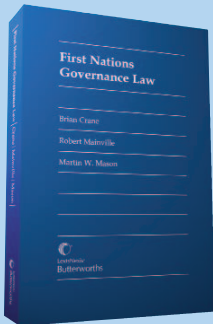


First Nations Governance Law

Brian A. Crane, Q.C., Robert Mainville & Martin W. Mason



\$125 + GST

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Issues of Aboriginal Governance Today

The *Indian Act* of 1868 displaced traditional forms of Aboriginal government and quashed the concept of Aboriginal sovereignty. Since then, First Nations have struggled to overcome a lack of resources and to regain control over their own destiny.

Today, Aboriginal communities across Canada are negotiating land claims and the right to remove themselves from parts of the *Indian Act*. Many legal developments have occurred, with more taking place every year.

Butterworths **First Nations Governance Law** is the first Canadian book on this growing area of law. It describes (a) Aboriginal governance as an aspect of original Aboriginal sovereignty, and (b) current issues of Aboriginal governance law.

Features and Benefits

Theoretical Framework

- **Historical analysis of Aboriginal governance in the U.S. and Canada** — compare and trace the history and context of the *Indian Act*.
- **Recent legislative and policy developments** — explore the focus of Canadian discussions on Aboriginal rights.
- **Recent self-government agreements** — understand the principles of negotiating First Nations governance.
- **Ongoing negotiations** — examine successfully negotiated self-government agreements.

Special Features

- **Extensive Appendices:**
 - Pertinent legislation including *First Nations Land Management Act* (1999), *First Nations Fiscal and Statistical Management Act* (2005), *The West Bank First Nation Self-Government Agreement* (2004), *Tilcho Land Claims and Self-Government Act* (2005) and much more.
 - All current regulations.
 - DIAND policy statements and guidelines.
- **Case summaries** of federal cases up to August 2005 dealing with elections, memberships, practice and procedures in judicial review.
- **Checklists of steps** a band should take when:
 - Assuming control of its membership.
 - Moving from elections under the *Indian Act* to custom elections.

Practical Issues

- **Overview of the *Indian Act*** — understand the statute governing the vast majority of First Nations today.
- **Recent federal legislative initiatives** — take advantage of evolving First Nations jurisdiction over taxation, land management, oil and gas revenues, and more.
- **Band membership** — design rules for custom membership.
- **Elections for Chief and Council** — handle election challenges and appeals.
- **Dispute resolution** — resolve internal conflicts innovatively.

Who Should Buy

- **Aboriginal Lawyers** who need up-to-date information on federal policies on self-government, band membership, elections, and self-government agreements.
- **Aboriginal Band Administrators, Councils, and Policy Advisors** who need practical guidance on solving various issues that arise while negotiating self-government agreements.
- **Provincial Governments** who are directly involved in negotiating land claims with First Nations.
- **DIAND Officials** who must meet federal government's constitutional, treaty, political, and legal responsibilities to First Nations and Inuit.



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
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