

Index

ABORIGINAL

Claims, 1:10, 1:18, 2:5, 2:12, 2:15, 2:16, 3:4, 4:2, 4:5, 4:12, 8:11, 8:18, 8:24, 8:34

Person/people(s):

generally, 1:1 to 1:5, 1:18 to 1:22, 2:6 to 2:8, 3:7, 3:10, 3:11, 5:1 to 5:5, 5:12 to 5:15, 7:4, 7:5, 8:1, 8:2, 8:7, 8:8, 8:10 to 8:13, 8:20 to 8:25, 8:33, 8:34

affected, 1:18, 8:3, 8:24

Canada, in/of, 1:4, 1:6, 1:37, 5:3, 5:5, 6:5, 9:16

cemetery, 7:4

claiming, 3:16

connecting, 9:7

consultation, re, 8:24, 8:25

distinct, 9:4

enumerated, 9:13

galvanized, 1:4

impacted, 8:16

individual, 2:6, 8:21

interests of, 1:1, 5:14, 8:11

North America, in, 2:1

reconciliation, and, 1:1, 8:33

rights, 1:2, 1:3

treaties, 8:11

Right(s):

generally, 1:1, 1:4, 1:5, 1:8 to 1:13, 1:17, 1:18, 1:20 to 1:22, 1:36, 1:37, 2:7, 2:8, 2:11 to 2:13, 3:15, 4:5, 7:10, 7:11, 7:13, 8:11, 8:19, 8:20, 8:22, 9:6

Aboriginal law and, 8:34

Aboriginal title and, 2:4, 3:21, 5:6

accommodated, 8:26

ABORIGINAL—Cont'd

Right(s):—Cont'd

accorded, 8:22

affirmation of, 1:25, 2:10, 5:14, 8:22

alleged, 8:32

applicable, 2:16

application of, 1:25, 2:13

asserted, 3:20, 8:5, 8:11, 8:19, 8:28

assertions of, 2:8, 4:5, 9:6

BC, in, 4:3

Canadian law, in, 1:9

collective, 1:21, 5:9

community, 6:27, 8:21

context of, 2:10, 7:10

defence, 7:13

determining, 2:8

discussed, 5:13

entrenched, 1:37

establishing, 1:9, 1:22, 9:6

exercise of, 2:10, 7:11, 8:14

existence of, 2:12, 3:20, 5:14, 8:26, 8:31

existing, 1:5, 4:3, 5:6, 5:13, 7:11, 8:11, 8:16, 8:23, 9:19

groups, -bearing, 8:21

holders, 8:11, 8:21, 8:26

identifying, 1:9

independent, 2:8

infringement of, 5:14, 6:5, 8:26

inserted, 1:4

lesser, 2:8, 2:12

litigation, 1:10, 1:17

occupation, 2:3

potential, 2:10, 9:3

priority of allocation, 1:18

protected, 2:13

ABORIGINAL LAW

ABORIGINAL—Cont'd

Right(s):—Cont'd
protecting, 1:37
protection, 8:34
recognized, 1:18
scope of, 1:17, 1:25
self-government, 1:22
sub-species of, 2:1, 2:7
unproven, 8:1, 8:13, 8:20, 8:28, 8:33, 8:34
Self-government, 1:22, 4:3, 4:4, 4:14, 6:24
Title:
generally, 1:8, 2:1 to 2:16, 3:21, 4:1, 4:3, 4:5, 4:14, 5:5, 5:6, 6:3, 6:4, 7:10, 7:11, 8:26, 8:31, 8:34, 9:7 to 9:10
Aboriginal rights and, 2:4, 3:21, 5:6
Canada, in, 2:4
claimed, 1:10, 8:32
claims of, 2:1, 2:4, 2:5, 2:7 to 2:9, 2:13 to 2:16, 6:4, 9:7, 9:11
context of, 1:17, 2:13
declaration of, 2:1, 2:5
established/establishing, 2:5, 2:8, 2:10, 8:13
existence of, 1:1, 2:2 to 2:4, 4:2, 6:4
extinguishment of, 4:3
holders, 2:7
infringement of, 2:1, 2:10, 2:13 to 2:16, 3:13
interests, 4:3
land, 2:5, 2:10, 2:15, 5:5, 5:10, 6:4, 7:10
particular, 2:7, 2:16
simpliciter, 2:9
unrecognized, 6:4
Treaties, 3:2, 3:3
Women:
generally, 5:9
Indian status, of, 5:9

ABORIGINAL AFFAIRS AND NORTHERN DEVELOPMENT CANADA (AANDC)

Generally, 1:22, 1:37, 3:17, 3:18, 3:22, 3:23, 5:2, 5:8, 6:2, 8:18, 9:2, 9:4, 9:16, 9:18, 9:23

ACCOMMODATION

Generally, 2:10, 2:15, 5:11, 7:4, 8:2, 8:3, 8:17, 8:20, 8:24, 8:26, 8:27, 8:29, 8:31, 8:33, 8:34

Adequate, 8:26

Analysis, 1:18

Appropriate, 8:26

Economic, 8:29

Insufficient, 2:15

Means of, 8:29

Potential, 8:26

Process of, 8:26

Solutions, developing, 8:34

ADOPTION PETITION

Generally, 7:15

AMERICAN LAW

Generally, 2:3

Case law, early, 2:3

ASSIMILATION

Generally, 1:1, 5:7, 8:33

Doctrine of, 1:1, 8:33

Promoted, 5:9

AUTHORITY

Generally, 1:1, 1:11, 1:27 to 1:30, 1:33 to 1:35, 2:11, 3:20 to 3:22, 4:3, 5:7, 5:10, 5:11, 6:2, 6:8, 6:9, 6:26, 6:27, 7:13

Additional, 6:3

Administrative, 2:4

Constitutional, 4:4, 7:11

Decision-making, 5:13, 8:16

Exclusive, 3:20, 7:11

Expropriating, 6:12

Final, 1:35

AUTHORITY—Cont'd

Full, **5:6**
 Governmental, **1:2, 4:14, 8:26**
 Granted, **6:7**
 Local, **6:12**
 Making, **4:20**
 Provincial, **4:12, 7:1, 7:11, 7:12, 8:20**
 Regional, **1:30**
 Regulatory, **2:12, 3:20, 7:11**
 Sufficient, **6:2**

BALANCE/BALANCING

Generally, **1:2, 1:10, 1:21, 2:1, 2:12, 2:15, 2:16, 3:10, 3:15, 3:20, 5:9, 5:14, 7:10, 7:11, 8:1, 8:20, 8:24, 8:26, 8:28, 8:33, 8:34, 9:13**
 Aboriginal vs. non-Aboriginal interests, **8:34**
 Approach, **5:3**
 Appropriate, **1:37**
 Charter rights, **1:20**
 Competing interests, **8:1, 8:11, 8:34**
 Competing rights, **1:37**
 Convenience, of:
 analysis, **2:16**
 test tips, **2:15, 2:16, 8:28**
 Governmental authority, **2:12**
 Individual rights, **1:37**
 Interests, **8:26**
 Mechanism, **1:37**
 Probabilities, of, **1:10, 3:4, 5:5**
 Proper, **8:33**
 Protection, **9:13**
 Rights, **1:37, 2:12**

BAND

By-laws:
 generally, **1:30, 1:35, 6:9**
 breaking, **1:30**
 Council:
 generally, **1:29, 1:30, 1:35, 5:9, 6:3, 6:7 to 6:9, 6:15, 7:15**
 approval, **6:15**
 associated, **6:8**

BAND—Cont'd

Council:—Cont'd
 decision, **5:9**
 elections, **5:9**
 limited, **6:24**
 meetings, convened, **1:36**
 resolution, **6:9**

BILLS

Generally, **5:9**
 C-3, **5:9**
 C-21, **5:9**
 C-31, **5:3, 5:9 to 5:11**
 C-115, **6:24**
 C-3169, **5:9**

BRITISH COLUMBIA (BC)

