

**Regulation Concerning the Custom Code Method of Calculation for  
Kanien'kehá:ka Lineage  
K.K.L c. M-1, r.1**

This Regulation was enacted pursuant to section 4.1 and 18.1(e) of the *Kanien'kehá:ka of Kahnawà:ke Law* (the "Law") and approved by the Mohawk Council of Kahnawà:ke on June 17, 2019.

**1. PURPOSE**

- 1.1 The purpose of this Regulation is to establish the rules and procedures to be followed by the Registrar in determining whether a great-grandparent was or is recognized as Ahsén:nen Kanien'kehá:ka, at minimum, pursuant to this Regulation.

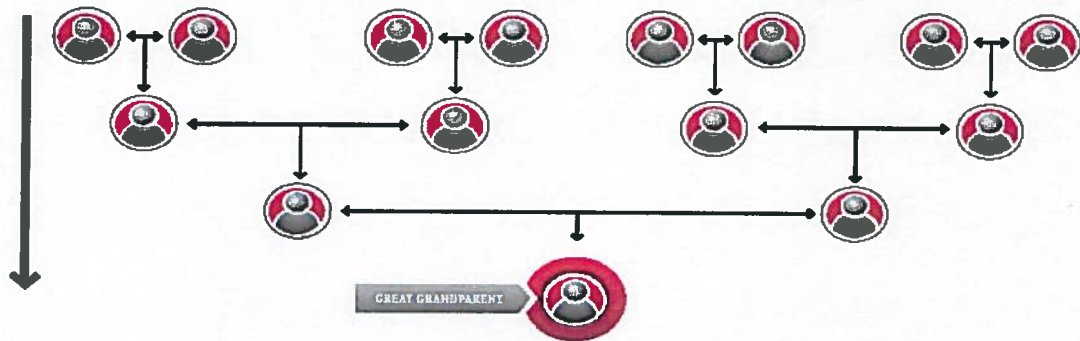
**2. GUIDING PRINCIPLES**

- 2.1 The Registrar in performing his or her duties and making their decisions with regards to a Great-Grandparent's lineage will use the chart reproduced below. If after verifying the Great-Grandparent's lineage using the chart reproduced below the Great-Grandparent is recognized as Onkwéhon:we or as Ahsén:nen.
- 2.2 If Ahsén:nen Kanien'kehá:ka they will be deemed to be a Kanien'kehá:ka Great-Grandparent for the purpose of applications to be recognized as a Kanien'kehá:ka of Kahnawà:ke.




**3. CHART FOR DETERMINING GREAT-GRANDPARENT LINEAGE**

- 3.1 The chart for determining Great-Grandparent lineage appears below.

