

**ABORIGINAL COMMUNITY
OF THE
NATIVE ALLIANCE OF QUEBEC**

**MEMBERSHIP CODE
GOVERNING THE NATION**

AUGUST 1996

EDITED - CORRECTED JULY 1997

FINAL VERSION

INTRODUCTION

CLAUSE 1

WE, THE LINEAL DESCENDANTS OF FIRST NATIONS: THE ALGONQUINS (KITCHI-SIPI-NINI, MAKWA-NINI, AMIK-NINI, NIPISSING, KINONJE-NINI, OUESKA-NINI, TEMISKAMING, ETC...); THE WABAN-AKKI (PENOBSCOT, MICMAC, ETCHEMIN, MARANGUANSETT, PASSAMAQUODDY, MAHIGAN, ABENAKI, ETC...); THE ATTIKAMEK (SOUTHERN CREE, TÊTE-DE-BOULE, ETC...); THE AGNIERONON (MOHAWK, KANIENKEHAKA, ETC...); THE CREES (KINISTINO, MASKEGON, TAPINI, MISTASSIN, ETC...); THE MONTAGNAIS (KAGUANONG, PISSIEW, PAPINACHOIS, BETSIAMITE, ESCOUMINS, ETC...); THE NASKAPIS (CHIMO, NASKAPI, ETC...); THE WENDATS (TIONONTATI, TOBACCO, GENS-DE-LA-CORDE-ATTINGNEENONGNAHAE, GENS-DE-L'OURS-ATTIGNAWATAN, CEUX-DU-CERF-TAHONTAENRAT, CEUX-DES-PIERRES-AHRENDARRHONON, ATARONCHONON, WENROHRONON AND ATAONTHRATARONON, CEUX-DE-LA-LOUTRE) AND MICMACS BEING, FROM COLLECTIVE MEMORY, THE FIRST SETTLERS ESTABLISHED IN DISTINCT SOCIETIES OF THE TERRITORY NOW KNOWN UNDER THE NAME "PROVINCE OF QUEBEC", BEING POLITICALLY ORGANIZED BY A MEMBERSHIP TO THE NATIVE ALLIANCE OF QUEBEC CORPORATION, NOT BEING SERVED BY NATION GOVERNMENTS CREATED BY THE COLONIAL APPARATUS KNOWN AS THE DEPARTMENT OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT OF CANADA AND BEING IDENTIFIED AS BELONGING TO A POLITICALLY, SOCIALLY, ECONOMICALLY AND CULTURALLY DISTINCT NATION, REQUEST FROM THE ESTABLISHED GOVERNMENTS ON OUR TERRITORY WITHOUT OUR CONSENT BUT WITH GREAT TOLERANCE, THAT THEY RESPECT OUR MEMBERSHIP CODE AND OUR RIGHT TO POLITICAL SELF-DETERMINATION BY AGREEING TO OUR REQUEST TO CREATE AN ADMINISTRATIVE BODY WHICH WILL BE KNOWN UNDER THE NAME ABORIGINAL COMMUNITY NATION OF THE NATIVE ALLIANCE OF QUEBEC.

RULE 1

DEFINITION

CLAUSE 2

THE CLAUSES OF THIS MEMBERSHIP CODE GOVERNING THE ABORIGINAL COMMUNITY'S NATION OF THE NATIVE ALLIANCE OF QUEBEC HAVE BEEN CARRIED OUT TO EASE THE REINTEGRATION OF ALL ABORIGINAL PEOPLE RESIDING OUTSIDE RESERVES IN THE PROVINCE OF QUEBEC AND WHO ARE NOT PART OF ANY OTHER REPRESENTATIVE ASSOCIATION IN NORTH AMERICA.

CLAUSE 3

IN THIS MEMBERSHIP CODE, THE FOLLOWING WORD OR GROUP OF WORDS MEANS:

NAQ'S ABORIGINAL COMMUNITY

ALL ABORIGINAL PEOPLE WHO

A) RESIDE OFF RESERVE IN THE PROVINCE OF QUEBEC OR, IF NOT RESIDENT IN QUEBEC, HAVE A STRONG ANCESTRAL TIE TO A QUEBEC FIRST NATION, INCLUDING THE NAQ NATION, AND;

B) OUTSIDE RESERVES IN THE PROVINCE OF QUEBEC AND WHO ARE NOT PART OF ANY OTHER ASSOCIATION IN NORTH AMERICA.

GREAT NATION COUNCIL

PERSONS WHO ARE ELECTED BY REGULAR MEMBERS TO REPRESENT THE N.A.Q. ABORIGINAL COMMUNITY NATION.

LOCAL COMMUNITY COUNCIL

PERSONS ELECTED BY LOCAL REGULAR MEMBERS TO REPRESENT LOCAL COMMUNITIES OF THE N.A.Q. ABORIGINAL COMMUNITY NATION.

LOCAL ADMITTING (MEMBERSHIP) COMMITTEE

PERSONS WHO HAVE BEEN CHOSEN BY THE LOCAL COMMUNITY TO CONTROL NATION MEMBERSHIP TO THE N.A.Q. ABORIGINAL COMMUNITY NATION.