Generally, **2:16, 4:3 to 4:5, 4:14, 4:20, 6:13, 6:27, 8:21**
 Act, **1:34, 7:13**
 Indian Reserves Mineral Resources Act, **6:6, 6:8**

BYLAWS/BY-LAWS

Generally, **1:19, 1:30, 1:35, 5:9, 6:1, 6:3, 6:10, 6:13, 6:24, 6:26, 7:7, 8:17**
 Breaking, **1:30**
 Local, **8:17**
 Municipal, **1:19, 1:35, 8:17**
 Property tax, **6:24, 6:27**
 Zoning, **6:26, 7:14**

CANADIAN CHARTER OF RIGHTS AND FREEDOMS

See Charter

CANADIAN HUMAN RIGHTS

Act, **5:9**
 Commission, **5:9**
 Decisions, Tribunal, **5:9**
 Tribunal, **5:9**

CARCROSS/TAGISH FIRST NATION

Generally, **4:13, 6:27**
 Final Agreement, **4:13**
 Self-Government Agreement, **4:13**

ABORIGINAL LAW

CHARLOTTETOWN ACCORD

Generally, **1:4, 5:9**

CHARTER

Generally, **1:1, 1:4, 1:5, 1:10, 1:20, 1:22, 1:25, 1:28, 1:32, 1:37, 2:2, 3:16, 3:20, 5:3, 5:9, 7:2, 7:10, 9:4, 9:18**

Alleged, **3:16**

Application to self-governing First Nations, **1:26**

Challenges generally, **1:10**

Community government, **1:33**

Decisions, **1:10**

Guarantees, **1:5**

Interpretation, **8:22**

Issues, **1:10**

Priority of Indigenous laws, **1:26**

Residency requirements, **1:26**

Rights, **1:20, 7:10**

States, **1:20, 2:2**

Substantive, **1:20**

CLAIMS

Generally, **1:9, 1:10, 1:20, 2:4, 2:8, 2:12, 2:13, 3:17, 4:20, 8:11, 8:18, 8:20, 9:6, 9:12, 9:13**

Agreements:

generally, **1:7, 4:4**
comprehensive land, **8:21**
historical land, **4:3**
modern land, **4:4**
protected land, **4:4**
settled land, **5:5**

Applicant, **1:9**

Civil, **1:10**

Commission:

generally, **3:17**
dispute resolution function, **3:17**

Competing, **2:15, 8:18, 8:34**

Complex, **1:25**

Comprehensive, **2:4, 4:1**

Constitutionality, re, **8:33, 9:12**

Credible, **8:18**

Defendant's, **9:19**

Established, **3:15, 8:20**

CLAIMS—Cont'd

Final settlement of, **8:4, 8:17**

Following, **4:22**

Generalized, **8:26**

Given, **3:7**

Group's, **8:18**

Limitation periods, **3:27**

Overlapping, **2:13, 2:16, 4:2**

Particular, **1:25**

Policy:

generally, **2:4, 3:17**
interim, **4:5**
process guide, **3:17**
renewing, **4:5**

Potential, **8:18**

Pre-proof, **3:15, 8:29**

Present, **1:23**

Primary, **4:12**

Processing, **3:17**

Residential school, **1:2**

Resolution:

generally, **8:11, 8:20, 8:24**
formal, **1:2, 8:11, 8:33**

Resource, **8:18**

Respective, **1:2, 5:15, 8:34**

Respondent's, **1:25, 2:8**

Settlement:

Act, **4:8, 7:15**
Arctic, **7:15**

Sovereignty, **1:1**

Tribunal:

generally, **3:17**
Act, **3:17**

Unproven, **8:2**

Validity, re, **1:10, 9:12**

Void, **8:9 to 8:12**

COLLECTIVE RIGHTS

Generally, **1:14, 1:21, 1:37, 2:2, 5:9**

COMPENSATION

Generally, **1:18, 2:15, 2:16, 3:18, 3:23, 4:2, 4:8, 4:11, 4:13, 4:15, 5:14, 5:15, 8:29**

Adequate, **3:16, 4:15**

COMPENSATION—Cont'd

Components, **4:12**
 Economic, **8:29**
 Endorsed, **2:16**
 Favours, **2:15**
 Financial, **2:15, 4:4, 5:15, 8:26, 8:29**
 Full, **2:15**
 Funds:
 generally, **4:11**
 financial, **4:6**
 Inadequate, **3:17**
 Monetary, **8:28**
 Package:
 generally, **4:3**
 financial, **4:8**
 Payable, **2:15**
 Received, **8:28**
 Remedy, **8:29**
 Substantive, **8:29**

CONNECTING/CONNECTION

Generally, **1:1, 1:8, 1:25, 2:7, 2:8, 3:17, 4:5, 6:21, 6:22, 8:5, 8:11, 8:17, 8:19, 9:6, 9:19**
 Ancestral, **8:21, 9:1, 9:3, 9:19**
 Causal, **8:19, 8:30**
 Claimant's, **9:3**
 Elements test, **6:21**
 Factors:
 applicable, **6:20**
 relevant, **6:21**
 Reasonable, **1:13**
 Substantial, **2:8, 9:9**
 Sufficient, **5:11, 9:17**

CONSENT

Generally, **1:21, 1:37, 2:7, 2:8, 3:2, 3:5, 3:7, 3:11, 3:18, 3:23, 6:7, 6:12, 6:14, 6:17**
 Full, **8:13**
 Granted, **3:7**
 Implied, **3:6**
 Informed, **1:37**
 Judgment, **6:25**
 Mutual, **8:11, 9:21**

CONSTITUTION/

CONSTITUTIONAL

Generally, **1:2 to 1:4, 1:7, 1:17, 1:20, 1:22 to 1:24, 1:29, 1:30, 1:37, 2:3, 3:2, 3:9, 3:10, 4:11, 4:14, 4:17, 7:11, 9:1, 9:2, 9:4, 9:13**
 Act, **1:1, 1:4, 1:5, 1:7, 1:30, 2:1, 2:2, 3:1, 3:10, 3:11, 3:20, 4:3, 4:14, 5:1 to 5:3, 5:5, 5:6, 7:3, 7:9 to 7:11, 8:34, 9:1 9:2**
 Allocation, **3:10**
 Amendment proclamation, **1:1, 1:4, 6:27, 8:1**
 Base, solid, **2:9**
 Bounds:
 generally, **8:14**
 appropriate, **7:10**
 Character, **1:20**
 Conferences
 generally, **1:4**
 additional, **1:4**
 Constitutionality, **1:10, 1:32, 9:13**
 Constitutionalization:
 generally, **8:34**
 parallel, **7:11**
 self-government, **4:4**
 Duty:
 generally, **8:4, 8:7, 8:8, 8:16, 8:17, 8:21, 8:23, 8:29**
 independent, **8:17**
 Effect given, **7:12**
 Framework:
 generally, **1:25, 3:22, 8:33, 9:2**
 established, **3:10**
 Grievance, **9:13**
 Impediment, **8:26**
 Import, **9:13, 9:16**
 Invalidity, **9:12**
 Language, **5:3**
 Limits, **2:10, 8:24**
 Matter, fundamental, **9:13**
 Order, single, **8:34**
 Parameters, **7:1**
 perspective, appropriate, **7:10**

ABORIGINAL LAW

CONSTITUTION/

CONSTITUTIONAL—Cont'd

Process:

generally, **5:9**
complex, **8:17**

Protection:

generally, **1:1, 1:2, 1:9, 1:10, 1:17, 1:37, 2:7, 3:10, 4:4, 8:22, 9:18**

absolute, **4:14**

modern, **2:3**

Purposes, **7:10**

Questions, **1:10, 8:17**

Reason, **7:14**

Recognition afforded, **1:10**

Reform, **1:4**

Requirement, **7:8**

Rights:

generally, **1:1, 3:10, 9:19, 9:22**
self-government, **1:22**

Sense, **7:15**

Stature, **1:7**

Status:

generally, **1:1, 4:4, 8:11**
independent, **7:15, 8:17**

Structure, **1:9, 2:12, 8:26**

Supremacy, **1:1**

Terms, **7:10**

Upheaval, **1:24**

Values, **1:20**

CONSULTATION

Generally, **1:18, 2:15, 3:15, 4:15, 8:1, 8:3, 8:5 to 8:8, 8:11, 8:13 to 8:22, 8:24 to 8:34**

