

USKE

PRESENTATION ON

ADDITIONS TO RESERVE (ATR)



TOPICS THAT WILL BE COVERED

- What is an ATR? Additions to Reserve.

Mii onoway Kagii-at-akin isko-ni-kanan

- Why create a new or add to existing Reserve Land Base?

*Oh-gonan ka-ongi ohshi-chi-kati-in oshi isonikan asha
oma a-ahi-ma-kag isonikan aki*

- Is a proposal required?

Adawhen-dakon na gii-ka-way dang

- The 3 categories in the ATR policy by which a FN can use for this process.

*Niswi ono on an-koni-kay winan Anishinabek Ka-shi-
apa-gii-towat*

- What is an ATR?

Ka Na gii ni gatik isokni nark

- The acronym ATR means “Additions to Reserve”

Mii onoway Kagii-at-akin isko-ni-kanan

- It's a process through the ATR policy that allows a First Nation to expand their Reserve Land Base

*Mi way ishi chi kay win oma-ishi
ATR onako kay win
ka pakitindo Anishinaabek
chi-nakito-wat ishko nigan*

- It's an instrument Indigenous Services Canada (ISC) utilizes to implement the ATR process

*Mathini-kan Anishinaabek oda-ya-na-wa
Oma ogii Canada chi-aba gii-towat
Oshi-to-wat ishko-ni-gan*

What authority grants an ATR?

The Indian Act does not deal with ATR's

Anishinaabe on-nagonikwin onda si-ganth-awa ATR's.

1. ATR's are granted by ROYAL PEROGATIVE exercised by the Governor General in General in Council through an Order in Council

ATR's oma ogii-menawak oma ohgii kan-iganagith-owat okimak oma ongi onakoni-kay-wii nik

- ROYAL PREROGATIVE means the power of the Crown, as represented by the Governor in Council, to take action as an exercise of the executive power. Setting as side Land as Reserve is on such power
- *Gii gi-okima win-ata mask-co withi-win ayat oma gii-ni-ganish-kag oway on-koni-kay-win. Pa-kan aki agiii-kadic isoni-kan gii-ta-na-padak mi-way mas-cow-withi-win.*

2. Another authority derives from the Claims Settlement Implementation Acts. There is an Act for Alberta, Saskatchewan and Manitoba.

Minawa pesik kan-ikanagii-thoth wapa-da-way-wak on-nasow-way-win kawi-ishi chi-kakig. On-nashoway-win kawi-ishgish-kak aya-ma-katon Alberta, Saskatchewan tago Manitoba.

- This authority is only applicable to FN's that have opted in
- *Anishinaabek ata awi-giid-mowad oway ishi-chi-ka-win ta mina-wak.*
- Under this act, land is set apart as Reserve by Ministerial Order. It provides for a pre-reserve designation process and other tools that can accelerate an ATR and provide for greater certainty to third party interests.
- *Miway ishi-chi kawin Aki pakan achi-kata, iskoigan a-way ki-chi-ogimak ontinago-ni-kay-win. Ogi-ta-maka-magan kawi ison ikan-wag is-sich-kaywin atko apach-chigan gii magisa-makan shamak ATR gi-ogtam kit kan-no-day isi-gi-kowat*

THERE ARE 3 ATR POLICY CATEGORIES

Niswi aya-maka-toon ona-koni-gay-winan

An ATR initiative must clearly fit into one of these categories.

Piko ATR giimino thay-ik oma ish bezhig ona-koni-kay-win-nik

1. Legal Obligations and Agreements: To fulfill a legal obligation, for instance, a settlement agreement, a land claims settlement

*Ohna-so-ay-win Chi-pi-min-isa-mowat onago-ni-gay-winan
Ka-chi-nako gi-onkongawat Aki Kawakonat-mink*

2. Community Additions: where a First Nation needs more land because of community growth, for protection of cultural sites and for economic development

*Anishinaabek a-washi-may Aki kadaway da-mo-wat
ohtham anini-patanin-owat anoki-wi-nan gii-osit-ito-wat*

3. Tribunal Decisions: Where a First nation wants to acquire with funds awarded by a Specific Claims Tribunal

*Oni-kan-niik ka onako-nika-wat Anishinaabek chi-who-dith-
iwat sooniyan ogi oni-shi-way-wi-ning*

.... While ATR's may be time consuming, the new land transferred to Reserve Status is a fulfillment of outstanding land as promised by the Crown, for community growth, protection of cultural sites or economic development, depending on the location.

*Gi mana-gii ka tig Anishinaabek Ka-tanakamigitiwat isko
anoki-winan Ka-oshi-gi katakin.*

ATR is about expanding the Reserve land Base
ATR oway ogi chi-micha-gi gat-ak isonikan.

Once ATR has been triggered, a proposal must be developed
Ki-kishi-chi gatak ATR mazina-igan chi-oshi gi-kat.

ATR / RC Proposal Criteria Introduction

The First Nation, in developing an ATR / RC proposal must consider a set of criteria designed to ensure that the needs and rights of all who may be affected by the ATR are taken into full consideration. In addition, the First Nation must show that there are benefits on both the social and economic levels.

Anishinaabek oshi-ito-wat masina-igan ka-chi-nako giita-go-ko nido kawinawa oko-gana-wa-pa miko-wat way ATR.

The criteria is as follows

1. Duty to consult
Gii-wi-chiwat awiya
2. Environmental Management
Kishi-by Ka-na-ka-chi chi-kat-ak Aki
3. Improvements to Proposed Reserve Lands
Kata-shi-kigat kakw-way-daik iskonigan Aki
4. Other Federal Governmental Departments / Agencies
Ogimakan tago anokiwinan-awat
5. Existing Encumbrances
Kaa-pai-oma aya-maka-ton ogi-bi-tinaa-mo-wat ichi-chi-kaywinan
6. Third Party Access
Oda-gii-thok chi win-gii da mo-wat
7. Land Description
Annin ashinagok Aki
8. Provincial or Territorial Considerations
Ogimakanak chi maamawibiwag ongi Aki
9. Local Governments
Ogimaawining odanokii