REGISTRAR

PERSON HIRED BY THE GREAT NATION COUNCIL TO ADMINISTER ALL ASPECTS OF ABORIGINAL PERSONS RESIDING IN THE PROVINCE OF QUEBEC AND WHO WISH TO BECOME MEMBERS OF THE N.A.Q. ABORIGINAL COMMUNITY NATION IN ACCORDANCE WITH THE CODE IN EFFECT AND THE ESTABLISHED ADMINISTRATIVE PROCESS.

APPLICANT

AN ABORIGINAL PERSON WHO WISHES TO BECOME A MEMBER OF THE QUEBEC ABORIGINAL COMMUNITY NATION IN ACCORDANCE WITH THE REGULATIONS OF THIS CODE AND THE ESTABLISHED ADMINISTRATIVE PROCESS.

LINEAL DESCENDANT

AN INDIVIDUAL WHO DESCENDS DIRECTLY OR COLLATERALLY WITHOUT LIMITATION OF DEGREE.

REGISTRY OF MEMBERS

THE REGISTRY EXPECTED UNDER THIS CODE WHERE THE NAME OF EACH REGULAR OR ASSOCIATED MEMBER OF A REGULAR MEMBER OF THE N.A.Q. ABORIGINAL COMMUNITY NATION IS RECORDED.

LIST OF MEMBERS

THE LIST OF REGULAR MEMBERS MAINTAINED LEGALLY BY THE N.A.Q.
ABORIGINAL COMMUNITY NATION.

BAND MEMBERSHIP

THE LIST OF MEMBERS MAINTAINED BY THE REGISTRAR OF INDIAN AFFAIRS
OR BY A BAND, IN ACCORDANCE WITH THE INDIAN ACT, R.S.C., 1985

GENERAL LIST OF DIAND

THE LIST HELD BY THE DEPARTMENT OF INDIAN AFFAIRS AND NORTHERN
DEVELOPMENT OF CANADA WHERE THE NAME OF EACH INDIVIDUAL HAVING
THE RIGHT TO BE REGISTERED AS A REGULAR MEMBER OF THE N.A.Q.
ABORIGINAL COMMUNITY NATION IS REGISTERED.

MEMBER

ANY INDIVIDUAL CONSIDERED AS A PERSON WITH RIGHTS UNDER THE CODE
GOVERNING THE MEMBERSHIP OF THE N.A.Q. ABORIGINAL COMMUNITY
NATION.

ABORIGINAL

ANY PERSON DETERMINED TO BE A LINEAL DESCENDANT OF THE
ABORIGINAL PEOPLE OF NORTH AMERICA.

CHILD

INCLUDES ANY INDIVIDUAL NOT HAVING YET REACHED 18 YEARS OF AGE,
WITHOUT ANY CONSIDERATION OF HIS/HER RACE OR OF HIS/HER NATION OF
ORIGIN.

NON-ABORIGINAL

ANY PERSON WHO IS NOT AN ABORIGINAL.

COMMON TERRITORY

THE TERRITORY BELONGING TO THE NATION OF THE N.A.Q. ABORIGINAL COMMUNITY. OVER WHICH THE NATION EXERCISES AN AUTHORITY AND JURISDICTION AND OVER WHICH ALL MEMBERS HAVE A RIGHT OF ENJOYMENT ACCORDING TO THE LAWS OF THE N.A.Q. ABORIGINAL COMMUNITY NATION GOVERNING THE COMMON TERRITORY.

PRIVATE TERRITORY

ANY AND ALL PRIVATE PROPERTIES OUTSIDE THE COMMON TERRITORY BELONGING EXCLUSIVELY OR IN COMMON PROPERTY TO A REGULAR MEMBER OF THE N.A.Q. ABORIGINAL COMMUNITY NATION.

GENDER

THE USE OF THE MASCULINE INCLUDES THE FEMININE AND MASCULINE GENDERS WHEN IT REFERS TO INDIVIDUALS.

RULE 2RULE GOVERNING THE N.A.Q.
ABORIGINAL COMMUNITY NATION

CLAUSE 4

ALL REGULAR MEMBERS HAVE ACCESS TO ALL RIGHTS OF ENJOYMENT PUT AT THEIR DISPOSAL ACCORDING TO THE LAWS OF THE N.A.Q. ABORIGINAL COMMUNITY NATION WHICH WILL BE APPLIED TO ALL THE COMMON AND PRIVATE TERRITORY AND TO THE ABORIGINAL RIGHTS RECOGNIZED BY THE CONSTITUTION, THE RIGHTS RECOGNIZED BY FEDERAL AND/OR PROVINCIAL LEGISLATION AND THE RIGHTS OF FREE ACCESS TO INTERNATIONAL BORDERS OF THE "JAY TREATY OF 1794".

CLAUSE 5

THE SCOPE OF THE N.A.Q. ABORIGINAL COMMUNITY NATION IS DEFINED IN TWO CATEGORIES OF PERSONS, WHO MUST HAVE NORMALLY RESIDED IN THE PROVINCE OF QUEBEC FOR THE LAST SIX MONTHS.