## CHART FOR DETERMINING GREAT-GRANDPARENT LINEAGE

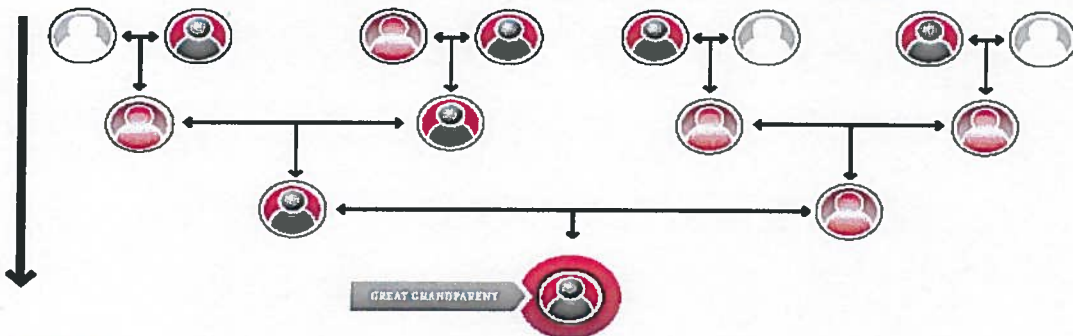


### LEGEND




-  ONKWEHÓN:WE / KANIEN'KEHÁ:KA
-  AHSÉN:NEN
-  IAH ONKWEHÓN:WE TÉ:KEN

PREPARED BY THE MCK MEMBERSHIP DEPARTMENT - MARCH 2010

## CHART FOR DETERMINING GREAT-GRANDPARENT LINEAGE

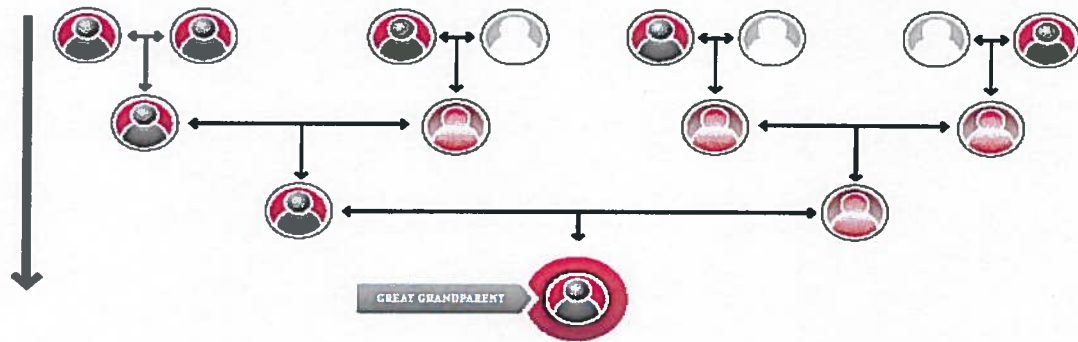


### LEGEND

-  ONKWEHÓN:WE / KANIEN'KEHÁ:KA
-  AHSÉN:NEN
-  IAH ONKWEHÓN:WE TÉ:KEN

PREPARED BY THE MCK MEMBERSHIP DEPARTMENT - MARCH 2010

## CHART FOR DETERMINING GREAT-GRANDPARENT LINEAGE

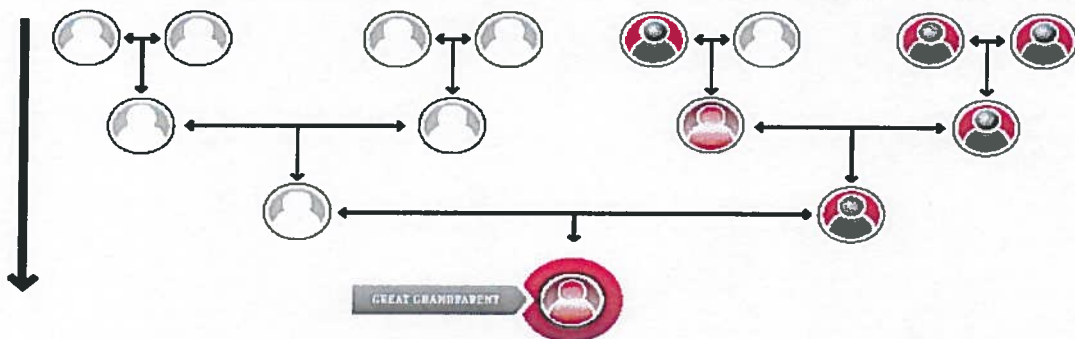


### LEGEND

	ONKWEHÓN:WE / KANIEN'KEHÁ:KA
	AHSÉN:NEN
	IAH ONKWEHÓN:WE TÉ:KEN

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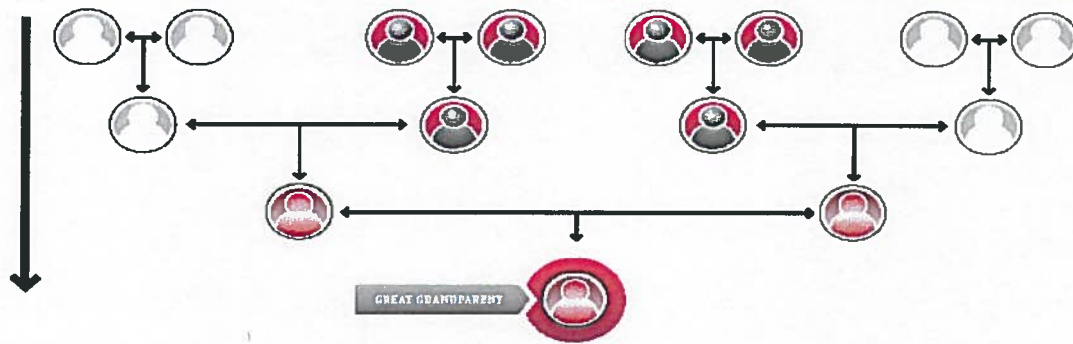


### LEGEND




	ONKWEHÓN:WE / KANIEN'KEHÁ:KA
	AHSÉN:NEN
	IAH ONKWEHÓN:WE TÉ:KEN

PREPARED BY THE MCK MEMBERSHIP DEPARTMENT - MARCH 2019

## CHART FOR DETERMINING GREAT-GRANDPARENT LINEAGE

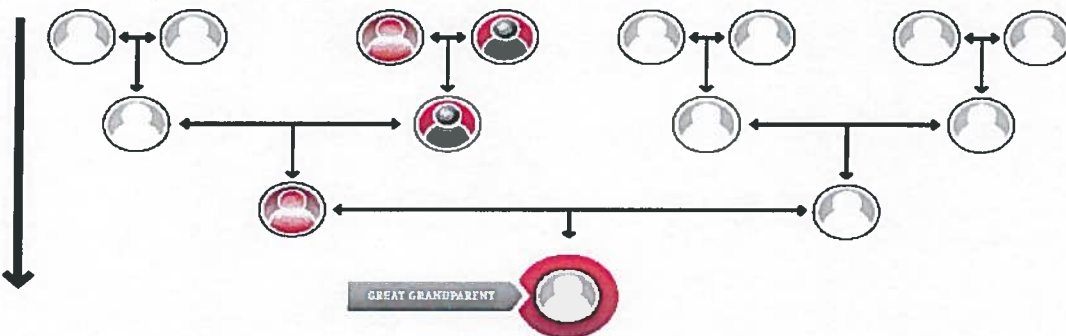


### LEGEND




-  ONKWEHÓN:WE / KANITN'KEIÁ:KA
-  AHSÉN:NEN
-  IAH ONKWEHÓN:WE TÉ:KEN

PREPARED BY THE MCK MEMBERSHIP DEPARTMENT - MARCH 2010

## CHART FOR DETERMINING GREAT-GRANDPARENT LINEAGE



### LEGEND

-  ONKWEHÓN:WE / KANITN'KEIÁ:KA
-  AHSÉN:NEN
-  IAH ONKWEHÓN:WE TÉ:KEN

PREPARED BY THE MCK MEMBERSHIP DEPARTMENT - MARCH 2010



## **Regulation Respecting Hearings**

### **K.K.L c. M-1, r.2**

**This Regulation was enacted pursuant to section 10.1 and 18.1(e) of the *Kanien'kehá:ka of Kahnawà:ke Law* (the "Law") and approved by the Mohawk Council of Kahnawà:ke on June 17, 2019.**

#### **1. PURPOSE**

- 1.1 The purpose of this Regulation is to establish the rules and procedures to be followed by the Registrar in conducting a hearing if required under the Law and for the purpose of verifying and deciding an application for recognition as a Kanien'kehá:ka of Kahnawà:ke;

#### **2. GUIDING PRINCIPLES**

- 2.1 The Registrar in performing their duties and making their decisions will respect the principles of fairness, dignity of the person, compassion and consensus that are consistent with the traditions and customs of the Kanien'kehá:ka of Kahnawà:ke.
- 2.2 The rules and procedures in this Regulation are to ensure:
- (1) All applicants have the full and ample opportunity to be heard;
  - (2) Discussions and evidence be disclosed and presented in a timely and efficient manner; and
  - (3) All proceedings before the Registrar are conducted as informally and expeditiously as possible.

#### **3. INTERPRETATION**

- 3.3 The rules and procedures in this Regulation will be liberally interpreted by the Registrar in all applications submitted to the Registrar so as to advance the principles set out in sections 2.
- 3.2 The Registrar will control their own procedures and process, including:
- (1) The order in which written materials are considered and witnesses are heard;
  - (2) The amount of time that is allotted to considering written materials or hearing witnesses;
  - (3) The relevancy and importance of any written material or testimony from any witness;
  - (4) Whether a hearing, or any part of a hearing, will be conducted *in camera*;
  - (5) Whether to exclude any person from a hearing whose behavior is disruptive to proceedings.

- 3.3 The Registrar retains the right to decide any matter of procedure not provided for in this Regulation.

