCF) is made up of representatives from the Inuit Tapirisat of Canada, the Tungavik Federation of Nunavut, the three Regional Councils, the three Regional Inuit Associations and two appointed Members of the Legislative Assembly from the *east*.

The Western Constitutional Forum (WCF) is made up of representatives from the Dene Nation, the Metis Association of the N.W.T. and two appointed Members of the Legislative Assembly from the *west*.

Here are names and phone numbers for members of the Nunavut Constitutional Forum:

Chairman, John Amagoalik:
(613) 594-0158

Vice Chairman, Peter Ernerk:
(819) 645-2800
Keewatin Inuit Association

Secretary-Treasurer,
Bob Kadlun: (613) 238-1096

Rhoda Innuksuk:
(613) 238-8181
Inuit Tapirisat of Canada

Donat Milortuk:
(819) 645-2800
*Tungavik Federation
of Nunavut*

Ludy Pudluk: (403) 873-7999
Member of Legislative Assembly

Nelly Cournoyea:
(403) 873-7959
Member of Legislative Assembly

Mark Evaluardjuk:
(819) 979-6487
Baffin Regional Council

Mark Kalluak:
(819) 898-9951
Keewatin Regional Council

Frank Ikpakohak, observer:
(403) 983-2574
Kitikmeot Regional Council

Louis Tapardjuk:
(819) 979-5391
Baffin Region Inuit Association

John Magsagak:
(403) 983-2458
Kitikmeot Inuit Association

NCF and WCF make recommendations to Legislative Assembly

Inuvialuit will get regional government

The boundary agreement signed by NCF and WCF endorses the right of communities to form regional governments—a right which will be recognized in both constitutions.

NCF and WCF say they are committed to letting people in the communities design their own forms of regional government to assist them in meeting their needs within the overall system of government. This will mean that the territorial government will be strong and it will then reflect the community-based nature of northern society.

The Inuvialuit have so far declined to become members of the WCF so they are not parties to the agreement. But the agreement still gives them guarantees for regional government if no other forms of aboriginal self-government are included in the western territory's constitution.

Some aspects of division may be implemented before the ratification process is complete but only if NCF and WCF agree.

One area where they have agreed and have actually signed a Memorandum of Understanding concerns recommendations to the territorial Legislative Assembly.

The Memorandum states that a critical period of preparation, planning and pre-implementation is now beginning and must proceed with balanced representation from both prospective new territories.

It is therefore agreed that NCF and WCF recommend to the Legislative Assembly of the Northwest Territories that serious consideration be given to the principle that representation from each of the proposed new territories be guaranteed equally on the Executive Council, among Officers of the Legislative Assembly and on certain territorial boards with a territorial mandate.

And further, that serious consideration be given to alternating the Government Leader between each of the proposed new territories, and to

holding alternate sessions of the Legislative Assembly in each of the proposed new territories.

Find out more...

If you would like to find out more about the results of all the research conducted by the Nunavut Constitutional Forum, write now for your copy of *Building Nunavut: Today and Tomorrow*. This document, approved in Coppermine in 1985, is the constitutional proposal for Nunavut.