- 1) REGULAR MEMBER
- 2) ASSOCIATE MEMBER

CLAUSE 6

REGULAR MEMBER

PERSONS ENTITLED TO BECOME A REGULAR MEMBER OF THE N.A.Q. ABORIGINAL COMMUNITY NATION INCLUDE ANY INDIVIDUAL WHO, ACCORDING TO THE FOLLOWING DEFINITION, MEETS ONE OF THE PROVISIONS OF THIS CLAUSE:

- A) ALL PERSONS OF DIRECT DESCENT OF AN ABORIGINAL BORN IN OR OUT OF THE PROVINCE OF QUEBEC WHO NORMALLY RESIDES OFF-RESERVE IN THE PROVINCE OF QUEBEC OR, IF NOT RESIDENT IN QUEBEC, HAVING A STRONG ANCESTRAL TIE TO A QUEBEC FIRST NATION, INCLUDING THE NATION OF THE ABORIGINAL COMMUNITY OF THE N.A.Q., AND WHO:

- B) ARE NOT MEMBERS OF ANOTHER REPRESENTATIVE ASSOCIATION IN NORTH AMERICA, OTHER THAN AS A MEMBER, BUT NOT AN ELECTOR, OF AN INDIAN ACT BAND OR SUCCESSOR ENTITY IN CANADA;
- C) ANY ABORIGINAL PERSON, OF LINEAL DESCENT WHO IS A MEMBER OF A NATION, A REPRESENTATIVE ASSOCIATION OR OF AN ABORIGINAL COMMUNITY IN NORTH AMERICA AND WHO WISHES, BY ADMINISTRATIVE TRANSFER, TO BECOME A MEMBER OF THE N.A.Q. ABORIGINAL COMMUNITY NATION AND WHO MUST:
- 1) BE ACCEPTED BY A MAJORITY OF 50 % + 1 OF THE REGULAR MEMBERS OF A LOCAL COMMUNITY FROM THE N.A.Q. ABORIGINAL COMMUNITY NATION, WHICH MUST TAKE INTO ACCOUNT, IN THE BEST INTERESTS OF THE LOCAL COMMUNITY, THE REPUTATION AND THE GOOD MORALS OF THIS ABORIGINAL PERSON.
 - 2) DEMONSTRATE IN WRITING THE REASONS WHY HE WANTS TO JOIN THE N.A.Q. ABORIGINAL COMMUNITY NATION.
- D) ANY REGULAR MEMBER OF THE N.A.Q. ABORIGINAL COMMUNITY NATION REGISTERED ON ANY BAND LIST OR THE GENERAL LIST OF THE DEPARTMENT OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT OF CANADA AFTER THE IMPLEMENTATION OF BILL C-31 WHO IS NOT AN ELECTOR OF A BAND, RESIDES OUTSIDE A RESERVE AND WHO IS NOT A MEMBER OF ANOTHER REPRESENTATIVE ASSOCIATION.
- E) ANY ABORIGINAL PERSON WHO IS A REGULAR MEMBER OF A NATION, OF ANOTHER ABORIGINAL ASSOCIATION OR COMMUNITY OUTSIDE THE PROVINCE OF QUEBEC RECOGNIZED BY THE N.A.Q. ABORIGINAL COMMUNITY NATION, WHO MARRIES A REGULAR MEMBER AND WHO WISHES, BY ADMINISTRATIVE TRANSFER, TO BECOME A MEMBER OF THE N.A.Q. ABORIGINAL COMMUNITY NATION.
- F) ALL LEGALLY ADOPTED CHILDREN OF A REGULAR MEMBER, BORN IN OR OUT OF WEDLOCK, INCLUDING CHILDREN ADOPTED IN

ACCORDANCE WITH ABORIGINAL CUSTOM BY A REGULAR MEMBER, BY A FAMILY CLAN, THE LOCAL COMMUNITY OR BY THE NATION OF THE ABORIGINAL COMMUNITY OF THE NAQ.

- G) ANY REGULAR MEMBER WHO HAS GONE THROUGH THE REVISION PROCESS OF THE MEMBERSHIP OF THE N.A.Q. ABORIGINAL COMMUNITY NATION, ACCORDING TO A RESOLUTION DULY APPROVED AT THE GENERAL ASSEMBLY OF AUGUST 1984 AND WHOSE NAME APPEARS ON THE REVISED LIST OF THE N.A.Q. ABORIGINAL COMMUNITY NATION FROM THE DATE OF APPLICATION OF THE RESOLUTION.

NOTE: THIS PARAGRAPH IS CONDITIONAL AND APPLICABLE TO REVISIONS MADE IN ACCORDANCE WITH THE N.A.Q. STATUTES AND REGULATIONS.

- H) ALL ABORIGINAL PERSONS AND THEIR LINEAL DESCENDANTS IN THE PROVINCE OF QUEBEC, HAVING BEEN SUBJECT TO THE FEDERAL GOVERNMENT'S NON COMPLIANCE OF ITS OBLIGATIONS REGARDING THE GENERAL LIST OF MEMBERS OF THE N.A.Q. ABORIGINAL COMMUNITY NATION.