#### **4. DEFINITIONS**

- 4.1 In addition to the definitions in the Law, the following definitions apply to this Regulation:

**“Applicant”** means the person who initiates an application before the Registrar in accordance with the provisions of the Law;

**“Work Day”** means Monday through Friday, excluding days that are recognized as holidays by the Mohawk Council of Kahnawà:ke;

**“Recorder”** means the person appointed by the Registrar to act as recorder for the purpose of keeping a complete and accurate record of hearings conducted by the Registrar.

**“Tribunal”** means the Community Review Board and the Administrative Tribunal once it becomes operational under the *Kahnawà:ke Justice Act*.

## **5. SERVICE, FILING AND NOTICE**

- 5.1 Unless otherwise provided, all written communications made under this Regulation, including all forms of Notices, will be sent to the applicant in a manner that ensures proof of receipt by the applicant and filed with the Registrar.
- 5.2 Filing of a document is accomplished by delivering, mailing, e-mailing or faxing the document to the Registrar at the address or facsimile number listed on the forms.
- 5.3 All documents required under these Regulations will be in either Kanien'kéha or English or, if in a third language, be accompanied by a translation in Kanien'kéha or English and an affidavit attesting to the accuracy of the translation.

## **6. DISCLOSURE**

- 6.1 In addition to the information in their application, an Applicant is entitled to provide to the Registrar, at least ten (10) Work Days before a hearing, any additional written material and or list of witnesses that the Applicant believes are relevant to the hearing.
- 6.2 Any Kanien'kehá:ka of Kahnawà:ke may submit to the Registrar, at least ten (10) Work Days before a hearing, any information, recommendations or concerns pertaining to an application. All information received by the Registrar pursuant to this paragraph will be disclosed by the Registrar to the Applicant at least five (5) days before the hearing.

## **7. HEARING AND EVIDENCE**

- 7.1 Should the Registrar find it necessary, he/she will determine the date, time and place of the hearing and will provide written notice to the Applicant at least thirty (30) days prior to the hearing.
- 7.2 An Applicant who requires the services of an interpreter at the hearing, or who requires special arrangements for the hearing, will notify the Registrar in writing as soon as the Applicant becomes aware of that requirement and the Applicant will be responsible to provide the services of an interpreter.
- 7.3 Except with the permission of the Registrar, which permission may be granted on such terms and conditions as accord with the principles in section 2, and subject to an Applicant's right to reply:
  - (1) Any written material that is provided after the deadlines in section 6, will not be considered by the Registrar;
  - (2) Subject to 7.6, any witness, the name of whom was provided after the deadline in section 6.1, may not be heard by the Registrar.

- 7.4 A hearing may proceed as scheduled even though an Applicant fails to appear before the Registrar, when the Registrar is satisfied that the Applicant received proper notice of the hearing.
- 7.5 An Applicant may be in attendance during the entire time their hearing is being conducted. The Applicant can reply to all written materials and witnesses that are considered or heard by the Registrar.
- 7.6 The Registrar will decide, in their sole discretion, whether to hear oral testimony from any witness other than the witnesses disclosed in accordance with section 6.1. The Registrar's decision will be based on the principles in section 2.
- 7.7 The Registrar may direct that a witness, other than the Applicant, be excluded from the hearing until called to give evidence.
- 7.8 Except with the permission of the Registrar, when a directive has been given excluding a witness from the hearing, no person will communicate with the witness regarding, evidence given during his or her absence, until after the witness has been called and has given evidence.
- 7.9 Representations made at the hearing shall be recorded on audio tape, unless a party has them recorded by a stenographer or stenotypist at their expense. A party who requests a transcription of the hearing shall provide a copy to the Tribunal free of charge. In the cases where the Registrar may award legal costs, the recording and transcription expenses shall be included in them.

## **8. DECISION**

- 8.1 Once the parties have had the opportunity to present their evidence and representations to the Registrar, the Registrar will declare the hearing closed and may take the case under advisement or immediately render their decision verbally ensuring that the decision is recorded on audio tape.
- 8.2 If the Registrar renders their decision verbally a transcript of the audio recording of the decision will be drawn up within ten (10) Working Days of the decision and subsequently forwarded to the parties. For clarity, the date the decision was rendered verbally is the date on which the delay to apply for review of the Registrar's decision starts to run.
- 8.3 If the Registrar takes the case under advisement, the Registrar will render their written reasoned decision within thirty (30) days from the date the Registrar took the case under advisement.
- 8.4 The written decision will be forwarded to the parties by registered mail or served by bailiff. For clarity, the date the decision was received by the party wishing to have the Registrar's decision reviewed is the date on which the delay to apply for review of the Registrar's decision starts to run.
- 8.5 Records of the hearing and documents used during the hearings will be conserved for a period of six (6) months from the time the decision is final.

## **9. COMING INTO FORCE**

- 9.1 This Regulation comes into force on the date fixed by Mohawk Council Executive Directive.

# Regulation Respecting the Community Review Board

## K.K.L c. M-1, r.3

This Regulation was enacted pursuant to section 8.2, 9.1, 9.6 and 18.1(e) of the *Kanien'kehá:ka of Kahnawà:ke Law* (the "Law") and approved by the Mohawk Council of Kahnawà:ke on June 17, 2019.

### 1. DEFINITIONS

1.1 Terms used in this Regulation have the same definition as they are used in the *Kanien'kehá:ka of Kahnawà:ke Law*.

1.2 "Law" means the *Kanien'kehá:ka of Kahnawà:ke Law*.

### 2. COMPOSITION OF THE COMMUNITY REVIEW BOARD

2.1 The Community Review Board ("CRB") will consist of five (5) people ("CRB Members") selected in accordance with the procedures of the *CRB Regulations*, at least two (2) of whom must have legal training.

2.2 To serve as a Member of the CRB a person must:

- (1) be at least 18 years old;
- (2) be on the Kanien'kehá:ka of Kahnawà:ke Registry;
- (3) be ordinarily resident in Kahnawà:ke;
- (4) pass a background check, and;
- (5) be in good standing with professional order, if applicable.

2.3 For the purposes of the *CRB Regulations*, legal training means having completed an undergraduate degree in law at a recognized North American university.