Aboriginal peoples, **6:5, 8:2, 8:4, 8:5, 8:7, 8:8, 8:10 to 8:30**

Accommodation and, **8:14, 8:23**

Adequate, **1:18, 8:5, 8:16 to 8:18, 8:20, 8:24, 8:29**

Appropriate, **8:14, 8:20, 8:24, 8:31**

Committees:

generally, **4:6**
new, **8:27**

Delaying, **4:15**

CONSULTATION—Cont'd

Duty to consult, **3:15, 8:1, 8:2, 8:4, 8:5, 8:7, 8:8, 8:10 to 8:30, 8:32**

Effective, **2:16**

Efforts, **8:19, 8:34**

Existing, **8:1**

Framework, policy, **8:17**

Good faith, **3:15, 8:19**

Guidelines, **8:25**

Inadequate, **8:23, 8:24**

Insufficient, **2:15**

Interim resource, **8:17**

Issues, **8:16, 8:31**

Legal, **4:4**

Level of, **6:5, 8:20, 8:31**

Métis peoples, **9:15**

Meaningful, **8:2, 8:8, 8:11, 8:17, 8:20, 8:25**

Missing, **8:17**

Obligations:

generally, **4:4**

statutory, **8:8**

Prior, **8:28**

Process:

generally, **2:12, 8:17 to 8:20, 8:23 to 8:26, 8:31, 8:34**

fund, **8:25**

inadequate, **8:24**

meaningful, **3:15, 8:11, 8:25**

Protocol, **9:16**

Reasonable, **8:21**

Regimes, **8:8**

Required, **8:3, 8:14, 8:20**

Requirements, **8:20**

Set, **4:4, 8:6, 8:11**

Simple, **8:23**

Spectrum, **2:13, 8:6, 8:20, 8:24**

Sufficient, **2:15**

Treaty rights and, **3:14**

CORRUPTION OF FOREIGN PUBLIC OFFICIALS ACT

Generally, **5:11**

CREE

Inuit peoples of Quebec, and, **4:6**
 Naskapi bands:
 generally, **1:20, 1:29, 1:30, 4:4, 4:6**
 Act, **4:4**
 Quebec, **4:6, 4:19**

CRIMINAL CODE

Generally, **1:23, 1:32, 5:11**

CROWN

Generally, **1:16 to 1:18, 2:12 to 2:16, 3:2, 3:3, 3:8, 3:13 to 3:17, 5:12 to 5:15, 6:1, 6:2, 6:4, 6:5, 6:9 to 6:13, 8:1 to 8:13, 8:15 to 8:21, 8:24 to 8:34, 9:12, 9:13**
 Ability of, **2:9, 2:16, 6:4, 8:26**
 Aboriginal peoples, relations with,
 1:2, 1:8, 2:6, 2:9, 2:10, 2:16, 3:1, 3:2, 3:22, 5:1, 5:12, 5:15, 8:8, 8:11, 8:25, 8:28
 Aboriginal societies / First Nations,
 4:4, 6:2, 6:25, 8:34
 Actions/conduct, **1:10, 2:10, 2:14, 4:3, 5:14, 6:5, 6:12, 8:1, 8:5, 8:7, 8:8, 8:11, 8:12, 8:19, 8:20, 8:26, 8:30, 8:33, 9:13**
 Agencies, **8:14**
 Agents, **6:2**
 Appeal, **3:5, 3:20, 8:3**
 Argument, **1:25**
 Assessment of, **8:17**
 Authority of, ultimate, **8:2, 8:20**
 Buffalo River DN, and, **8:19**
 Claim, **5:15**
 Conduct
 generally, **8:5, 8:16, 8:28**
 contemplated, **8:18**
 impugned, **8:19**
 Conservation measures, **1:18**
 Consultation
 generally, **8:5, 8:13**
 efforts, **8:27**
 inadequate, **8:29**

CROWN—Cont'd

Control, **2:16, 9:11**
 Corporation, **8:5, 8:15**
 Courts, **3:21**
 Dealings, **8:8, 8:10, 8:12, 8:23**
 Decision-makers, **8:14, 8:26**
 Decisions, **2:13, 2:15, 7:11, 8:1, 8:11, 8:19, 8:24, 8:26, 8:29, 8:31, 8:32, 8:34**
 Demands, **4:4**
 Discharge, **2:10, 8:24**
 Duties, see also obligations
 generally, **3:10, 3:15, 6:5, 8:1, 8:4 to 8:8, 8:11 to 8:21, 8:24, 8:25, 8:28 to 8:33, 8:34, 9:1**
 fiduciary, **2:10, 5:8, 5:13 to 5:15, 6:2, 6:6, 6:13, 7:10, 8:8, 8:26, 9:12**
 reserves, regarding, **6:1, 6:4**
 Entity, **8:14**
 Expropriation, **6:5**
 Fiduciary duty/obligation, **2:10, 5:13 to 5:15, 6:6, 6:13, 7:10, 8:8, 8:26, 9:12**
 Government, as, **4:4**
 Grant:
 generally, **2:16, 6:13**
 valid, **2:16**
 Honour of the, **8:8, 8:11**
 Impugned, **8:19**
 Incursions on Aboriginal title, **2:15**
 Infringement of Aboriginal rights,
 3:20, 8:8, 8:13
 Intent/intention, **2:11, 3:1, 6:2, 6:13, 9:7, 9:14**
 Interests, **1:1, 2:3**
 Knowledge, **8:2**
 Lands:
 generally, **2:5, 2:13 to 2:16, 3:6, 3:10, 3:18, 3:20, 4:3, 4:4, 4:12, 6:4, 7:12, 8:11**
 alienation, **8:11**
 federal, **8:4**
 insufficient, **3:19**

ABORIGINAL LAW

CROWN—Cont'd

Lands:—Cont'd

Nova Scotia, in, **2:5**
occupied, **3:5, 3:18, 7:15**
provincial, **3:18, 4:3, 5:15, 6:2**
remedies, **2:14 to 2:19**
 generally, **2:14 to 2:15**
 compensation, **2:18**
 fee simple land remedies, **2:19**
 fiduciary duty, breach of, **2:17**
 injunctive relief, **2:16**
 remedies grounded in breach
 of trust and fiduciary duty,
 2:17
 trust, breach of, **2:17**
surrendered, **4:4, 8:6**
unoccupied, **3:5, 3:23, 4:3, 7:12,**
 7:15, 8:17, 9:4

Motives, see intent/intention

Obligations, see also duties

 generally, **3:10, 6:9, 8:11, 8:18,**
 8:34, 9:13

 federal, **5:6**

 fiduciary, **2:10, 5:13 to 5:15, 6:6,**
 6:13, 7:10, 8:8, 8:26, 9:12

 First Nations, to, **5:6**

Officials, **5:15**

Patent, **2:13, 2:16**

Plans, **8:26**

Policy, **8:10, 8:11, 8:26**

Promise, **9:4**

Protection, **3:22**

Reconciliation, **1:2, 2:16**

Representatives, **3:4**

Rights of, **3:10**

Selling, **8:28**

Sovereignty:

 generally, **1:2, 1:5, 1:25, 2:12,**
 5:6, 7:10, 8:8, 8:11, 8:20,
 8:33, 8:34

 affirming, **1:2**

 assertion of, **2:1, 2:10, 2:12,**
 8:12, 8:33

 de facto, **2:12, 8:34**

 interest, **1:25**

CROWN—Cont'd

Sovereignty:—Cont'd

 reconciling, **8:34**

Subjects of, **8:10**

Territory of, **2:14**

Title, **2:5**

Treaty obligations of, **6:25**

Trust relationship, **1:16**

Undertaking of, **5:15**

Utilization of, **6:4, 6:5**

Wahgoshig First Nation, **8:28**

DAMAGES

 Generally, **2:13, 2:15, 2:16, 3:16,**
 3:18, 5:13, 8:28, 8:29, 9:11

 Award of, **3:16, 8:28**

 Claimed, **4:6**

 Consequential, **8:29**

 Financial, **1:19, 3:16**

 Nominal, **4:12**

 Non-compensable, **8:20**

DESIGNATIONS

 Generally, **3:22, 5:8, 6:11, 6:15,**
 6:17, 8:17

 Areas, **9:20**

DISCRIMINATION

 Generally, **1:20, 5:9**

 Aboriginal women, **5:10**

 Attitudes, **5:9**

 Bill C-31, **5:10 to 5:11**

 Bill S-3, **5:15**

 Effects, **5:9**

 Historic, **5:9**

 Human Rights, **5:12**

 McIvor Petition to the United
 Nations Human Rights Com-
 mittee, The, **5:15**

 Sexual, **5:9**

DOGRIB TREATY

 Generally, **1:27**

DOMINION

 Generally, **2:4, 3:23**

 Absolute, **2:13**

DOMINION—Cont'd

Canada, of, **3:10, 4:3, 5:6, 6:7, 8:10, 8:12**
 Dominion Lands Act, **6:2, 9:11, 9:14, 9:19**
 Dominion Succession Duty Act, **6:19**
 Manitoba, lands in, **9:11**
 New, **6:2**

ESTATE/ESTATES

Generally, **1:27, 2:6, 2:13, 4:5, 4:14, 6:13, 6:17**
 Deceased person's, **5:10**
 Distinct, **6:17**
 Estate Tax Act, **6:19**
 Largest, **2:13**
 Most substantial, **2:13**
 Noah, **7:15**
 Radical, **2:14**
 Real, **8:28**
 Registrable, **2:13**
 Ryan, **2:10, 7:10**
 Simple, **8:31**

EVIDENCE

Generally, **1:9, 1:10, 1:13, 1:19, 1:20, 1:24, 2:8, 2:15, 3:4, 5:9, 6:13, 9:3, 9:6, 9:9, 9:17, 9:22**
 Absent, **1:17, 8:14**
 Adequate, **1:23**
 Archaeological, **1:10**
 Clear, **8:20**
 Cogent, **1:10**
 Compelling, **1:14, 2:8**
 Demands, **1:9**
 Demographic, **9:2, 9:6**
 Difficulties, **1:9, 3:4**
 Direct, **1:10**
 Documentary, **2:8, 6:27**
 Equivocal, **1:10**
 Extrinsic, **3:4, 3:20**
 Genealogical, **9:3**
 Historical, **2:8, 3:4, 3:20**
 Inadequate, **3:12**
 Inferred, **1:10**

EVIDENCE—Cont'd

Insufficient, **1:10, 5:9, 6:27**
 Issues, **1:9, 1:10**
 Laws of, **3:4, 8:9**
 Material, **3:23**
 Minimal, **1:10**
 Occupation, of, **2:8, 9:8**
 Persuasive, **9:6**
 Plain, **2:11**
 Pre-contact, **1:9**
 Present, **9:3**
 Pre-sovereignty, **1:9**
 Record:
 generally, **8:31**
 complete, **6:13**
 Reliable, **1:10**
 Rules of, **1:10, 3:4**
 Significant, **9:19**
 Substantial, **4:4, 9:17**
 Substantive, **1:10**
 Sufficient, **8:28**
 Thresholds:
 generally, **9:6, 9:9**
 similar, **9:6**
 Unreliable, **1:10**

EXPROPRIATION

Generally, **1:18, 2:15, 2:16, 5:10, 5:14, 6:5, 6:12, 8:26, 8:34**
 Circumstances of, **1:18**
 Legislation, **2:16, 6:13**
 Powers, **2:16, 6:12**
 Process of, **2:16, 6:13**
 Situation of, **8:11, 8:13**

EXTINGUISHMENT

Generally, **1:1, 1:11, 1:18, 2:11, 3:8, 3:11, 3:12, 3:19, 3:21, 3:23, 4:2, 4:3, 4:5, 4:14, 5:6, 6:13, 7:5, 7:11, 9:6, 9:11, 9:14**
 Indian title, of, **2:11, 9:11**
 Land title, of, **9:14**
 Model, **4:5**
 Party claiming, **3:11**
 Unilateral, **1:1**

ABORIGINAL LAW

EXTRACTIVE SECTOR TRANSPARENCY MEASURES ACT

Generally, 5:11

FAMILY HOMES

Generally, 5:10

FEDERAL AUTHORITY

Generally, 1:19, 5:1 to 5:3, 5:5,
5:6, 5:8 to 5:15

FEE SIMPLE

Aboriginal title, 2:13

Land remedies, 2:19

Title, 2:13

FIDUCIARY

Generally, 2:15, 4:12, 5:12, 5:13,
5:15, 6:5, 6:12, 8:11, 8:31

Alleged, 5:15

Arguments, 5:15

Basis, 8:8

Capacity, 2:15, 5:14, 8:8

Case law, 5:13, 5:14

Claims, 5:14, 5:15

Creating parallel, 4:12

Duty:

generally, 2:6, 2:15, 2:16, 4:12,
5:12 to 5:15, 6:5, 6:12,
6:13, 8:8, 8:11, 8:34, 9:12,
9:13

claims, 5:15

enforceable, 9:12

federal Crown's, 5:15

Indian title, 5:13

parallel, 4:12

private law, 5:15

Exercise by, 5:15

Obligations:

generally, 2:4, 3:15, 4:13, 5:12 to
5:15, 6:4, 6:5, 6:12, 6:15,
8:10, 8:11, 9:12

breached, 9:12

classic, 5:12

distinctive, 2:4, 6:4

general, 5:14

FIDUCIARY—Cont'd

Obligations:—Cont'd

particular, 9:12

unique, 5:14, 8:26

Principles, 5:15

Relationship:

generally, 1:18, 3:15, 5:12 to
5:15, 6:5, 6:27, 8:11, 9:4,
9:12

special, 5:12

Remedies, 2:17

Responsibilities, 3:15, 5:15, 6:4

FIRST NATIONS

Commercial and industrial develop-
ment

generally, 5:10

Act, 5:10, 7:6

First Nations Financial Transpar-
ency Act, 5:10

First Nations Fiscal Management
Act, 5:10

First Nations Goods and Services
Tax Act, 5:10, 6:27

First Nations Oil and Gas Money
Management Act
(FNOGMMMA), 5:2, 5:10, 6:9

Land management

generally, 5:10

Act, 5:2, 5:10, 6:3

FISHING

Fisheries Act:

generally, 1:5, 1:18, 3:19, 3:20,
3:23, 4:4, 9:19

federal, 3:19, 3:20

Rights:

generally, 1:18, 3:10, 3:19, 3:21
to 3:23, 7:8, 7:12, 8:17,
8:19, 8:20, 8:26, 9:14

Cheam First Nation, 1:13

protected, 3:20

FRAMEWORK

Generally, 1:23, 1:25, 1:31, 1:37,
2:1, 3:3, 3:15, 4:2, 4:5, 5:13,
7:10, 8:4, 8:11, 8:33, 8:34

FRAMEWORK—Cont'd

Agreement, 5:10, 9:13, 9:14, 9:21
 Clear, 8:11
 Efficient, 8:16
 Flexible, 8:11
 General, 8:34
 Interpretative, 1:2
 Land management, 5:10
 Statutory, 6:2
 Strategic policy, 1:2
 Strict, 8:33

HARDSHIP, UNDUE

Generally, 1:5, 1:12, 1:14, 3:12,
 7:9, 8:26

HARVESTING AGREEMENTS

Generally, 9:6, 9:18, 9:21

HISTORIC TREATIES

Generally, 3:1, 4:3, 4:4, 6:2, 6:27,
 9:1
 Construed, 4:4
 Historic Treaties Map, 3:47
 Interpreting, 4:4