CLAUSE 7

ASSOCIATE MEMBER

ANY INDIVIDUAL WHO, ACCORDING TO THE FOLLOWING DEFINITION, COMPLIES TO ONE OF THE PROVISIONS OF THIS CLAUSE CAN BE AN ASSOCIATE MEMBER TO A REGULAR MEMBER OF THE N.A.Q. ABORIGINAL COMMUNITY NATION:

- A) ANY NON-ABORIGINAL PERSON, NOT BEING A MEMBER OF ANOTHER NATION, ASSOCIATION OR ABORIGINAL COMMUNITY, ASSOCIATED TO A REGULAR MEMBER OF THE N.A.Q. ABORIGINAL COMMUNITY NATION, BY MARRIAGE CONTRACT UNTIL HIS DIVORCE OR LEGAL SEPARATION FROM THE REGULAR MEMBER TO WHOM HE IS ASSOCIATED WITH, OR BY REMARRIAGE TO A NON-ABORIGINAL PERSON.

- B) ANY REGULAR MEMBER OF ANOTHER NATION, ASSOCIATION OR ABORIGINAL COMMUNITY ASSOCIATED BY MARRIAGE CONTRACT WITH A REGULAR MEMBER OF THE N.A.Q. ABORIGINAL COMMUNITY NATION BUT WHO WISHES TO MAINTAIN HIS MEMBERSHIP WITH HIS NATION, ASSOCIATION OR COMMUNITY OF ORIGIN.
- C) ANY ASSOCIATE MEMBER TO A REGULAR MEMBER WHEN THE REGULAR MEMBER HAS BEEN ACCEPTED THROUGH THE REVISION PROCESS OF MEMBERS OF THE N.A.Q. ABORIGINAL COMMUNITY NATION ACCORDING TO A RESOLUTION PASSED AT ITS ANNUAL PROVINCIAL GENERAL ASSEMBLY OF AUGUST 1984 AND WHOSE NAME APPEARS ON THE N.A.Q. ABORIGINAL COMMUNITY NATION REVISED LIST FROM THE DATE OF IMPLEMENTATION OF THE RESOLUTION.

NOTE: THIS PARAGRAPH IS SUBJECT TO THE MEMBERSHIP COMPLIANCE OF THE REGULAR MEMBER TO THE N.A.Q. STATUTES AND REGULATIONS.

RULE 3ADMITTING (MEMBERSHIP) COMMITTEE FOR LOCAL COMMUNITIES

CLAUSE 8

THE ADMITTING (MEMBERSHIP) COMMITTEE OF A LOCAL COMMUNITY IS THE ONLY ENTITY MANDATED TO INITIATE MEMBERSHIP IN THE N.A.Q. ABORIGINAL COMMUNITY NATION.

CLAUSE 9

A LOCAL ADMITTING (MEMBERSHIP) COMMITTEE IS COMPRISED OF THREE (3) REGULAR N.A.Q. ABORIGINAL COMMUNITY NATION MEMBERS AND CHOSEN BY THE LOCAL COMMUNITY.

CLAUSE 10

ONLY PERSONS MEETING THE CRITERIA SET IN CLAUSE 6 OF THIS CODE GOVERNING THE N.A.Q. ABORIGINAL COMMUNITY NATION, ACCORDING TO THE ESTABLISHED BY-LAWS, ARE EMPOWERED TO SIT ON THE LOCAL ADMITTING COMMITTEE

CLAUSE 11

THE LOCAL ADMITTING COMMITTEE HAS AUTHORITY TO ANALYZE AND APPROVE ANY REQUEST FILED AND SIGNED BY AT LEAST TWO (2) MEMBERS OF THE LOCAL ADMITTING COMMITTEE, ACCORDING TO THE ESTABLISHED BY-LAWS.

CLAUSE 12

THE LOCAL ADMITTING COMMITTEE MUST SEND TO THE N.A.Q. ABORIGINAL COMMUNITY NATION REGISTRAR, ACCORDING TO THE ESTABLISHED ADMINISTRATIVE PROCESS, ANY COMPLETED FORM TO RECEIVE THE MEMBERSHIP CARD.

RULE 4

NATIVE ALLIANCE OF QUEBEC ABORIGINAL COMMUNITY REGISTER

CLAUSE 13

THE NATIVE ALLIANCE OF QUEBEC ABORIGINAL COMMUNITY NATION MUST KEEP A REGISTER CONTAINING THE LIST OF ALL ABORIGINAL COMMUNITY MEMBERS OF THE NATIVE ALLIANCE OF QUEBEC.

CLAUSE 14

THIS REGISTER SHALL CONTAIN:

A) REGULAR MEMBER

THE REGISTER SHALL CONTAIN THE NAME OF THE ABORIGINAL PERSON, REGULAR MEMBER OF THE NATIVE ALLIANCE OF QUEBEC ABORIGINAL COMMUNITY NATION, OF LINEAL DESCENT, THE DATE OF HIS INSCRIPTION IN THE REGISTER AS A REGULAR MEMBER, HIS DATE OF BIRTH, HIS SOCIAL INSURANCE NUMBER, HIS MAIN RESIDENCE, HIS SIGNATURE ON THE MEMBERSHIP DOCUMENT CONFIRMING HIS COMPLIANCE WITH ANY AND ALL RULES OF THE CODE AND THAT HE WILL ABIDE BY THE BY-LAWS IN EFFECT GOVERNING THE COMMON AND PRIVATE TERRITORY OF THE NATIVE ALLIANCE OF THE QUEBEC ABORIGINAL COMMUNITY NATION.