2.4 If there are not enough legally trained members who meet the criteria in section 2.3, the legally trained positions may be filled by the following people who have legal training, giving priority to this order:

- (1) a person on the Kanien'kehá:ka of Kahnawà:ke Registry who is not ordinarily resident in Kahnawà:ke;
- (2) a person who is a member of another First Nation;
- (3) a person who is not a member of a First Nation but who has experience working with First Nations.

2.5 Each CRB Member will hold office until the earliest of the following:

- (1) the end of a three (3) year term;
- (2) they resign;
- (3) they, for any reason, are unable to perform their duties under the *Kanien'kehá:ka of Kahnawà:ke Law* (the "Law") or the *CRB Regulations*,
- (4) they are removed in accordance with section 7 of the *CRB Regulations*, or
- (5) upon the dissolution of the CRB once the Administrative Tribunal is operational.

2.6 The CRB will be dissolved and all Members will cease to hold office once the Administrative Tribunal, under the *Kahnawà:ke Justice Act*, is operational. A review instituted immediately before the Administrative Tribunal is operational will be continued by the CRB and the CRB members will continue to hold jurisdiction to complete said review.

### 3. NOTICE

3.1 Following the enactment of the Law or a vacancy, the Kahnawà:ke Justice Commission ("Commission") will issue a notice inviting interested persons to submit applications to serve on the CRB.



3.2. The notice will be posted in print and electronic media and must include the following:

- (1) eligibility requirements;
- (2) a description of the purpose and duties of the CRB;
- (3) the length of the term of office;
- (4) where an application form and terms of reference can be obtained and submitted;
- (5) the deadline for application;
- (6) the details of remuneration;
- (7) the number of vacancies to be filled,
- (8) the requirement to provide a letter of intent, two (2) professional letters of reference, and proof of legal training (if applicable);and
- (9) whether the vacancy is that of one of the legally trained CRB Members.

3.3. The notice will be posted for thirty (30) days.

3.4. An application form will only be considered complete if all sections have been completed. This includes the applicant's confirmation of willingness to take an Oath of Office, to sign a Confidentiality Agreement and to abide by the CRB Code of Conduct and Conflict of Interest Policy.

3.5. A representative of MCK Justice Services will confirm the date on which an application is received by date stamping the original and providing the applicant with a copy of the date stamped application.

#### **4. SECOND NOTICE**

4.1 The Commission will issue a second notice if the total number of applicants is less than CRB vacancies.

4.2. In the event that the Commission issues a second notice, it will do so in accordance with sections 3.1-3.5.

#### **5. NOMINATION(S) BY THE MOHAWK COUNCIL OF KAHNAWÀ:KE**

5.1 If, after one repetition of the notice and application process, it is deemed by the Commission that it cannot, in the best interests of the Law appoint any of the applicants a CRB member or there is an insufficient number of successful applications for establishing quorum, the Mohawk Council of Kahnawà:ke must nominate as many people as are necessary to fill the vacancies on the CRB.

5.2 The nominees must consent to the nomination and will only become a CRB Member if he or she is selected in accordance with the verification and evaluation process set out in sections 6-11 of the *CRB Regulation*.

5.3 The nominee has five (5) business days to accept the nomination by informing the Commission of his or her intention; if he or she has not accepted the nomination within the five (5) days the nomination will be void.

5.4 Within five (5) business days of accepting a nomination, the nominee must complete the application form and submit it to the Commission.

#### **6. VERIFICATION**

6.1. The Chairperson of the Commission ("Chairperson") will forward the list of applicants to the Commission.

6.2. The Chairperson, with the assistance of staff of MCK Justice Services, will confirm whether the eligibility requirements listed at section 2.2 and 2.4 are met by the applicants. The Chairperson will forward the verification results to the Commission.

6.3. The Chairperson, on behalf of the Commission, will summarily reject any applicant(s) failing to meet any of the eligibility requirements listed at sections 2.2 or 2.4 of the

present procedure, as the case may be. The unsuccessful applicant(s) will be advised of the decision.

- 6.4. Within ten (10) business days of the expiration of the thirty (30) day notice period or in the case of a MCK nominee within ten (10) business days of the submission of the completed application form, the Chairperson must inform all applicants in writing as to the results of the verification process.

## **7. EVALUATION COMMITTEE**

- 7.1. The Commission will mandate a three (3) person Evaluation Committee to evaluate the remaining applicants. It will determine which applicants are most qualified and capable to review decisions of the Registrar in accordance with the Law.
- 7.2. The Evaluation Committee will be composed of:
  - 1) The Chairperson;
  - 2) One (1) non-voting member of the Commission or a member of MCK Justice Services;
  - 3) One (1) other individual with educational and/or work experience in hiring practices.

## **8. EVALUATION CRITERIA**

- 8.1. The Evaluation Committee will take into account the following criteria when assessing an applicant's aptitude for membership on the CRB:
  - 1) Personal and intellectual qualities;
  - 2) Written and oral communication skills;
  - 3) Critical thinking skills;
  - 4) Ability to synthesize large amounts of complex information;
  - 5) Experience, knowledge and skills in relation to the duties of the CRB;
  - 6) Ability to carry out adjudicative functions;
  - 7) Judgment, open-mindedness, perceptiveness, level-headedness, decision-making and expressive abilities, and;
  - 8) The applicant's conception of the duties of a CRB Member.

## **9. INTERVIEW OF APPLICANTS**

- 9.1. The Evaluation Committee will ask questions and may administer a skills evaluation test and/or assessment tool for the purposes of assessing an applicant's suitability for membership on the CRB.
- 9.2. The Evaluation Committee will draft and finalize the set of questions and any skills evaluation test and/or assessment tool in preparation for the interview.

## **10. REVIEW OF APPLICANTS**

- 10.1. The Evaluation Committee will determine, taking into account the applicant's file as a whole (including interview results and results from any skills evaluation test and/or assessment tool that may be administered), which applicants are most qualified and capable to review decisions of the Registrar in accordance with the Law.
- 10.2. The Evaluation Committee will determine, taking into account the applicant's file as a whole, which applicants are most qualified and capable to review decisions of the Registrar in accordance with the Law.

## **11. RECOMMENDATION**

- 11.1. The Evaluation Committee will recommend to the Commission the applicants that it has determined are most qualified and capable of reviewing decisions of the Registrar in accordance with the Law. It will also provide any comments, feedback or information that it considers important to highlight, including the final ratings attributed to each applicant.
- 11.2. The Commission will review the recommendations submitted by the Evaluation Committee and determine whether or not to approve the recommendation(s). The

Commission, based on the comments, feedback or information provided, will make the final decision as to who will be appointed as a CRB Member.

