ANNUAL GENERAL ASSEMBLY
JULY 20, 21 & 22, 2010, WINNIPEG, MB

Resolution no. 37/2010

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| TITLE: | Development of First Nation-Specific Carbon Finance Regimes |
| SUBJECT: | Environment |
| MOVED BY: | Chief Steeve Mathias, Long Point First Nation, QC |
| SECONDED BY: | Chief Arden McBride, Timiskaming First Nation, ON |
| DECISION: | Carried by Consensus |

WHEREAS:

A. First Nations possess constitutionally recognized Aboriginal title and rights and Treaty rights to forests and the biodiversity existing therein.

B. First Nations have since time immemorial demonstrated the ability to use, manage, and conserve the land.

C. First Nations have interests regarding access to and removal of forest biomass for energy generation and ownership of any carbon credits or extra value related to forests.

D. Provincial Governments are implementing climate change mitigation programs and legislation. The Provinces of Manitoba, Quebec, Ontario and British Columbia committed to the United States Western Climate Initiative (WCI) cap and trade program with a 2012 start date. WCI is adopting offset project activity protocols without effective participation of Indigenous Peoples.

E. Immediate inclusion of First Nations into all forms of policy and protocol developments that have to do with biodiversity, forests and climate change mitigation initiatives is necessary. This is not only an issue of rights, but also of effective development and social equity within the scope of existing forestry tenures, designated protected areas and the new low carbon economy, including forest carbon, clean energy and investment fund development.

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SHAWN A-IN-CHUT ATLEO, NATIONAL CHIEF

F. Provided Aboriginal title and rights and Treaty rights are recognized and respected by Crown governments, carbon finance schemes under a cap and trade system offer First Nations the potential for economic development and create new opportunities for the deployment and development of green technologies in First Nations territories.

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Declare that the carbon cap and trade system and other provincial carbon finance schemes must accommodate, adhere to and respect Aboriginal title and rights and Treaty rights of First Nations.

2. Mandate the AFN Environmental Stewardship Unit to work with First Nation communities who are Aboriginal title holders and/ or Treaty rights holders in different regions to develop a unified position on clean energy and carbon finance which conforms to First Nations environmental values and forest management systems.

3. Direct the Assembly of First Nations, in consultation with the National Aboriginal Forestry Association, to hold a National Forum on Forest Stewardship, including financing carbon projects and to develop an educational program for First Nations communities to encourage easy access to information on carbon finance, biomass, clean energy, and climate change adaptation programs and funds for First Nation communities.

4. Direct the Assembly of First Nations to advocate for regulatory changes that force the Government of Canada and provincial governments to recognize and accommodate First Nations rights and interests in carbon finance, biomass, and cap and trade regimes.

5. Direct the Assembly of First Nations to advocate for a First Nation-specific carbon offset and green technology fund that adheres to appropriate standards.

6. Direct the Assembly of First Nations to assist First Nation communities in developing and administering such a fund.

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