B) ASSOCIATE MEMBER TO A REGULAR MEMBER

THE REGISTER SHALL CONTAIN THE NAME OF AN INDIVIDUAL ASSOCIATED TO A REGULAR MEMBER OF THE NATIVE ALLIANCE OF QUEBEC ABORIGINAL COMMUNITY NATION BY MARRIAGE CONTRACT, HIS DATE OF BIRTH, THE MARRIAGE CERTIFICATE, HIS SOCIAL INSURANCE NUMBER, HIS MAIN RESIDENCE, HIS SIGNATURE ON THE MEMBERSHIP DOCUMENT CONFIRMING HIS COMPLIANCE WITH ANY AND ALL RULES OF THE CODE AND THAT HE WILL ABIDE BY THE BY-LAWS IN EFFECT GOVERNING THE COMMON AND PRIVATE TERRITORY OF THE NATIVE ALLIANCE OF QUEBEC ABORIGINAL COMMUNITY NATION.

C) REGULAR MEMBER OF ANOTHER NATION, ASSOCIATION OR OTHER ABORIGINAL COMMUNITY TRANSFERRING TO THE NATIVE ALLIANCE OF QUEBEC ABORIGINAL COMMUNITY NATION

THE REGISTER SHALL CONTAIN THE NAME OF THE REGULAR MEMBER OF THE OTHER NATION, ASSOCIATION OR ABORIGINAL COMMUNITY WISHING . BY ADMINISTRATIVE TRANSFER, TO BECOME A MEMBER OF THE NATIVE ALLIANCE OF QUEBEC ABORIGINAL COMMUNITY NATION, A LETTER OF HIS REPRESENTATIVES EVIDENCING HIS TRANSFER FROM HIS NATION, ASSOCIATION OR COMMUNITY OF ORIGIN, HIS DATE OF BIRTH, HIS SOCIAL INSURANCE NUMBER, HIS MAIN RESIDENCE, HIS SIGNATURE ON THE MEMBERSHIP DOCUMENT CONFIRMING HIS COMPLIANCE WITH ANY AND ALL RULES OF THE CODE AND THAT HE WILL ABIDE BY THE BY-LAWS IN EFFECT GOVERNING THE COMMON AND PRIVATE TERRITORY OF THE NATIVE ALLIANCE OF QUEBEC ABORIGINAL COMMUNITY NATION.

D) CHILD OR INDIVIDUAL LEGALLY ADOPTED OR ADOPTED BY CUSTOM

THE REGISTER SHALL CONTAIN THE NAME OF THE CHILD ADOPTED, THE ADOPTION DOCUMENT, HIS DATE OF BIRTH, HIS MAIN RESIDENCE, AND HIS SIGNATURE ON THE MEMBERSHIP DOCUMENT CONFIRMING HIS COMPLIANCE WITH ANY AND ALL RULES OF THE CODE AND THAT HE WILL ABIDE BY THE BY-LAWS IN EFFECT GOVERNING THE COMMON AND PRIVATE TERRITORY OF THE NATIVE ALLIANCE OF QUEBEC ABORIGINAL COMMUNITY NATION.
(SIGNATURE REQUIRED FOR PERSONS OVER AGE 16).

E) REGULAR MEMBER TRANSFERRED TO ANOTHER ASSOCIATION, ABORIGINAL COMMUNITY OR NATION

THE REGISTER SHALL CONTAIN THE NAME OF THE REGULAR MEMBER WHO STOPPED BEING AN ACTIVE MEMBER, THE DATE OF HIS TRANSFER TO ANOTHER ASSOCIATION, ABORIGINAL COMMUNITY OR NATION.

F) DEATH OF A REGULAR MEMBER

THE REGISTER SHALL CONTAIN THE NAME OF A MEMBER ASSOCIATED TO A REGULAR MEMBER DECEASED, UNTIL HIS REMARRIAGE WITH A NON-ABORIGINAL.

G) ASSOCIATE MEMBER SEPARATED FROM A REGULAR MEMBER

THE REGISTER SHALL CONTAIN THE NAME OF A MEMBER ASSOCIATED TO A REGULAR MEMBER WHO HAS CEASED TO BE ASSOCIATED TO A REGULAR MEMBER BECAUSE THIS ASSOCIATED MEMBER IS LEGALLY SEPARATED, DIVORCED OR REMARRIED TO A NON-ABORIGINAL.

CLAUSE 15

THE REGISTER SHALL SHOW A GENERAL ALPHABETICAL LIST AND, A LOCAL ALPHABETICAL LIST BY LOCAL COMMUNITY WHICH MAKES UP THE NATIVE ALLIANCE OF THE QUEBEC ABORIGINAL COMMUNITY NATION. THE GENERAL LIST CAN BE VIEWED BY ALL REGULAR NATION MEMBERS DURING THE ADMINISTRATIVE OFFICE BUSINESS HOURS OF THE N.A.Q. ABORIGINAL COMMUNITY NATION. THE LOCAL LIST CAN BE VIEWED BY ALL LOCAL MEMBERS BY REQUEST TO THE LOCAL ADMITTING COMMITTEE OF THE LOCAL COMMUNITY.