HONOUR

Generally, 1:2, 1:18, 4:4, 4:12,
 5:14, 5:15, 8:3, 8:6 to 8:18,
 8:33, 8:34, 9:12, 9:13
 Duty of, 2:15, 2:16, 8:11
 Province's, 8:26

HUNTING RIGHTS

Generally, 3:6, 3:9, 3:20, 4:14,
 7:12, 7:15
 Grantors, 3:22
 Regulating, 5:6

INALIENABILITY

Generally, 2:6
 Fee, 2:7
 General, 2:4, 5:14, 6:4
 Nature, 2:13

INDIAN ACT

Generally, 3:1, 3:9, 5:1 to 5:3, 5:7
 to 5:10, 5:15, 6:1, 6:2, 6:4,

INDIAN ACT—Cont'd

6:6, 6:7, 6:9, 6:11 to 6:19,
 6:21, 6:22, 6:24, 6:25, 7:5 to
 7:9, 7:11

Amendments, 5:7
 Certificate of possession, 5:9
 First, 6:2
 Reserve lands, 5:8
 Robertson, 6:22
 Taxation exemption, 4:20
 Territorial Lands Act and, 6:2

**INDIAN CLAIMS COMMISSION
 (ICC)**

Generally, 3:17

INDIAN MINING REGULATIONS

Generally, 5:2, 6:6

“INDIANNESS”

Generally, 1:10, 3:9, 7:3, 7:5, 7:6,
 7:11, 7:15
 Core of, 5:2, 7:5, 7:11

INDIAN OIL AND GAS

Act (IOGA), 1:29, 5:2, 6:6, 6:9
 Regulations, 5:2, 6:6, 6:9

INDIANS

Generally, 2:3, 2:4, 3:4, 3:5, 3:7 to
 3:9, 3:20, 3:23, 5:1 to 5:9,
 5:12, 6:3 to 6:5, 6:15 to 6:20,
 6:26, 6:27, 7:1 to 7:8, 7:12 to
 7:15, 9:1, 9:2, 9:4

Accused, 7:4
 Assimilate, 5:7
 Bands, 6:25
 Benefit of, 5:7, 6:2, 6:9, 6:17, 6:25
 Capacity of, 3:9, 7:4
 Definition of, 5:9, 9:4
 Deprive, 7:3
 Disadvantaged position of, 6:19,
 6:21
 Exempt, 6:19, 6:27
 Existing, 3:18
 Impaired, 7:6
 Individual, 6:16

ABORIGINAL LAW

INDIANS—Cont'd

Lands reserved, 7:3, 7:5, 7:14
Management of, 5:2, 5:9, 6:2
Mixed, 9:2, 9:11
Moneys, 1:35, 6:9, 6:17, 6:25
Non-registered, 7:3, 9:16
Particular, 7:5
Permitted, 5:9
Plaintiff, 3:4
Protecting, 3:5
Respecting, 3:9, 5:1, 5:9
Single, 7:4
Surrendering, 2:4, 6:4

INDIAN WOMEN

Generally, 5:3, 5:9
Registered, 5:3
Reinstated, 5:9

INDIGENOUS

Indigenous and Northern Affairs
Canada (INAC), 3:23, 5:2,
5:3, 5:9, 5:14, 5:15, 6:1, 6:7,
6:27, 9:16
Indigenous Peoples Assembly of
Canada, 5:3
Peoples, 1:37, 5:3, 5:11
Rights, 1:37

INDIVIDUAL RIGHTS

Clauses, 1:4
Coexistence of, 1:21
Supersede, 1:21

INFRINGEMENT

Generally, 1:5, 1:10 to 1:18, 1:25,
2:9 to 2:12, 2:15, 2:16, 3:1,
3:12, 3:20, 4:15, 8:4, 8:11
Analysis, 1:13, 7:10
Justifiable, 1:16, 2:11, 3:12, 3:20
Lesser, 1:18
Minimal, 1:18
Potential, 1:13, 3:13, 8:20, 8:23,
8:24, 8:26
Present, 2:16
Risks, 3:20, 5:14, 8:26
Two-part, 1:5

INFRINGEMENT—Cont'd

Unreasonable, 1:13

INJUNCTION/INJUNCTIVE

Generally, 1:19, 2:15, 4:11, 5:15,
8:28, 8:31
General, 1:19
Interim, 8:31
Interlocutory, 1:19, 2:15, 3:16,
4:11, 8:4, 8:18, 8:28
Obtaining, 8:18
Relief:
generally, 1:19, 2:15, 2:16, 3:15,
3:16, 4:11, 5:15, 8:28, 8:29
obtaining, 8:9
permanent, 2:15
Remedies, 2:15, 2:16

INTERNATIONAL LABOUR ORGANIZATION (ILO)

Generally, 1:37

INTERPRETATION

Generally, 1:5 to 1:7, 1:10, 1:20,
1:29, 1:37, 2:3, 3:3, 3:4, 3:20,
4:4, 4:12, 6:13, 8:9, 8:11
Approach, 6:24
Broad, 3:23
Constitutional, 1:1, 1:5
Context, proper, 4:12
Contract, 4:4
Correct, 1:37
Definitive, 6:13
Extended, 3:20
Generous, 3:3
Judicial, 2:3, 3:1, 4:4
Jurisdictional, 3:10
Liberal, 1:5, 4:4, 5:14, 6:26, 7:12,
8:11, 8:22
Non-absolute, 8:26
Principles of:
generally, 1:36, 3:3, 4:4, 4:12,
6:24, 8:11
guiding, 8:11
Proper, 4:4, 4:5, 4:12
Purposive, 8:11, 8:12, 8:22

INTERPRETATION—Cont'd

Restrictive, 3:3
 Rules of, 3:3, 3:20
 Special principles of, 3:3
 Statutory, 6:24, 8:10
 Strict legal, 1:2
 Treaties, of:
 generally, 8:11, 8:23
 modern, 4:1, 4:4

INTERVENTION

Generally, 6:13
 Appellate, 1:10
 Interveners/intervenors, 1:20, 3:20
 Judicial, 8:34, 9:7
 Possible, 8:32

INUIT

Generally, 1:3, 1:6, 1:30, 4:4, 4:6,
 4:12, 4:15, 5:3 to 5:5, 5:12,
 6:18, 7:15, 8:21, 9:1 to 9:3
 Adoptions, customary, 7:15
 Community corporation, 4:15
 Constitution, 4:15
 European:
 forebears, 9:2
 roots, 9:3
 Form, 4:12
 Group, 5:5
 Identity, 4:12
 Inuit-Mé, 5:5
 Inuit / non-Inuit, 7:15
 Inuit Tapiriit Kanatami, 5:3
 Inuit Tapirisat of Canada, 5:9
 Labrador, northern, 5:5
 Peoples:
 generally, 4:15, 5:3
 western, 5:5
 Programs, 4:12
 Residents, 4:15
 Rights, 4:15

IRREPARABLE HARM

Generally, 1:19, 2:15, 2:16, 3:16,
 8:26, 8:28
 Constituted, 3:16

IRREPARABLE HARM—Cont'd

Demonstrated, 8:28
 Possible, 2:15

**JAMES BAY AND NORTHERN
 QUEBEC AGREEMENT
 (JBNQA)**

Generally, 1:30, 2:4, 4:2, 4:4, 4:6,
 4:16, 6:27, 8:2

JUSTIFICATION

Generally, 1:2, 1:18, 1:21, 2:8,
 2:16, 3:20, 4:5, 5:14, 7:9,
 8:11, 8:13, 8:24, 8:34
 Analysis:
 generally, 1:5, 1:17, 1:18, 8:8,
 8:11, 8:13, 8:34
 set, 3:13
 Appropriate, 1:25
 Existence of, 8:24
 Framework:
 generally, 7:10
 set, 2:10
 Government's, 1:12, 1:17
 Infringement, of, 1:16 to 1:18, 3:13
 Limits, 3:20
 Possible, 3:23
 Primary, 8:22
 Purposes, 2:10
 Requirement, 1:18, 7:11, 8:24
 Stage:
 generally, 7:11
 implicit, 7:11
 Test, 1:10, 1:16, 1:20, 2:10, 3:9,
 3:13, 5:13, 8:11, 8:13, 8:26
 Well-grounded, 7:11