ᑭᓄᑦ ᑕᓕᑎᑦ

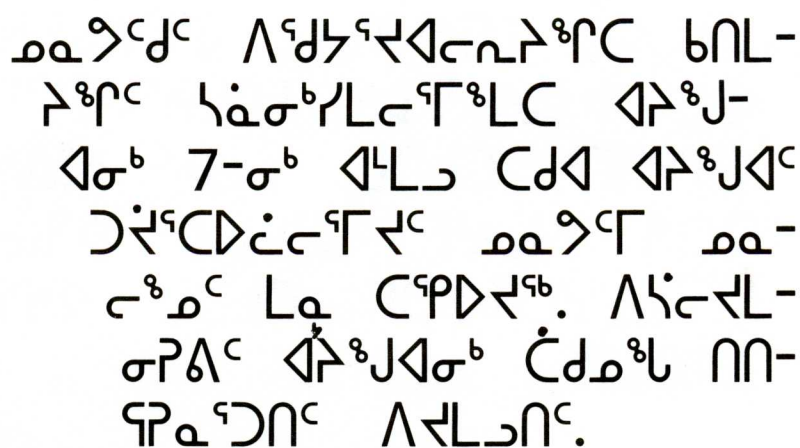
ᑕᓄᓕᑦ ᑕᑕᓕᑎᑦᑕ ᑎᑎᑕᑕᑦᑕ ᑕᑕᑕᑕᑕ ᑕᑕᑕ

...ᑕᑕᑕ 15-ᑕᑕᑕ, ᑕᑕᑕᑕᑕᑕ ᑕᑕᑕ ᑕᑕᑕᑕᑕᑕᑕ
ᑕᑕᑕ ᑕᑕᑕᑕᑕᑕ ᑕᑕᑕᑕᑕᑕᑕ ᑕᑕᑕᑕᑕᑕᑕᑕᑕ
ᑕᑕᑕᑕᑕ ᑕᑕᑕ ᑕᑕᑕ ᑕᑕᑕᑕᑕᑕᑕᑕ. ᑕᑕᑕ
ᑕᑕᑕᑕᑕᑕᑕ ᑕᑕᑕᑕᑕ ᑕᑕᑕᑕᑕᑕᑕ ᑕᑕᑕᑕᑕᑕᑕ
ᑕᑕᑕᑕᑕᑕᑕᑕᑕ ᑕᑕᑕ ᑕᑕᑕᑕᑕᑕᑕᑕ ᑕᑕᑕ.
ᑕᑕᑕᑕᑕ, ᑕᑕᑕ...

ᑕᑕᑕ. ᑕᑕᑕ ᑕᑕᑕᑕᑕ. ᑕᑕᑕ ᑕᑕᑕᑕ.



ᑕᑕᑕ ᑕᑕ ᑕᑕᑕᑕᑕ ᑕᑕᑕᑕᑕᑕᑕ
ᑕᑕᑕᑕᑕ ᑕᑕᑕᑕᑕ ᑕᑕᑕᑕᑕᑕᑕᑕ. ᑕᑕᑕᑕ
ᑕᑕᑕᑕᑕᑕ Room 1200, 130
Slater Street, Ottawa, Ontario,
K1P 6E2. ᑕᑕᑕᑕᑕᑕᑕ ᑕᑕ:
(613) 238-1096.
ᑕᑕᑕᑕᑕᑕ ᑕᑕᑕᑕᑕᑕ 053-3758
ᑕᑕᑕᑕᑕ ᑕᑕᑕᑕᑕ: ᑕᑕ ᑕᑕᑕᑕᑕ
ᑕᑕᑕᑕᑕᑕᑕᑕ / ᑕᑕᑕᑕᑕᑕᑕ: ᑕᑕ ᑕᑕᑕᑕ
ᑕᑕᑕᑕᑕᑕᑕᑕᑕ: ᑕᑕ ᑕᑕᑕᑕᑕ
ISSN 0828-9048



Nunavut
Constitutional Forum
Suite 300
63 Sparks Street
Ottawa, Ontario
K1P 5A6

[illegible]