## **12. APPOINTMENT**

12.1 Successful applicants will be appointed by resolution of the Commission.

## **13. RESIGNATION, REMOVAL, OR SUSPENSION OF COMMUNITY REVIEW BOARD MEMBERS**

13.1 A CRB Member may resign at any time by providing written notice to the Commission and the CRB.

13.2 A CRB Member may be removed if:

- (1) he or she no longer meets the criteria in sections 2.2 of this Regulation;
- (2) he or she is a legally trained member and no longer meets the criteria of sections 2.3 or 2.4; or
- (3) there is a serious breach of the CRB Code of Conduct, the CRB Conflict of Interest Policy or the Confidentiality Agreement.

13.3 A CRB Member may be suspended if there is a minor breach of the CRB Code of Conduct or any other applicable law or regulation.

13.4 All complaints with respect to section 7.2(3) and 7.3 must be made in writing to MCK Justice Services which will ensure that an investigation will be completed if there is a serious issue .

13.5 MCK Justice Services will ensure that there is a written response as to whether there will be an investigation within ten (10) business days of receiving the complaint.

13.6 The decision to investigate is final.

13.7 If an investigation is to be undertaken, the Member in question must be advised of the complaint and be informed that he or she will have a chance to submit information to the ad hoc commission.

13.8 While an investigation is under way, the Member in question cannot participate in any CRB meetings or hearings.

13.9 A CRB Member may only be removed from office or otherwise sanctioned for their conduct after a full and impartial investigation conducted by an ad-hoc commission in accordance with the rules in sections 8.1 through 8.8.

13.10 Within ten (10) business days of the removal or resignation of a CRB Member, the Commission must begin the process, under sections 3.1 to 3.6, for filling the vacancy.

## **14. AD HOC COMMISSION AND THE INVESTIGATION PROCESS**

14.1 When an investigation is required pursuant to sections 7.3 to 7.5, the Commission will appoint three (3) people to the ad hoc commission to investigate and decide on whether the Member should be removed or suspended from the CRB.

14.2 The ad hoc commission must be comprised of :

- (1) One person who is legally trained as defined in section 2.3; and
- (2) Two people who meet the criteria in section 2.2.

14.3 All three (3) ad hoc committee members must be present at all meetings and must vote on every decision.

14.4 Prior to making a final decision regarding the CRB Member, the ad hoc committee must allow the Member to respond to the complaint.

- 14.5 A decision on whether or not the CRB Member is to be removed or suspended from the CRB will be by majority vote of the ad hoc committee.
- 14.6 The complainant and the CRB Member must be notified of the reasons for decision in writing and a copy of the reasons for decision must be filed at the Court of Kahnawà:ke.
- 14.7 MCK Justice Services must publish a copy of the reasons for decision.
- 14.8 The decision of the ad-hoc committee may be appealed to the Court of Kahnawà:ke within thirty (30) days of the decision.

## **15. COMMUNITY REVIEW BOARD MEETINGS**

- 15.1 CRB meetings will be held as required.
- 15.2 CRB meetings are not public, only CRB Members can attend and all deliberations are to be confidential.
- 15.3 A representative of MCK Justice Services will contact all CRB Members at least forty-eight (48) hours before the meeting to inform them of the date, time and place of the meeting and a proposed agenda.

## **16. COMMUNITY REVIEW BOARD HEARINGS**

- 16.1 CRB hearings will be held as required.
- 16.2 CRB hearings are open to all people listed on the Kanien'kehá:ka of Kahnawà:ke Registry.
- 16.3 MCK Justice Services must present a notice of hearing in the Kahnawà:ke print and electronic media five (5) business days prior to any hearing.
- 16.4 The CRB will inform the parties in writing of the date, time and place of the hearing of the issues no less than two (2) weeks in advance of the hearing.
- 16.5 The CRB must conduct the hearing in keeping with the duty to act impartially, so as to ensure a fair process.
- 16.6 The CRB is required to give the parties the opportunity to be heard.
- 16.7 The hearings will be recorded in a manner that ensures the accuracy and faithful reproduction of the proceedings and may include stenographic notes or audio recording.

The CRB has full authority over the conduct of the hearing. The CRB shall, in conducting the proceedings, be flexible and ensure that the substantive law is rendered effective and is carried out.

- 16.8 MCK Justice Services will supply a court clerk or designate, who will be responsible to:
  - (1) Coordinate hearings;
  - (2) Attend the hearing in its entirety;
  - (3) Record the entire hearing with a recording device;
  - (4) Take notes at the hearing;
  - (5) Prepare the minutes of the hearing, and;
  - (6) Circulate the minutes of the hearing, within ten (10) business days of the hearing, to all the CRB Members who were present for their approval.

## **17. QUORUM**

- 17.1 For the purpose of conducting a CRB meeting or hearing at least three (3) CRB Members must be in attendance to establish quorum, one of whom must have legal training.
- 17.2 A hearing may only proceed if the court clerk or designate is present
- 17.3 If quorum is not established within thirty (30) minutes of the scheduled time for a meeting or a hearing, the CRB Members in attendance may direct the time and date for the next meeting or hearing but can make no other decisions.
- 17.4 If a next meeting or hearing is fixed by the CRB Members, the rules in sections 9.3, 10.3 and 10.6 must be followed with respect to notice.

## **18. CHAIRPERSON**

- 18.1 The CRB Members must appoint one Member to serve as the chairperson who will preside over meetings and hearings.
- 18.2 If the chairperson is not in attendance, the CRB will appoint another Member to serve as chairperson for that meeting or hearing.
- 18.3 The duties of the chairperson are to:
- (1) maintain order and decorum at the meeting or hearing;
  - (2) ensure the meeting or hearing is held in accordance with the provisions of the Law and the *CRB Regulation*;
  - (3) recognize CRB Members in the order in which they wish to speak;
  - (4) recognize others in attendance for the purpose of addressing the CRB; and
  - (5) Set the agenda for meetings.
- 18.4 The chairperson must ensure that agenda, minutes, notices and other documents necessary for the functioning of the CRB are prepared and maintained in an orderly manner. The chairperson will ensure the delays for notification has been respected.