LAND CLAIMS

Agreements:
 generally, 1:4, 1:6, 1:7, 1:20,
 1:24, 1:26, 2:2, 3:9, 3:17,
 4:1 to 4:4, 4:10, 4:12, 4:14,
 4:15, 6:27, 7:15
 affirmed, 1:30
 modern, 4:1, 4:3, 4:4
 modern comprehensive, 8:11

ABORIGINAL LAW

LAND CLAIMS—Cont'd

- Disputes, **3:17**
- First combined, **1:27, 4:11**
- Labrador Inuit Land Claims Agreement (LILCA), **4:15, 5:5, 8:11**
- Land Claim Settlement Act, **4:10**
- Largest, **4:12**
- Legislative instruments, based on, **9:11 to 9:14**
- Negotiations:
 - generally, **4:4**
 - regional, **9:23**
- Settlement:
 - generally, **1:4, 4:12, 5:9, 9:23**
 - comprehensive, **2:4**

LAND CODE

- Generally, **5:10, 6:6**
- Operating, **5:10**
- Provisions, **5:10**

LEASES

- Generally, **6:1, 6:13**
- Leaseholders, **7:12**
- Leasehold interests, **6:17, 7:14**
- Leasing, **2:4, 5:8, 5:9, 7:2**

LEGISLATIVE OBJECTIVES

- Generally, **1:17, 8:26, 8:34, 9:4**
- Justifiable, **1:17**
- Valid, **1:17, 1:18, 2:10, 2:16, 3:13**

LIMITATION PERIODS

- Treaty claims, **3:27**

LOVELACE

- Generally, **5:9**

MANITOBA

- Act:
 - generally, **5:15, 8:12, 9:11 to 9:14**
 - Dominion Lands Act and, **9:11**
 - federal, **9:4**
- Manitoba Métis Federation (MMF), **5:3, 5:12, 5:15, 8:11, 8:12, 9:4, 9:11 to 9:13, 9:16, 9:20**
- Medium Filum Aquae, **6:10**

MANITOBA—Cont'd

- Natural resources transfer agreement, **9:4**

MAPS

- Historic Treaties Map, **3:47**
- Modern Treaties and Stand-Alone Self-Government Agreements Map, **4:23**

MÉTIS

- Generally, **3:22, 8:22, 9:1 to 9:3, 9:7, 9:13, 9:15, 9:19, 9:20**
- Aboriginal rights, test for, **9:6**
 - generally, **9:8**
 - continuous occupation, **9:10**
 - exclusive occupation, **9:11**
 - historic occupation, **9:9**
- Act, **9:19**
- Communities, **9:6, 9:23**
- Community councils, **9:23**
- Issues, **9:16**
- Land claims, **9:11 to 9:14**
- Rights, **9:1, 9:6**
- Self-government, **1:40, 9:1**
- Self-Government Agreements, **9:1**
- Settlements, **9:18**
- Settlements Land Protection Act, **9:18**

MINING

- Generally, **1:17, 2:10, 3:6, 3:10, 3:13, 3:20, 3:22, 3:23, 5:6, 6:7, 8:31**
- Act, **8:28**
- Activity, **3:22**
- Application by company, **8:3**
- Area, **4:15**
- Claim, **8:28**
- Permit, **8:19**
- Project, **4:4**
- Shaft diamond, **1:10**
- Strip, **2:7**

MODERN TREATIES

- Land claims agreements and, **4:1, 4:3 to 4:7, 4:12, 4:14**

MODERN TREATIES—Cont'd
 Modern Treaties and Stand-Alone
 Self-Government Agreements
 Map, 4:23

MORRIS, ALEXANDER
 Generally, 3:23, 9:1

MUNICIPALITIES
 Generally, 1:30, 1:35, 1:36, 6:12,
 6:23, 6:24, 6:26, 7:14, 8:17,
 8:18
 Applicable, 7:14
 Areas, 4:3
 Entities, 8:17
 Forms, 1:29, 1:36
 Governments, 8:17
 Incorporated, 8:17
 Oka, of, 1:28
 Style, 4:14
 Taxation powers of, 1:36, 6:24
 Units, 1:36, 6:24

**NATIONAL COUNCIL OF
 WOMEN**
 Generally, 5:3, 5:9, 9:17, 9:18, 9:21

**NATIONAL ENERGY BOARD
 (NEB)**
 Generally, 5:13, 8:16, 8:25
 Act, 5:13, 8:16

**NATIVE WOMEN'S
 ASSOCIATION**
 Generally, 5:9

NATURAL RESOURCES
 Generally, 1:29, 2:10, 3:10, 4:3,
 5:3, 5:6, 5:10, 7:1, 7:12, 8:2,
 8:13, 8:17, 8:20
 Development, 5:10
 Managing, 6:3
 Transfer agreements (NRTA), 2:12,
 3:6, 3:20, 3:23, 4:3, 7:3, 7:12,
 9:4, 9:18, 9:19

**NISGA'A FINAL AGREEMENT
 (NFA)**
 Generally, 1:24, 2:4, 3:10, 4:3, 4:5,
 4:14, 6:27

**NISGA'A FINAL AGREEMENT
 (NFA)—Cont'd**
 Act, 1:24, 2:4, 3:9, 4:14

NON-BAND MEMBERS
 Generally, 5:9, 6:8, 6:11, 6:17

NON-STATUS INDIANS
 Generally, 1:4, 3:17, 5:3, 9:16

**NORTHWEST TERRITORIES
 ACT**
 Generally, 7:15

NUNAVUT ACT
 Generally, 4:12, 7:15

OCCUPATION
 Generally, 1:1, 1:8, 2:3, 2:6 to 2:8,
 2:13, 3:18, 3:22, 5:10, 5:15,
 6:3, 6:11, 6:13, 6:15
 Ancient, 1:4
 Continuous, 2:8, 9:9
 Existing, 2:8, 9:7
 Heavy, 6:4
 Non-exclusive, 2:8
 Pre-contact, 9:2
 Prior, 1:1, 2:6, 2:10, 8:22, 8:33
 Sufficient, 2:5
 Traditional, 2:15

OFF-RESERVE
 Generally, 6:20, 6:22, 9:16
 Band members, 5:9
 Health agency, 6:21
 Investment activities, 6:22
 Living, 5:9, 6:20, 6:26
 Located, 6:21
 Members, 5:9
 Moved, 6:17
 Occurred, 6:21
 Purchases, 6:23
 Reinstated Indian women, 5:9
 Residents, 5:9
 Use, 6:22

ABORIGINAL LAW

PARAMOUNT LOCATION TEST

Generally, 1:2, 1:5, 1:9, 1:10, 1:22,
2:9, 2:12, 3:4, 5:6, 5:9, 8:11,
8:22, 8:33, 8:34, 9:6
Generally, 6:22, 6:26
Test, 1:9, 1:10, 1:23, 9:6, 9:10

PREROGATIVES

Generally, 8:17

PRIORITY

Generally, 1:1, 1:18, 4:13, 5:9,
5:15, 8:11, 8:25, 8:26, 9:3,
9:18
Accorded, 1:18
Adequate, 1:18
Given, 1:18, 3:20, 8:26
Granted, 8:26
Highest, 1:18
Requirement, 1:18

PRIVATE PROPERTY

See Property

PRIVATE PROPERTY, SEE ALSO PROPERTY

Generally, 1:19, 2:13, 2:14, 2:16,
8:31, 8:34
Holder, 8:31
Lands, 2:13, 2:14, 2:16, 3:6, 3:20,
8:31, 8:32

PROOF

Generally, 1:10, 2:6, 2:8, 2:9, 3:4,
6:10, 8:11, 8:18, 8:20, 9:3,
9:9, 9:18
Issues, 1:10
Shared customs, of, 9:2, 9:6
Strict, 1:11

