

# VIRTUAL WEBINAR

## Impact of COVID-19

### Part 4 – Community Perspectives

Thu, July 30<sup>th</sup> 2020

9:30 AM (PDT) – 90 minutes



Virtual Networking: Share your community approaches to COVID-19

Join at  
**slido.com**  
#TMPD-JUL-30



**Angie Derrickson**

Manager, Training, Mentorship  
& Professional Development

# TMPD Virtual Webinar Welcome



# 2020 Virtual Webinar Schedule



Training, Mentorship & Professional Development

## TMPD Virtual Webinar & Workshop 2020 Schedule

8.	Impacts COVID 19 – Part 4 – TBD	Jul 30
9.	Framework Agreement Background	Aug 13
10.	Matrimonial Real Property Laws under Land Code, NALMA-COEMRP Partnership	Aug 27
11.	Mines and Minerals, Oil and Gas, Surface Access – Title & OIC	Sep 10
12.	Planning, Planning Types and Integrated Planning	Sep 24
13.	Property Transfer Tax, TULO Partnership (Tzeachten Case Study)	Oct 8
14.	Impacts COVID 19 – Part 5 – TBD	Oct 22
15.	Lands Advisory Board – Annual General Meeting	Oct 27-28
16.	Different meanings of Consultation & Engagement across Canada	Nov 5
17.	ATR/TLE, TULO Partnership (Brokenhead Case Study)	Nov 19
18.	Individual Agreement – Roles, Responsibilities & Expectations	Dec 3
19.	Historical Treaties	Dec 17

The screenshot shows the website interface for the First Nations Land Management Resource Centre. At the top, there is a navigation bar with a logo and the text 'FIRST NATIONS LAND MANAGEMENT RESOURCE CENTRE'. Below this, there are several menu items: 'WE ARE...', 'I AM A...', 'FRAMEWORK AGREEMENT', 'GOVERNANCE TOOLS', 'DISCOVER', 'EVENTS', and 'CONTACT US'. A prominent 'Upcoming Events' button is visible. The main content area features a search bar and a list of events. The events are categorized by month: June 2020 and July 2020. Each event entry includes a date and time, a topic, and a 'Find out more' link. The topics listed include 'Impacts COVID 19 – Part 3 – COVID 19 Laws & Emergency Management Laws', 'First Nation Hub for Land Governance Planning – Updated Strategy', and 'GIS Needs Assessments'.

# TMPD Virtual Webinar Guidelines



Some administrative details to enhance the Webinar session:

1. Mute all your devices
2. Recording in Progress
3. SLIDO Questions, Comments, Closing Poll





## Virtual Webinar Questions & Poll

Connect laptop & mobile device to:

Website-App [www.sli.do](http://www.sli.do)

Event Code [#TMPD-JUL-30](https://t.me/TMPD-JUL-30)



## Presentation & Materials

are available online: [www.labrc.com/event](http://www.labrc.com/event)



# Agenda & Objectives

9:30

Welcome & Introduction

9:40

Updates on ongoing COVID-19 Law Development under Land Code

10:00

Community perspectives on restricted access to signatory lands

10:30

Shared perspectives community impacts and ongoing RC support

10:45

Closing

10:45-11:00

Virtual Mix & Mingle



# TMPD Virtual Webinar Presenters



**Andrew Beynon**

Law Making &  
Enforcement Advisor

**First Nations  
Land Management  
Resource Centre**



**'Namgis First Nation**

Megan Whonnock



**Tsleil-Waututh Nation**

Jackie Nelson, Sibylle Tinsel



**Beausoleil First Nation**

Jane Copegog, Joseph Stup



**Temagami First Nation**

Wayne Potts

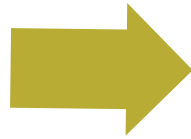
# Framework Agreement

*“Supporting First Nations to exercise their Inherent Right to govern their Lands and Resources.”*

Signatory Support



Signatory Assistance





# Introduction

- Previous TMPD webinars have included presentations on the scope of First Nation authority to make COVID-19 laws
- As stated previously, all governments are grappling with the fallout from the COVID-19 pandemic
- There is no one size fits all approach for First Nation governments or any other governments around the world
- The Resource Centre will soon have in place a dedicated page on the [www.labrc.com](http://www.labrc.com) site for COVID-19 information
- Our dedicated COVID-19 page on our website will include information on enforcement – please contact us if you have any particular COVID-19 case that requires enforcement of your laws



# COVID-19 Law Making Authority - Summary

- More detailed description of COVID-19 law making authority was provided in previous webinars which can be found at <https://labrc.com/land-governance-tools/resources/>
- In summary, land code First Nations can make COVID-19 by-laws under the Indian Act as well as under the Framework Agreement, or even use both powers
- Check your land code to see if Council has authority to make temporary/urgent laws, if not it may take a few months to enact a law
- Over time, there is the option of enacting a broader Emergency Management Law covering a wide variety of emergency situations and to deal with the evolving COVID-19 pandemic under that authority