RULE 5**THE REGISTRAR****CLAUSE 16**

THE REGISTRAR SHALL WORK UNDER THE SUPERVISION OF THE GRAND COUNCIL OF THE NATIVE ALLIANCE OF QUEBEC ABORJINAL COMMUNITY NATION.

CLAUSE 17

THE REGISTRAR SHALL WORK IN CLOSE RELATION WITH THE LOCAL ADMITTING COMMITTEES OF THE LOCAL COMMUNITIES.

CLAUSE 18

THE REGISTRAR SHALL COMMUNICATE AND EXPLAIN TO ALL PERSONS WHO MAKE A REQUEST, THE INFORMATION CONTAINED IN THE CODE AND ENSURE THAT ALL ADMISSION REQUESTS ARE SENT TO THE ADMITTING COMMITTEE OF THE LOCAL COMMUNITY.

CLAUSE 19

THE REGISTRAR IS NOT REQUIRED TO SEARCH FOR THE NAME OF THOSE WHO HAVE THE RIGHT TO MEMBERSHIP; ON THE OTHER HAND, HE CAN GIVE THE INFORMATION TO APPLICANTS ON FAMILY NAMES LIKELY TO BE PART OF THE FAMILY TREES OF THE APPLICANT'S FAMILY.

CLAUSE 20

THE REGISTRAR SHALL CAUSE TO BE KEPT UP TO DATE THE LIST AND THE REGISTER OF ALL REGULAR MEMBERS AND ANNOTATE ALL NECESSARY CHANGES SUCH AS DIVORCE, LEGAL SEPARATION, DEATH, BIRTH, ADOPTION, WITHDRAWAL, ADDITION, TRANSFER WHICH ARE SUBMITTED TO HIM BY THE LOCAL ADMITTING COMMITTEE.

CLAUSE 21

THE REGISTRAR SHALL BE IN CONTACT WITH THE REGISTRAR OF THE DEPARTMENT OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT OF CANADA TO TRANSMIT REGULARLY THE NAMES OF REGULAR MEMBERS NEWLY REGISTERED

ON THE LIST OF THE NATIVE ALLIANCE OF QUEBEC ABORIGINAL COMMUNITY NATION.

CLAUSE 22

THE REGISTRAR SHALL BE A REGULAR MEMBER REGISTERED ON THE LIST OF THE NATIVE ALLIANCE OF QUEBEC ABORIGINAL COMMUNITY NATION.

CLAUSE 23

THE REGISTRAR SHALL TRANSMIT TO THE REPRESENTATIVES OF THE GRAND COUNCIL OF THE N.A.Q. ABORIGINAL COMMUNITY NATION THE COMPLETED FORMS FOR THE ISSUANCE OF MEMBERSHIP CARDS.

CLAUSE 24

THE REGISTRAR SHALL ADD TO THE FAMILY TREE OF FAMILY CLANS, LINEALLY OR COLLATERALLY, ALL INFORMATION DEEMED RELEVANT TO IDENTIFY A REGULAR MEMBER OF THE N.A.Q. ABORIGINAL COMMUNITY NATION.

CLAUSE 25

THE REGISTRAR SHALL INSURE THAT THE WHOLE ADMINISTRATIVE PROCESS CONCERNING THE MEMBERSHIP TO THE N.A.Q. ABORIGINAL COMMUNITY NATION OPERATES ADEQUATELY AND TO BRING, IF REQUIRED, CORRECTIVE MEASURES WITH THE APPROVAL OF THE N.A.Q. ABORIGINAL COMMUNITY NATION'S GRAND COUNCIL.

CLAUSE 26

THE REGISTRAR SHALL KEEP INDEFINITELY IN THE REGULAR AND ASSOCIATE MEMBERS' FILES THE ADMINISTRATIVE MEMBERSHIP FORMS, DULY COMPLETED, ACCORDING TO THEIR INSCRIPTION IN THE N.A.Q. ABORIGINAL COMMUNITY NATION REGISTER.

RULE 6APPEAL PROCEDURE

CLAUSE 27

ANY INDIVIDUAL APPLYING TO BE AND CONTENDING TO BE AN ABORIGINAL HAS RECOURSE TO A HIGHER JURISDICTION TO OBTAIN REVIEW OF THE JUDGMENT FROM THE LOCAL ADMITTING COMMITTEE IF HE IS REFUSED MEMBERSHIP OR IF HIS MEMBERSHIP IS REVOKED.

CLAUSE 28

THE REGISTRAR SHALL, WITH THE SUPPORT OF THE LOCAL ADMITTING COMMITTEE OF THE LOCAL COMMUNITY WHERE THE INDIVIDUAL APPLYING TO BE AN ABORIGINAL HAS SUBMITTED HIS REQUEST, STATE IN WRITING THE MOTIVES FOR THE REFUSAL OF THE INDIVIDUAL.

CLAUSE 29

THE CLAIMANT SHALL SUBMIT A WRITTEN REQUEST TO THIS EFFECT TO THE REGISTRAR, CLEARLY STATING THE MOTIVES WHICH, IN HIS OPINION, JUSTIFY THE REQUESTED CHANGE.

CLAUSE 30

FIRST APPEAL:

THE LOCAL COMMUNITY COUNCIL HAS THE AUTHORITY TO REVISE THE DECISION HANDED DOWN BY THE LOCAL ADMITTING COMMITTEE AT THE FIRST APPEAL STAGE.