PROPERTY

See also Privace Property

PROPERTY, SEE ALSO PRIVACE PROPERTY

Generally, 1:19, 1:32, 2:15, 2:16,
3:12, 5:8, 6:10, 6:17, 6:19 to
6:21, 6:24 to 6:26, 8:11, 8:28,
8:34

PROPERTY, SEE ALSO PRIVACE

PROPERTY—Cont'd

Applicable, 3:18
Common, 6:10
Downtown business, 8:28
Immovable, 7:5
Income, 6:20
Intangible, 6:21
Intellectual, 1:37
Interests:
 generally, 6:19
 charged private, 2:16
 personal, 6:17
Issuer's, 6:21
Law, 6:13
Matrimonial, 5:10
On-reserve, 5:7
Passing, 6:19
Purchase, 6:25
Real, 6:24
Rights:
 generally, 2:16, 6:24
 afforded, 2:16
 private, 2:16
 real, 5:10
Subsurface, 4:12
Tax:
 generally, 6:27
 authority to, 6:24
 exemptions, 6:26
 rates, 6:27

REASONABLENESS

Generally, 1:18, 4:4, 4:15, 8:24 to
8:26

RECONCILIATION

Generally, 1:1, 1:2, 1:17, 1:25, 2:9,
2:10, 2:12, 4:2, 4:4, 4:5, 5:6,
7:10, 8:11, 8:33, 8:34, 9:13
Aboriginal peoples, of, 1:1, 8:34
Commission, 1:2
Crown sovereignty, of, 8:11, 8:34
Demands, 2:10, 4:5
Goal of, 8:11, 9:13

RECONCILIATION—Cont'd

Long journey of, **4:4, 8:6, 8:11**
 Making, **1:1**
 Modern-day, **4:1**
 Process, **1:2, 8:11, 8:26, 8:33**
 Remedies re, **2:10**
 State, **2:15, 8:28**
 Ultimate goal of, **8:17, 8:20**

REGISTRATION

Indian population, **5:3**
 Indians, **1:9, 1:21, 3:6, 5:3, 5:9, 6:17, 6:21, 6:23, 6:26, 7:12**
 Tax-free, **6:26**

REGULATION/REGULATORY

Generally, **1:11, 1:13 to 1:15, 1:35, 3:12, 3:13, 3:20, 5:1, 5:10, 5:14, 6:6, 6:8, 6:9, 7:7, 7:9, 8:17, 9:18, 9:19**
 Agreed, **4:5**
 Boards, **8:16**
 Delegate, **3:21, 5:14, 8:26**
 Empowered, **8:16**
 Environmental, **4:12**
 Environments, **2:10, 7:10**
 Federal, **3:23, 5:10**
 Impact, **8:11**
 Land use, of, **5:10**
 Legislation, **1:12**
 Legitimate, **8:34**
 Overbroad, **1:13**
 Procedures:
 generally, **8:16, 8:25**
 established, **8:24**
 Processes:
 generally, **8:1, 8:16, 8:19, 8:25**
 available, **8:25**
 provincial, **8:19**
 Provincial, **3:12, 3:20, 7:5, 7:10**
 Reasonable, **1:13, 3:12**
 Regime:
 generally, **1:10, 1:13, 2:14, 5:2, 8:26**
 provincial, **5:10, 7:6**

REGULATION/REGULATORY

—Cont'd

Schemes:
 generally, **8:17, 8:24, 8:26**
 particular, **1:18, 8:26**
 provincial, **7:4**
 subjects, **3:20**
 Tribunals:
 generally, **8:5, 8:16**
 decisions, **8:16**
 Unspecified, **3:23**
 Valid, **1:18**

REMEDIES

Effective, **8:17**
 Grounded, **2:15**
 Land
 compensation, **2:18**
 fee simple land remedies, **2:19**
 fiduciary duty, breach of, **2:17**
 injunctive relief, **2:16**
 remedies grounded in breach of trust and fiduciary duty, **2:17**
 trust, breach of, **2:17**
 Powers re:
 generally, **8:17**
 sufficient, **8:16**

RESERVATIONS/RESERVES

Generally, **3:17, 3:18, 3:22, 5:3, 5:8 to 5:10, 5:15, 6:1 to 6:9, 6:12 to 6:15, 6:17 to 6:26, 7:1, 7:2, 7:5, 7:14, 9:11**
 Affluent, **5:10**
 Appropriate, **3:23, 6:9**
 Band's, **5:15**
 Claimed, **5:15**
 Contested, **5:15**
 Creating, **6:2**
 Creation of, **3:22, 4:3, 5:15, 6:2, 6:4**
 Designated, **6:11**
 Entitlement, **3:18**
 Establishing, **5:7**
 Exemptions, **6:26**
 Existing, **6:2**

RESERVATIONS/RESERVES

—Cont'd

Expansion of, **5:8, 6:2**
Expropriate, **6:12**
Expropriated, **5:14, 6:12, 6:13**
Family home on, **5:10**
Interests, **5:10**
Lands:
 generally, **6:15**
 allotment, **3:23, 6:3**
 simplicitor, **6:11**
 system, **5:7**
Leased, **6:21**
Locate, **6:11**
Management of, **6:2, 6:5**
Matrimonial interests, **5:10**
New, **6:2**
Numbers, **5:15**
Particular, **6:2**
Policy, **4:3, 6:2**
Possession of, **1:35, 6:16**
Provisions, **3:23**
Sites, **3:22**
Sold, **6:15**
Special, **6:1**
Status, **1:29, 5:8, 5:14, 6:1, 6:2, 6:4, 6:13**
Surrender of, **5:14, 6:5, 6:11, 6:19, 7:2, 7:4**
Taxing, **6:26**
Territories, **3:22**
Transfer of, **6:3, 6:13**

ROBINSON

Generally, **3:22, 5:12**
Robinson-Huron Treaty, **3:22**
Robinson-Superior Treaty, **3:7, 3:22**
Treaties, **3:22, 6:2**

**ROYAL COMMISSION ON
ABORIGINAL PEOPLES
(RCAP)**

Generally, **1:2, 1:22, 4:2, 4:3, 5:9, 6:2, 9:1**

ROYAL PROCLAMATION

Generally, **1:20, 2:2, 2:4, 2:8, 3:22, 3:23, 5:4, 5:12, 6:3, 6:15, 8:10, 8:11**

SELF-GOVERNMENT

Generally, **1:4, 1:20, 1:22 to 1:28, 1:31, 1:35, 1:37, 2:3, 3:23, 4:1, 4:4, 4:9, 4:14, 6:19, 6:27, 9:2, 9:18**

Act, **1:30, 7:5**

Agreements:

 generally, **1:31, 3:17, 4:8 to 4:11, 4:13, 6:26, 7:5**

 associated, **4:13**

 ch'in, **4:13**

 signed, **1:31**

Arrangements, **4:2**

Charter, application to, **1:26**

Child and family services, **1:30**

Child and Family Services Act
(Quebec), **1:26, 1:30**

Funding, **4:17**

Inherent right of, **1:4, 1:22**

Internal tribal, **1:25**

Legislation, **4:4, 7:5**

Métis, **1:40, 9:1**

Negotiated, **1:30**

Negotiations, **1:20, 4:10**

Powers:

 generally, **4:14**

 local First Nation, **4:6**

Provisions, **1:24, 4:3, 4:4, 4:6**

Reference re An Act respecting First
Nations, Inuit and Métis chil-
dren, youth and families, **1:26, 1:30**

Rights re, **4:14**

SPARROW, RONALD

Generally, **1:5**

Analysis, two-part, **1:12**

Approach, **7:10**

Framework, **1:12, 7:11**

Justification analysis, **8:26, 8:34**

SPARROW, RONALD—Cont'd

Justificatory analysis, 1:5, 3:13, 3:20
 Statement, 5:14
 Test:
 generally, 1:18, 5:14, 7:11, 8:4, 8:24, 8:26
 Sparrow/Badger, 3:13