## **19. RECORDING DEVICE**

- 19.1 Unless the CRB otherwise directs, only hearings are to be recorded using an audio recording device.
- 19.2 Audio recordings must only be used for the purpose of preparing accurate minutes of a hearing.
- 19.3 Audio recordings are available only to CRB Members, the recorder and the Court of Kahnawā:ke in the event of an appeal.
- 19.4 No other recording devices will be permitted at hearings or meetings.

## **20. MINUTES**

- 20.1 The recorder must ensure that accurate written minutes of each hearing are kept.
- 20.2 Minutes must include:
- (1) the time, date and place of the hearing;
  - (2) the names of the CRB Members in attendance;
  - (3) the names of other persons in attendance who address the CRB;
  - (4) the various stages of the hearing;
  - (5) the names of the lawyers and witnesses;
  - (6) the exhibits filed;
  - (7) any admissions; and
  - (8) a summary of the discussion during the hearing, and;
  - (9) all decisions made by the CRB, indicating the names of the CRB Members who supported the decision, opposed the decision and abstained.



20.3 A copy of the minutes must be maintained at the Court of Kahnawà:ke.

## **21. ARCHIVES**

21.1 MCK Justice Services must ensure that the following documents and related materials are maintained in a secure location:

- (1) Regulations enacted under the Law;
- (2) approved agendas;
- (3) minutes of hearings;
- (4) audio recordings of hearings;
- (5) records of decisions, including those made by ad hoc committees, and;
- (6) a list of CRB Members, including the date of his or her appointment and, if applicable the date on which a CRB Member resigned, ceased to perform his or her duties, or was removed;

21.2 All documents and related materials referred to in the preceding paragraph will be kept for a seven (7) year period and will not be destroyed or otherwise disposed of.

## **22. APPLICATION FOR REVIEW BEFORE THE COMMUNITY REVIEW BOARD**

22.1 Only a decision of the Registrar concerning an application for recognition as a Kanien'kehá:ka of Kahnawà:ke can be reviewed by the CRB.

22.2. A review by the CRB is not a re-hearing of the evidence provided to the Registrar.

22.3. A decision by the Registrar can only be reviewed by the CRB if it is submitted that:

- (1) due process was not followed;
- (2) laws of natural justice were not respected;
- (3) there is an allegation of bias;
- (4) the decision is unreasonable;
- (5) there was an absence of jurisdiction, or;
- (6) there was a mistake of law.

22.4. To request a review, a person must fill out and submit an application to the Court of Kahnawà:ke within thirty (30) days of receiving the decision from the Registrar.

22.5. Upon receipt of the application, a representative of the Court of Kahnawà:ke will date stamp the original and provide the complainant with a date stamped copy.

22.6. The CRB must do a preliminary review of the application form, supporting documents and the Registrar's record of decision and decide if there are grounds to review the decision.

22.7. Within fifteen (15) business days of receiving the application, the CRB must respond to the applicant in writing stating whether the CRB will review the Registrar's decision.

22.8. If the CRB decides there are no grounds to review the decision, it must provide the applicant with reasons in the written response refusing the application.

22.9. If the CRB accepts the application, the written response must include information regarding the timeline and procedure for the review.

## **23. CONFLICT OF INTEREST**

23.2. If at any time a CRB Member is or will likely be in a conflict of interest, as defined in the CRB Conflict of Interest Policy, the Member must inform the other CRB Members of the conflict and of his or her decision on whether or not he or she will recuse himself or herself from the review.

- 23.3. If at any time a CRB Member is aware of another Member who is or will likely be in a conflict of interest, as defined in the CRB Conflict of Interest Policy, the Member must call a vote on whether or not the Member should be removed from the review.
- 23.4. A quorum of CRB Members is required to decide by majority vote whether the Member is in an apparent or potential conflict of interest and whether he or she can participate in that review.

## **24. REVIEW BY THE COMMUNITY REVIEW BOARD OF A DECISION BY THE REGISTRAR**

- 24.1 The CRB may, on a party's request, take any provisional measure or any measure to safeguard the parties' rights for the time and subject to the conditions the CRB determines. Such a decision is binding on the parties but one of them may, if necessary, ask the Court to ratify the decision to give it the same force and effect as a judgment of the Court of Kahnawà:ke.
- 24.2 In an urgent situation, even before a request for a provisional or safeguard measure is notified to the other party, the CRB may issue a provisional order for a period which may in no case exceed 20 days.
- 24.3 The provisional order must be notified to the other party as soon as it is issued, with all the evidence attached. It is binding on the parties.
- 24.4 The CRB shall decide on the admissibility of evidence and means of proof and may, for that purpose, follow the ordinary rules of evidence applicable in civil matters. The CRB shall, however, even of their own initiative, reject any evidence, which was obtained under such circumstances that fundamental rights, and freedoms were breached and the use of which could bring the administration of justice into disrepute. The use of evidence obtained in violation of the right to professional secrecy is deemed to bring the administration of justice into disrepute.
- 24.5 Every decision rendered by the CRB must be communicated in clear and concise terms to the parties.
- 24.6 Every decision terminating a matter, even a decision communicated orally to the parties, must be in writing together with the reasons on which it is based.
- 24.7 The CRB must review the application form, supporting documents and the Registrar's record of decision prior to making a final determination on the merits of the review.
- 24.8 The CRB may request relevant documents from either the Registrar or the person requesting the review.
- 24.9 The CRB may also request to interview a party or hold a hearing.
- 24.10 The CRB may quash, confirm or vary the contested decision and, if appropriate, make the decision which, in its opinion, should have been made initially.
- 24.11 The CRB must render a written decision the merits within ninety (90) days of accepting the file for review.

## **25. COMMUNITY REVIEW BOARD DECISIONS**

- 25.1 The principle of consensus will govern discussions and decisions of the CRB.
- 25.2 The decision-making process is as follows:
- (1) the matter is to be brought forward by the chairperson;
  - (2) following the discussion each CRB Member will provide his or her views to determine if consensus has been reached;
  - (3) if consensus has been reached, the matter will be considered decided.