CALLC ΛΔ^bΥ^cbc^c>J^c με>c▷n◁Γ^b

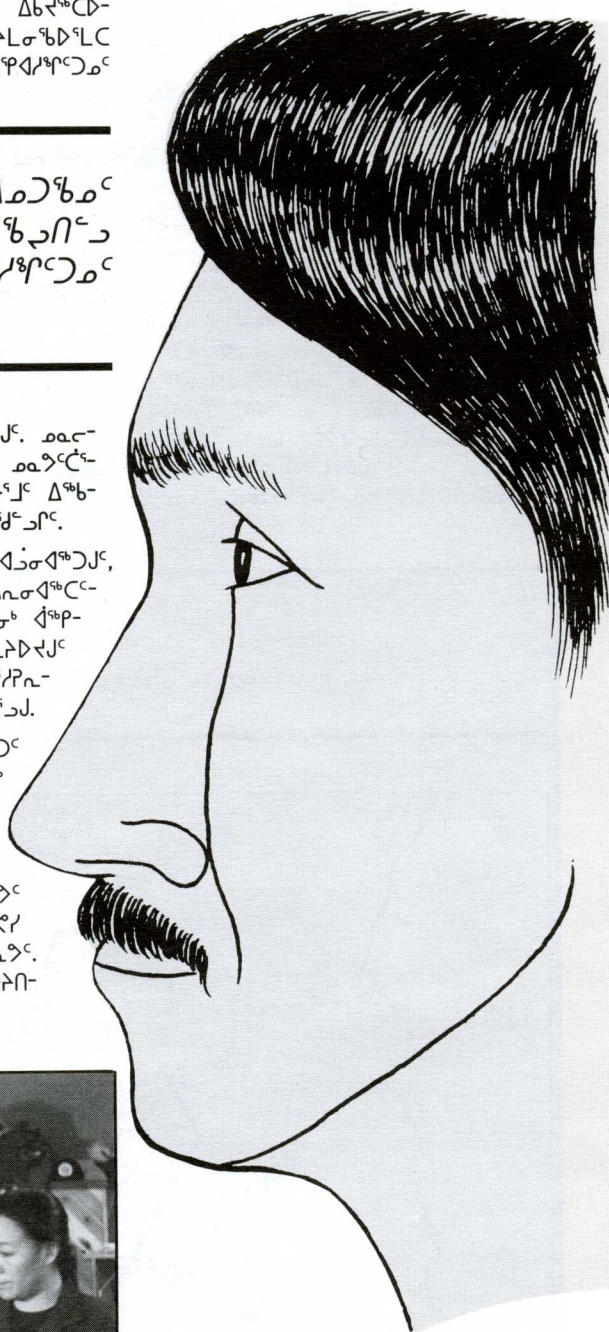
5a $\Delta L P \Delta C \Delta < \Delta^9 b \Delta r^8 r^c$

[illegible][illegible][illegible][illegible]

Δμοῖς Δβ^ςCDPΔ^ςβ^ςCC^ςU^ς μα^ςU^ς-
 ΓΔ^ς C^ςPDσΔ^ςσ ΔLΔ Δ^ςU^ςσΔ^ςσ

[illegible]

$\Delta b^{\epsilon} c^{\epsilon} d^{\epsilon} e^{\epsilon} f^{\epsilon} g^{\epsilon} h^{\epsilon} i^{\epsilon} j^{\epsilon} k^{\epsilon} l^{\epsilon} m^{\epsilon} n^{\epsilon} o^{\epsilon} p^{\epsilon} q^{\epsilon} r^{\epsilon} s^{\epsilon} t^{\epsilon} u^{\epsilon} v^{\epsilon} w^{\epsilon} x^{\epsilon} y^{\epsilon} z^{\epsilon}$
 $a^{\epsilon} b^{\epsilon} c^{\epsilon} d^{\epsilon} e^{\epsilon} f^{\epsilon} g^{\epsilon} h^{\epsilon} i^{\epsilon} j^{\epsilon} k^{\epsilon} l^{\epsilon} m^{\epsilon} n^{\epsilon} o^{\epsilon} p^{\epsilon} q^{\epsilon} r^{\epsilon} s^{\epsilon} t^{\epsilon} u^{\epsilon} v^{\epsilon} w^{\epsilon} x^{\epsilon} y^{\epsilon} z^{\epsilon}$
 $a^{\epsilon} b^{\epsilon} c^{\epsilon} d^{\epsilon} e^{\epsilon} f^{\epsilon} g^{\epsilon} h^{\epsilon} i^{\epsilon} j^{\epsilon} k^{\epsilon} l^{\epsilon} m^{\epsilon} n^{\epsilon} o^{\epsilon} p^{\epsilon} q^{\epsilon} r^{\epsilon} s^{\epsilon} t^{\epsilon} u^{\epsilon} v^{\epsilon} w^{\epsilon} x^{\epsilon} y^{\epsilon} z^{\epsilon}$
 $a^{\epsilon} b^{\epsilon} c^{\epsilon} d^{\epsilon} e^{\epsilon} f^{\epsilon} g^{\epsilon} h^{\epsilon} i^{\epsilon} j^{\epsilon} k^{\epsilon} l^{\epsilon} m^{\epsilon} n^{\epsilon} o^{\epsilon} p^{\epsilon} q^{\epsilon} r^{\epsilon} s^{\epsilon} t^{\epsilon} u^{\epsilon} v^{\epsilon} w^{\epsilon} x^{\epsilon} y^{\epsilon} z^{\epsilon}$

[illegible][illegible][illegible][illegible]

6