CLAUSE 31

SECOND APPEAL:

IN THE EVENT THAT THE CLAIMANT HOLDS THAT THE DECISION ISSUED BY THE LOCAL COMMUNITY COUNCIL DOES NOT CLEARLY STATE THE MOTIVES OF THE REFUSAL FOR MEMBERSHIP TO THE NATION, HE CAN REQUEST THAT THE DECISION ISSUED BY THE LOCAL COMMUNITY COUNCIL BE BROUGHT FOR A SECOND APPEAL TO THE N.A.Q. ABORIGINAL COMMUNITY NATION GRAND COUNCIL, WHO WILL ACT AS A PEACE TRIBUNAL.

CLAUSE 32

THE PEACE TRIBUNAL CAN SUMMON THE INDIVIDUALS IT FEELS ARE NEEDED DURING ITS DELIBERATIONS.

CLAUSE 33

THE CLAIMANT CAN SUMMON INDIVIDUALS TO HELP HIM PRESENT HIS CASE DURING THE DELIBERATIONS OF THE PEACE TRIBUNAL.

CLAUSE 34

NO TIME LIMIT IS PRESCRIBED FOR THE CLAIMANT TO GATHER MOTIVES OR DOCUMENTS WHICH WILL ALLOW HIM TO PRESENT HIS CASE TO THE PEACE TRIBUNAL.

CLAUSE 35

THE PEACE TRIBUNAL HEARING SHALL BE HELD IN CAMERA AT TIMES PRESCRIBED BY THE TRIBUNAL. THE PEACE TRIBUNAL SHALL ISSUE ITS DECISION WITHIN 90 DAYS FOLLOWING THE HEARING WHICH SHALL STEM FROM THE EVIDENCE RECEIVED DURING THE HEARING.

CLAUSE 36

IN THE EVENT THAT THE PEACE TRIBUNAL JUDGED THAT THE CLAIMANT HAS NOT YET DEMONSTRATED HIS CONTENTION THAT HE IS ABORIGINAL, HE IS ALLOWED TO PRESENT HIS CASE AT A LATER DATE PRESCRIBED BY THE PEACE TRIBUNAL.

CLAUSE 37

ANY INDIVIDUAL CLAIMING TO BE AN ABORIGINAL CAN APPEAR IN FRONT OF THE PEACE TRIBUNAL UNTIL HE RECEIVES COMPLETE SATISFACTION.

CLAUSE 38

THE PEACE TRIBUNAL MEMBERS AND THE INDIVIDUALS WHO TAKE PART IN THE DELIBERATION MUST REMAIN SILENT ON THE SUBJECT UNTIL THE FINAL JUDGMENT DATE OF ANY INDIVIDUAL CLAIMING TO BE AN ABORIGINAL.

CLAUSE 39

THE REGISTRAR MUST KEEP, FOR THE PEACE TRIBUNAL, THE CLAIMANT'S FILE AS LONG AS THE JUDGMENT IS NOT ISSUED.

CLAUSE 40

ANY FINAL DECISION OF THE PEACE TRIBUNAL CAN BE CHALLENGED BY A REGULAR MEMBER OF THE N.A.Q. ABORIGINAL COMMUNITY NATION IN THE EVENT THAT IT IS SUPPORTED BY THE SIGNATURE OF AT LEAST TEN REGULAR MEMBERS. HE MUST PRESENT THIS CHALLENGE IN WRITING, STATING THE MOTIVES WHICH, ACCORDING TO HIM, JUSTIFY THE REQUIRED CHANGE, WITHIN 90 DAYS FOLLOWING THE PEACE TRIBUNAL DECISION.

CLAUSE 41

THE JUDGEMENT OF THE PEACE TRIBUNAL SHALL BE FINAL AND CONCLUSIVE, SUBJECT ONLY TO AN APPEAL BY THE PERSON WHOSE APPLICATION HAS BEEN REJECTED OR ON WHOSE BEHALF AN APPLICATION HAS BEEN MADE, TO THE FEDERAL COURT OF CANADA WITHIN SIX MONTHS AFTER A FINAL JUDGEMENT OF THE TRIBUNAL. THE FEDERAL COURT OF CANADA MAY, AFTER HEARING AN APPEAL UNDER THIS CLAUSE, AFFIRM THE DECISION OF THE TRIBUNAL OR REFER THE SUBJECT MATTER OF THE APPEAL BACK TO THE TRIBUNAL FOR RECONSIDERATION OR FURTHER INVESTIGATION.

RULE 7

FINAL CLAUSE

CLAUSE 42

THE MEMBERSHIP CODE RULES GOVERNING THE N.A.Q. ABORIGINAL COMMUNITY NATION COME INTO EFFECT AUGUST 25, 1996 AND THE REGULAR MEMBERS LIST SHALL BE THE ONE ESTABLISHED AND MAINTAINED BY THE NATION, ACCORDING TO THE MEMBERSHIP CODE RULES GOVERNING ITS STRENGTH.