25.3 In the case that consensus cannot be reached, the matter must be decided by a simple majority.

25.4 A CRB decision is subject to appeal as set out in the Law.

## **26. RECORD OF DECISION**

26.1 A written record of decision will be produced by the CRB.

26.2 A record of decision must include the following:

- (1) the reason for the decision;
- (2) the date and place of the meeting or hearing at which the decision was made;
- (3) the names of all persons in attendance;
- (4) the names of those CRB Members who approved or opposed, and;
- (5) a place for the CRB Members who approved the decision to sign.

26.3 Once the record of decision on the merits of the review is signed by all the CRB Members who approved, a copy must be sent to the person who requested the review of the Registrar's decision, the Registrar and MCK Justice Services.

26.4 Records of decision will be maintained by and must be made available for viewing at the Court of Kahnawà:ke.

## **27. COMING INTO FORCE**

27.1 This Regulation comes into force on the date fixed by Mohawk Council Executive Directive.

**Regulation Respecting the Confidentiality Agreements of the Registrar and  
Community Review Board  
K.K.L c. M-1, r.4**

**This Regulation was enacted by the Mohawk Council of Kahnawà:ke on June 17, 2019, pursuant to section 18.1(a) and (e) of the *Kanien'kehá:ka of Kahnawà:ke Law* (the "Law") and approved by the Mohawk Council of Kahnawà:ke on June 17, 2019 pursuant to section 18.3 of the Law.**

1. The Confidentiality Agreements required by the Law and Regulation No. 4 will be in the forms attached as Appendix "A" and Appendix "B".
  2. The original signed version of all Confidentiality Agreements will be kept by the Justice Services or the General Manager of the Office of the Kahnawà:ke Kanien'kehá:ka Registry in a secure location.
  3. A copy of their signed Confidentiality Agreement will be provided to the Registrar and the Community Review Board.
-

Appendix “A”

COMMUNITY REVIEW BOARD CONFIDENTIALITY  
AGREEMENT

The information and records that are kept by the Office of the Kahnawà:ke Kanien’kehá:ka Registry, is confidential.

The information and records that are provided to the Community Review Board for any purpose under the *Kanien’kehá:ka of Kahnawà:ke Law* (the “Law”) or its Regulations (the “Regulations”), is also confidential.

I understand that as a member of the Community Review Board that I will be provided with such information and records for the purpose of performing my duties under the Law and Regulations.

I understand and agree that I am prohibited from divulging or communicating this information or records both during and after the time I am a member of Community Review Board for any purpose other than as required for the performance of my duties under the Law and Regulations.

I agree to respect the confidentiality and privacy of every person that provides personal information or records to the Community Review Board.

I understand that any breach of this agreement will be taken seriously. Any violation can or may result in legal or disciplinary action including the revocation of my membership on the Community Review Board.

I acknowledge that I have read this Confidentiality Agreement and understand my responsibilities as they pertain to the confidentiality of personal information and by signing below I agree to the principles of this agreement.

**Signed** within the Mohawk Territory of Kahnawà:ke on the \_\_ day of \_\_\_\_\_, 20\_\_,

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Name of Witness

\_\_\_\_\_  
Signature of Witness



Appendix “B”

**REGISTRAR AND EMPLOYEE/AGENT CONFIDENTIALITY  
AGREEMENT**

The information and records that are kept by the Office of the Kahnawà:ke Kanien’kehá:ka Registry, is confidential.

The information and records that are provided to the Registrar for any purpose under the *Kanien’kehá:ka of Kahnawà:ke Law* (the “Law”) or its Regulations (the “Regulations”), is also confidential.

I understand that as Registrar (or as employee/agent of the Office of the Kahnawà:ke Kanien’kehá:ka Registry) I will be provided with such information and records for the purpose of performing my duties under the Law and Regulations.

I understand and agree that I am prohibited from divulging or communicating this information or records both during and after the time I am Registrar (or employee/agent of the Office of the Kahnawà:ke Kanien’kehá:ka Registry) for any purpose other than as required for the performance of my duties under the Law and Regulations.

I agree to respect the confidentiality and privacy of every person that provides personal information or records to the Office of the Kahnawà:ke Kanien’kehá:ka Registry.

I understand that any breach of this agreement will be taken seriously. Any violation can or may result in legal or disciplinary action including the revocation of my appointment as Registrar or employment/agency status, as the case may be.

I acknowledge that I have read this Confidentiality Agreement and understand my responsibilities as they pertain to confidentiality of personal information and by signing below I agree to the principles of this agreement.

**Signed** within the Mohawk Territory of Kahnawà:ke on the \_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Print Name of Registrar  
or Employee/Agent

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print Name of Witness

\_\_\_\_\_  
Signature of Witness

**Regulation Respecting the Kanien'kehá:ka of Kahnawà:ke  
Commitment  
K.K.L c. M-1, r.5**

**This Regulation was enacted pursuant to section 14.1 of the *Kanien'kehá:ka of Kahnawà:ke Law* (the "Law") and approved by the Mohawk Council of Kahnawà:ke on June 17, 2018.**

1. The Kanien'kehá:ka of Kahnawà:ke Commitment is required by the Law and will be in the form attached as Schedule "A"
  2. The original signed version of all Kanien'kehá:ka of Kahnawà:ke Commitments will be kept by the Registrar in a secure location.
-

Schedule "A"

KANIEN'KEHÁ:KA OF KAHNAWÀ:KE  
COMMITMENT

I, \_\_\_\_\_, wakerhiwakwenieste ne  
onkwanakeratsera Kanien'kéha (do swear or solemnly affirm that):

I will respect the responsibilities of a recognized Kanien'kehá:ka of Kahnawà:ke, as set out in  
the *Kanien'kehá:ka of Kahnawà:ke Law*, and in particular, I will:

- a) Respect and protect the customs and traditions of the Kanien'kehá:ka  
of Kahnawà:ke and comply with the codes, laws and regulations  
applicable in the Mohawk territory of Kahnawà:ke,
- b) Protect and show respect Mother Earth,
- c) Contribute to the preservation and advancement of the community  
of Kahnawà:ke,
- d) Have a clan or be willing to avail themselves to the process of  
affiliation in seeking a Kanien'kehá:ka clan, if they are not born into  
one,
- e) Respect and protect children, elders, all persons and personal  
property and lands within the Mohawk Territory of Kahnawà:ke,
- f) Respect and encourage the use of Kanien'kéha and Kanien'kehá:ka  
culture, and
- g) Maintain ties with the community of Kahnawà:ke.