STATUS

Generally, 1:5, 1:21, 2:3, 3:9, 4:12, 5:3, 5:9, 5:13, 6:24, 7:4 to 7:6, 7:14, 9:18
 Appellant's, 7:5
 Derived, 5:9
 Holders, 9:18
 Indians:
 generally, 5:9, 6:18, 6:22, 9:18
 exempts, 6:18
 Marital, 5:9
 Objector, 1:37
 Protected, 9:18
 Provisions, 5:3
 Quasi-constitutional, 4:4
 Simple, 1:29, 7:5
 Special, 8:12, 9:2
 Unique, 9:2

SURRENDER

Generally, 1:30, 2:4, 2:7, 2:13, 3:18, 3:22, 3:23, 4:3, 5:8, 5:12, 5:14, 6:4, 6:5, 6:15
 Absolute, 5:8, 6:15
 Conditional, 6:15
 Document, 6:17
 First, 6:15
 Lands, 3:22, 5:9, 6:6, 6:8, 6:15, 6:19, 6:24, 6:27, 7:2, 8:4, 8:26
 Legal, 2:13, 9:14
 Mines, 6:6
 Proper, 2:13
 Provisions, 5:15, 6:15
 Purported, 6:15
 Transaction, 6:24
 Voluntary, 2:11, 3:11

TAX/TAXABLE/TAXATION

Generally, 1:10, 1:32, 4:20, 5:10, 5:14, 6:1, 6:12, 6:17 to 6:19, 6:22 to 6:24, 6:26, 6:27, 9:12
 Applicable, 6:26, 6:27
 Assessment process, 6:24
 Assurance, 6:27
 Base, 6:26
 Consumption, 6:22, 6:26
 Direct property, 6:27
 Excise, 6:23
 Exemption:
 generally, 5:7, 6:17 to 6:23, 6:25 to 6:27
 statutory, 6:19
 File, 6:19
 Imposition of, 8:11
 Inheritance, 6:19
 Matters, 6:1 to 6:7, 6:9 to 6:16
 Payers, 6:22, 6:25
 Paying, 6:19, 6:23, 6:27
 Provincial, 4:15, 6:26
 Remitting, 1:10
 Revenues, 4:11
 Self-imposed, 6:27
 Status, 6:17
 Supply:
 generally, 6:27
 imported, 6:27
 Taxation:
 generally, 1:30, 1:31, 1:35, 6:13, 6:17 to 6:22, 6:24 to 6:27
 Act, 1:30, 1:36
 authority, 1:36, 6:13, 6:24
 by-laws, 6:24, 6:26
 direct, 4:15, 4:20, 6:27
 double, 6:26, 6:27
 Indian reserve land, 6:18 to 6:23
 Indians, of, 6:21
 jurisdiction, 6:12
 local, 1:30
 municipal, 7:14
 powers, 1:31, 1:36, 5:10, 6:24
 provisions, 6:25

ABORIGINAL LAW

TAX/TAXABLE/TAXATION —Cont'd

Taxation:—Cont'd
purposes, **6:22**
tribunals, **6:24**
years, **6:22**
Tax Court of Canada, **6:1, 6:21, 6:27**
Territorial, **6:26**
Tobacco, **6:27**

TERRITORY/TERRITORIAL

Generally, **1:10, 1:25, 1:37, 2:3 to 2:5, 2:14, 3:1, 3:5, 3:10, 3:22, 3:23, 4:12, 7:15**
Affected, **8:26**
Approach, **9:18**
Asserted, **8:32**
Authority, **7:15**
Common law, **7:15**
Council, **7:15**
Developments, **9:17 to 9:23**
Legislation, **1:1, 1:7, 7:15**
Limits, **2:8**
New, **7:15**
Northern, **3:22, 5:7, 9:23**
Northwest, **9:23**
Taxation regimes, **6:26**
Territorial Lands Act, **6:2**

THIRD PARTIES

Generally, **1:37, 2:2, 2:6, 2:10, 2:13, 2:16, 3:18, 3:22, 6:15, 8:14, 8:17, 8:31, 8:34**
Interests, **3:18, 5:10, 6:2, 8:34**
Obliged private, **8:31**
Private, **8:2, 8:8, 8:34**
Project proponents, **8:31**
Purchaser, **2:13**

TREATIES

Generally
land claims agreements/modern, **4:1**
land surrender, **3:22**
modern day, **3:22, 4:4**

TREATIES—Cont'd

Claims
limitation periods, **3:27**
Douglas Treaties, **3:12, 3:20, 3:22, 4:3**
Hunting rights, **3:6**
Interpretation:
generally, **3:3, 3:19, 3:20, 8:8, 8:10, 8:11**
goal of, **3:3**
modern, re, **4:4**
principles, **3:3, 8:11**
Jay Treaty, **3:9, 6:23**
Land entitlement:
generally, **3:17, 3:18**
agreements, **3:18**
committee, **3:18**
Manitoba, **3:20**
obligations, **3:18**
Saskatchewan, **3:19**
Limitation periods, **3:27**
Negotiation process, **3:15, 4:3, 8:11, 8:20**
Numbered, **3:23**
Process, **1:1, 2:16, 3:15, 3:23, 4:3 to 4:5**
Promises, **3:10, 3:20, 8:12**
Purposes, **2:16**
Requirements, **6:2**
Research reports, **3:22, 3:23**
Rights
generally, **1:1 to 1:4, 1:7 to 1:20, 3:1, 3:3 to 3:12, 3:17 to 3:21, 4:4, 4:5, 7:5 to 7:8, 7:10, 7:11, 8:1, 8:22, 8:23, 8:26**
base, **3:20**
claims, **3:17, 3:18**
limitation periods, **3:27**
context of, **8:11, 8:34**
decisions, **3:20**
defined, **4:4**
existing, **1:37, 2:13, 3:1, 3:20, 3:23, 7:6**
extinguish, **3:11**

TREATIES—Cont'd

Rights—Cont'd
 holders, 3:7, 3:12, 7:9
 incidental, 3:4, 3:20
 infringement of, 3:12, 7:8, 7:10
 interpreting, 3:20
 limitation periods, 3:27
 limiting, 3:5
 modern, 4:4
 protection of, 3:9, 3:10, 3:13, 7:9
 scope of, 3:3, 8:11
 Treaty First Nation Taxation Act,
 6:27

TRUCKHOUSES

Generally, 3:20, 4:4, 8:11

**UMBRELLA FINAL
 AGREEMENT (UFA)**

Generally, 1:31, 4:4, 4:13, 6:27

UNITED NATIONS

Generally, 1:37

**UNITED NATIONS
 DECLARATION ON THE
 RIGHTS OF INDIGENOUS
 PEOPLES (UNDRIP)**

Generally, 1:37
 Endorsed, 1:37
 Implementing, 1:37
 Sign, 1:37

UNITED STATES

Generally, 1:10, 1:25, 1:37, 2:3,
 3:3, 3:9, 5:13, 6:23, 7:8
 Central, 9:2
 Supreme Court, 2:3

VETO

Generally, 1:37, 2:15, 2:16, 8:17,
 8:26, 8:28

WATER

Generally, 4:12, 4:15, 6:10
 Act, 6:12, 6:13
 Board, 4:10, 4:11
 Canada, law in, 6:10
 Navigable, 6:10
 Rights, 6:10
 Use, 4:10
 Waterslide, 1:32
 Waterways:
 generally, 6:10
 accessible, 1:17

WEYERHAEUSER

Generally, 2:16, 8:2
 Company, 8:2
 Decisions, 2:16
 Favoured, 2:16
 Mandated, 8:31
 Power, 2:16
 Prohibiting, 2:16
 Restrain, 2:16
 Title, 2:16

WILDLIFE ACT

Generally, 2:13, 3:5, 3:10, 3:20,
 7:4, 7:6, 9:19
 provincial, 7:4

YUKON

Generally, 1:2, 1:31, 4:4, 4:9, 4:13,
 6:2, 6:9, 6:27, 7:12, 7:15, 8:6,
 8:11, 8:21, 8:30, 9:23
 Act:
 generally, 7:15
 new, 7:15
 Treaties, 4:4