CLAUSE 43

THIS LIST SHALL INCLUDE, BY VESTED RIGHT, ALL REGULAR MEMBERS OF THE N.A.Q. ABORIGINAL COMMUNITY NATION WHOSE NAMES HAVE BEEN REVISED ACCORDING TO A RESOLUTION DULY CARRIED OUT AT ITS AUGUST 1984 PROVINCIAL ASSEMBLY AND ALL THOSE WHO ARE MEMBERS OF THE N.A.Q. ABORIGINAL COMMUNITY NATION AND WHO HAD THE RIGHT TO BE REGISTERED ON ANY BAND LIST OR THE GENERAL LIST OF THE DEPARTMENT OF INDIAN AFFAIRS AND NORTHERN DEVELOPMENT OF CANADA, ACCORDING TO THE DEFINITION OF THE INDIAN ACT BEFORE JUNE 27, 1987.

NOTE: SUBJECT TO NOTES ON PAGE 8 (PAR. G) AND PAGE 9 (PAR. C).

CLAUSE 44

THE PROVISIONS OF THIS MEMBERSHIP CODE GOVERNING THE N.A.Q. ABORIGINAL COMMUNITY NATION APPLY AS A NATION REGULATION FOR ALL MATTERS CONCERNING ITS STRENGTH, ACCORDING TO INTERNATIONAL LAWS AND NO COUNTRY OR STATE SHALL TAKE ANY ACTION, BY REGULATIONS OR OTHER MEANS PURSUANT TO ANY PROVINCIAL OR FEDERAL LEGISLATION, TO INTERFERE WITH THE SOVEREIGN POWER OF THE NATIVE ALLIANCE OF QUEBEC ABORIGINAL COMMUNITY NATION TO DETERMINE WHO ARE ITS REGULAR OR ASSOCIATED MEMBERS.

CLAUSE 45

ONLY THE GRAND COUNCIL OF THE N.A.Q. HAS THE AUTHORITY TO INDUCE THE ACCEPTANCE, REMOVAL, CHANGE, ADDITION OF CLAUSES OR IMPLEMENTATION OF RULES TO THIS CODE AND DEEMED REQUIRED FOR THE GOOD OF THE NATION.

CLAUSE 46

NO AMENDMENT CAN BE MADE TO THE MEMBERSHIP CODE OF THE N.A.Q. ABORIGINAL COMMUNITY NATION WITHOUT THE CONSENT OF 50 % + 1 OF ALL MEMBERS HAVING A VOTING RIGHT (16 YEARS OF AGE COMPLETED) AT SPECIAL GENERAL MEETINGS CONVENED TO THIS EFFECT IN ALL LOCAL COMMUNITIES OF THE N.A.Q. ABORIGINAL COMMUNITY NATION.

CLAUSE 47

THE GRAND COUNCIL OF THE NATIVE ALLIANCE OF QUEBEC SHALL EXERCISE ITS AUTHORITY IN GOOD FAITH, WITHOUT DISCRIMINATION AS TO SEX AND IN THE INTEREST AND WELL-BEING OF THE ABORIGINAL COMMUNITY OF THE NATIVE ALLIANCE OF QUEBEC.

CLAUSE 48

A REGULAR MEMBER OF THE N.A.Q. ABORIGINAL COMMUNITY NATION CANNOT, UNDER ANY CONSIDERATION, LOSE OR BE MADE TO LOSE HIS MEMBERSHIP, WITHOUT HIS CONSENT IF HE SUBSCRIBES TO EACH PROVISION OF THIS MEMBERSHIP CODE. ON THE OTHER HAND, HE CAN BE BANISHED FOR MAJOR CAUSE.

CLAUSE 49

ALL INDIVIDUALS CONTENDING TO BE ABORIGINAL AND WHO WISH TO BECOME REGULAR MEMBERS OF THE N.A.Q. ABORIGINAL COMMUNITY NATION SHALL PRESENT THEMSELVES AT THE GENERAL ASSEMBLY OF A LOCAL COMMUNITY. AN EXCEPTION CAN BE CONSIDERED BY THE REGISTRAR IN THE CASE OF HANDICAPPED PERSONS AND MEMBERS LIVING IN ISOLATED PLACES.

CLAUSE 50

IT SHALL ALWAYS BE THE RESPONSIBILITY OF INDIVIDUALS CONTENDING TO BE ABORIGINALS TO PROVIDE THE REQUIRED EVIDENCE TO BECOME REGULAR MEMBERS OF THE N.A.Q. ABORIGINAL COMMUNITY NATION.

CLAUSE 51

THE N.A.Q. ABORIGINAL COMMUNITY NATION CANNOT UNDER ANY CIRCUMSTANCES PAY FOR RESEARCH OR ANY OTHER COSTS PERTAINING TO ANY RESEARCH ACTIVITY OR DELIBERATION STEMMING FROM THIS MEMBERSHIP CODE.

CLAUSE 52

REGULAR AND ASSOCIATED MEMBERS OF THE N.A.Q. ABORIGINAL COMMUNITY NATION HAVING FREELY ACCEDED ARE BOUND BY ALL THE RULES OF THIS MEMBERSHIP CODE AND BY ALL REGULATIONS TO BE ENACTED BY THE GOVERNMENT OF THE N.A.Q. ABORIGINAL COMMUNITY NATION SO THAT IT CAN ADMINISTER ALL ITS COMMON AND PRIVATE TERRITORY.