- In the spring of 2020, many land code First Nations enacted COVID-19 laws imposing strict standards typical of those undertaken by other governments in Canada (e.g. social distancing, maximum occupancy of buildings, etc.)
- First Nations can amend these laws as the pandemic evolves, even temporary/urgent land code laws can be amended if Council remains of the opinion that the situation is urgent
- First Nations can amend these laws to track neighbouring standards as other governments change their standards or continue to set different standards if necessary



# COVID-19 Laws – The Pandemic Continues (cont.)

- The next phase of First Nation COVID-19 laws, likely measures to better control outbreaks where the virus surges
- Consider new measures to restrict the kinds of gatherings which seem to spark virus surges (e.g. parties, crowded restaurants and bars, events attended by those eager to socialize)
- Consider new measures such as contact tracing, who should have responsibility/authority for contact tracing at your First Nation?
- Consider new measures such as quarantine requirements for those arriving from COVID-19 hotspots
- Plan for the likely resurgence this fall, consider contacting neighbouring governments to discuss their plans for the fall and perhaps even management of an eventual vaccine



- Urgent COVID-19 laws have the advantage of speed but initially there might be some opposition, it is important to plan for ongoing community engagement and awareness
- Recommend using summer to test and refine an immediate response strategy, what are the first things to do if COVID-19 cases arise
- Health experts can advise but from a lands perspective, where will a COVID-19 response be managed, e.g. re-purposing community buildings



- See our earlier webinars, in particular the need for precision regarding the powers of officials to enforce COVID-19 laws
- The RC can assist with enforcement but rather than prosecution of offences, education and enlisting supportive community leaders is the most effective strategy
- Public Safety Canada and the RCMP have issued [National Guidelines for enforcement of COVID-19 Indian Act by-laws](#) but the Guidelines currently exclude COVID-19 laws under land codes
- The RC can assist if your First Nation wants to support the written objections some First Nations have sent to Canada regarding this restriction



# Community Based Approaches to COVID-19



## 'Namgis First Nation



## Tsleil-Waututh Nation



## Beausoleil First Nation



## Temagami First Nation

- 1) Measures (other than laws) used to respond to COVID-19 and measures you still need in future as this pandemic evolves?
- 2) Have you enacted a COVID-19 by-law, land code law? If so, any advice for other First Nations?
- 3) Did you encounter initial opposition? What strategies helped keep things under control or are you now suffering COVID-19 fatigue challenges?
- 4) Have you had any enforcement challenges? Are you aware of RCMP's narrow Guidelines to only enforce Indian Act by-laws?
- 5) Do you have any comments on interactions with neighbouring governments or other First Nation governments?



# Signatory Responses to COVID-19



☰ Active poll



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# TMPD Knowledge Paths Tool



## Your Knowledge Path

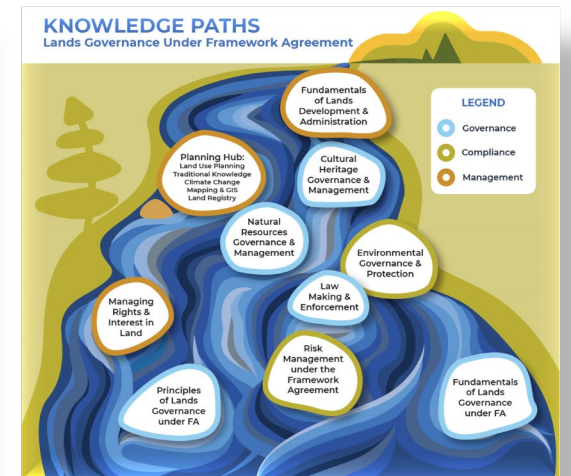
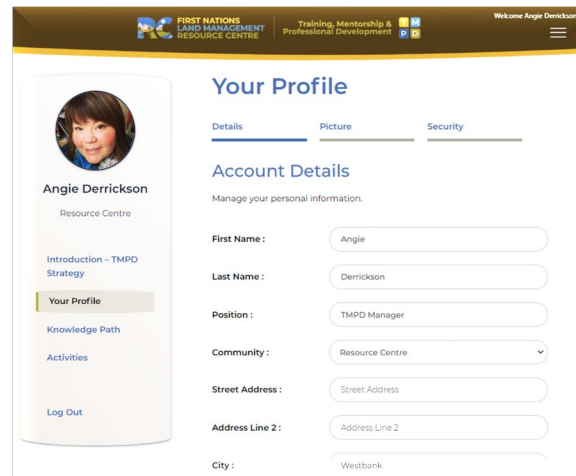
Land Governance Professional Reflections

Identification of Training and Professional Development Needs

Establishment of Land Governance Knowledge Goals

My goals are related to the following Knowledge Paths

What types of Knowledge activities could assist me in achieving the goals I have set?



# THANK YOU



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# Virtual Mix & Mingle