

2008 Bill 19

First Session, 27th Legislature, 57 Elizabeth II

THE LEGISLATIVE ASSEMBLY OF ALBERTA

BILL 19

FIRST NATIONS SACRED CEREMONIAL OBJECTS REPATRIATION AMENDMENT ACT, 2008

THE MINISTER OF CULTURE AND COMMUNITY SPIRIT

First Reading

Second Reading

Committee of the Whole

Third Reading

Royal Assent

BILL 19

2008

FIRST NATIONS SACRED CEREMONIAL OBJECTS REPATRIATION AMENDMENT ACT, 2008

(Assented to , 2008)

HER MAJESTY, by and with the advice and consent of the
Legislative Assembly of Alberta, enacts as follows:

Amends RSA 2000 cF-14

1 The *First Nations Sacred Ceremonial Objects Repatriation Act* is amended by this Act.

2 Section 1 is amended

(a) by repealing clause (a) and substituting the following:

- (a) “Blackfoot agreements” means the following agreements:
 - (i) the agreement entered into on January 14, 2000 by
 - (A) Her Majesty the Queen in right of Alberta, as represented by the Premier,
 - (B) Blood Tribe, Peigan Nation and Siksika Nation, as represented by the Chief and Councillors of those First Nations, and
 - (C) Glenbow-Alberta Institute;
 - (ii) the agreements referred to in the Schedule to this Act;

Explanatory Notes

1 Amends chapter F-14 of the Revised Statutes of Alberta 2000.

2 Section 1 presently reads in part:

1 In this Act,

(a) *“Blackfoot agreement” means the agreement entered into on January 14, 2000 by*

(i) *Her Majesty the Queen in right of Alberta, as represented by the Premier,*

(ii) *Blood Tribe, Peigan Nation and Siksika Nation, as represented by the Chief and Councillors of those First Nations, and*

(iii) *Glenbow-Alberta Institute;*

(e) *“sacred ceremonial object” means an object, the title to which is vested in the Crown, that*

(i) *was used by a First Nation in the practice of sacred ceremonial traditions,*

(b) in clause (e)(ii) by striking out “Provincial Museum of Alberta” and substituting “Royal Alberta Museum”.

3 Section 4 is amended by striking out “agreement” wherever it occurs and substituting “agreements”.

4 Section 6 is repealed and the following is substituted:

Blackfoot agreements

6 The Minister agrees

- (a) to the repatriation to the Blood Tribe of each sacred ceremonial object listed in Schedule A to the Blackfoot agreement referred to in section 1(a)(i) and each sacred ceremonial object listed in the agreements referred to in Part 1 of the Schedule to this Act,
- (b) to the repatriation to the Peigan Nation of each sacred ceremonial object listed in Schedule B to the Blackfoot agreement referred to in section 1(a)(i) and each sacred ceremonial object listed in the agreements referred to in Part 2 of the Schedule to this Act, and
- (c) to the repatriation to the Siksika Nation of each sacred ceremonial object listed in Schedule C to the Blackfoot agreement referred to in section 1(a)(i) and each sacred ceremonial object listed in the agreements referred to in Part 3 of the Schedule to this Act.

- (ii) *is in the possession and care of the Provincial Museum of Alberta or the Glenbow-Alberta Institute or on loan from one of those institutions to a First Nation, or is otherwise in the possession and care of the Crown, and*
- (iii) *is vital to the practice of the First Nation's sacred ceremonial traditions.*

3 Section 4 presently reads:

4 No action lies against the Crown or the Glenbow-Alberta Institute in respect of any loss or damage arising out of the repatriation of any sacred ceremonial object pursuant to this Act, the regulations or the Blackfoot agreement, or in respect of anything done or omitted to be done in good faith pursuant to this Act, the regulations or the Blackfoot agreement.

4 Section 6 presently reads:

6 The Minister agrees

- (a) *to the repatriation to the Blood Tribe of each sacred ceremonial object listed in Schedule A to the Blackfoot agreement,*
- (b) *to the repatriation to the Peigan Nation of each sacred ceremonial object listed in Schedule B to the Blackfoot agreement, and*
- (c) *to the repatriation to the Siksika Nation of each sacred ceremonial object listed in Schedule C to the Blackfoot agreement.*

5 The following is added after section 7:

Schedule

Part 1

The agreements entered into on the following dates by the Provincial Museum of Alberta, and the Mookaakin Cultural and Heritage Society, representing the Blood Tribe:

June 18, 1998;
November 26, 1998;
July 24, 1999;
September 8, 2000;
March 1, 2001;
May 10, 2001;
July 6, 2001;
July 30, 2001;
August 20, 2001.

Part 2

The agreement entered into on June 11, 2001 by the Provincial Museum of Alberta, and the Long Time Trail Historical Society, representing the Peigan Nation.

Part 3

The agreements entered into on the following dates by the Provincial Museum of Alberta, and the Siksika Nation Museum, representing the Siksika Nation:

June 5, 1998;
April 21, 1999;
May 11, 1999;
February 14, 2001;
July 10, 2001.

5 Adds a Schedule.