I understand and acknowledge that if I commit a material breach of the  
responsibilities set out in this pledge, my recognition as a Kanien'kehá:ka of  
Kahnawà:ke may be suspended or revoked.

**By signing below, I acknowledge that the commitments that I have made in  
this document are binding to myself to the extent permitted by law.**

SWORN OR SOLEMNLY AFFIRMED before me within the Mohawk Territory of  
Kahnawake,

thi                      day of                      20  
s                      \_\_\_\_\_  
                    (Date)                      (Month)                      (Year)

\_\_\_\_\_  
Signature of person receiving the Commitment                      Signature of applicant  
  
(Commissioner of Oaths' stamp)

**Regulation Respecting the Registrar of The Kanien'kehá:ka of  
Kahnawà:ke Law  
K.K.L. c. M-1, r.6**

**KANIEN'KEHÁ:KA RECOGNITION**

- 1.1 Applications for recognition must be:
- a) in the form provided by the *Regulation Respecting Applications to be Recognized as a Kanien'kehá:ka of Kahnawà:ke*,
  - b) accompanied by copies of all supporting documents and information,
  - c) fully completed and signed, and
  - d) submitted to the Registrar.
- 1.2 Within ten business (10) days of the receipt of an application for recognition, the Registrar will provide written notice to the applicant advising:
- a) that the application has been received,
  - b) of any additional documents or information, the Registrar may require to decide the application. The applicant will have ninety (90) days to provide the required information.
- 1.3 The Registrar will issue a written decision within six (6) months of the date on which the application is received.
- If the Registrar requires more time to provide the written decision, they must inform the applicant of the delay in writing prior to the deadline in s. 1.3.
- 1.4 The Registrar will ensure that a complete and accurate record is made of all decisions.
- 1.5 In addition to the application and supporting documents and information, the applicant may produce relevant information pertaining to the application, will be given a reasonable opportunity to make written submissions to the Registrar.
- 1.6 Copies of the Registrar's decisions will be sent by registered mail to the applicant.
- 1.7 Any person recognized as a Kanien'kehá:ka of Kahnawà:ke is entitled to read a copy of any of the Registrar's decision at the Office of the Kanien'kehá:ka of Kahnawà:ke during normal business hours.
- 1.8 On the date the decision is made the Registrar will amend the Kahnawà:ke Kanien'kehá:ka Registry accordingly.

**RENUNCIATION**

- 2.1 A Kanien'kehá:ka of Kahnawà:ke may renounce their recognition by providing written notice to the Registrar in the form of an affidavit.
- 2.2 The Registrar will confirm the renunciation effective the date they receive the signed affidavit.
- 2.3 The Registrar will send confirmation of renunciation by registered mail to the person who renounced their recognition.

- 2.4 A person who has renounced their recognition as a Kanien'kehá:ka of Kahnawà:ke is eligible to apply to for recognition as Kanien'kehá:ka of Kahnawà:ke and have their name added to the Kahnawà:ke Kanien'kehá:ka Registry pursuant to the laws and regulations in force.

## **CONFLICT OF INTEREST**

- 3.1 In the event that the Registrar finds themselves in a conflict of interest with an applicant for Recognition or Renunciation the following will occur;
- a) the General Manager of the Office of the Kahnawà:ke Registry will take on the responsibility of the Registrar, or
  - b) in the event the General Manager is unable to attend to the file the Director of Client Based Services will take on the responsibility.

3.2 A conflict of interest is constituted by:

**Personal Interest** – The following constitutes a personal interest for the purposes of this regulation:

- (a) A Financial Interest that Registrar, or acting replacement, has in a business that provides services to, or contracts with the applicant for remuneration;
- (b) Any gift, gratuity, favor or compensation of any nature whatsoever the Registrar, or acting replacement, may receive in the performance of their decision making of these Laws with the applicant that is not for remuneration in accordance with their employment contract;
- (c) Any external commitment, including, but not limited to, employment, contract or volunteer work which, by its nature places the Registrar, or acting replacement, in a position where the applicant's personal information may be used without the written consent of the applicant; or
- (d) The advancement of personal/political agendas through a decision.

**Related Individual** – The following constitutes a related individual for the purposes of this policy:

- (a) Related by blood or adoption, including: parent, child, sibling, aunt, uncle, first cousin, nephew or niece;
- (b) Related by marriage, including: a current or former spouse, brother-in-law, sister-in-law, father-in-law, mother-in-law, son-in-law, daughter-in-law, step-parent, step-child; or
- (c) Related through another relationship, including: a close friendship, a current or former relationship, occurring outside the work setting that would make it difficult for the individual with the responsibility to make a decision or recommendation to be objective, or that would create the appearance that such individual could not be objective. Examples include, but are not limited to, amorous or intimate personal relationships and significant business relationships and affiliates with other organizations.

## **COMING INTO FORCE**

- 4.1 This Regulation comes into force on the date fixed by Mohawk Council Executive Directive.



## **Regulation Respecting Applications for Recognition K.K.L. c.M-1, r.7**

**This Regulation was enacted pursuant to section 10.1, 10.2, and 10.3 of the *Kanien'kehá:ka of Kahnawà:ke Law* (the "Law") and approved by the Mohawk Council of Kahnawà:ke on June 17, 2019.**

1. Applications made to the Registrar must conform to the requirements of this Regulation and Appendix "A" and "B" and must be accompanied by the fee mentioned in Appendix "A" and "B". Any applications that do not conform will be summarily rejected by the Registrar and the Applicant will be informed within five (5) Working Days of the reasons for the rejection.
  2. The original copies of all applications for recognition will be kept by the Registrar or the General Manager of the Office of the Kahnawà:ke Kanien'kehá:ka Registry in a secure location.
-

**APPENDIX "A"**  
**Application Form to be Recognized as a**  
**Kanien'kehá:ka of Kahnawà:ke**

**Notice to applicant:**

In order to determine your eligibility for recognition under the *Kanien'kehá:ka of Kahnawà:ke Law*, you must complete this application in full.

Before your application can be processed, you must also provide copies of all supporting documentation requested in this application. **Incomplete or insufficient information or documentation will result in your application being summarily rejected by the Registrar.**

A thirty (\$30) dollar administrative fee in Canadian funds must be paid at the Mohawk Council of Kahnawà:ke, and the receipt of payment must accompany this application. If not submitting an application or payment in person, please send by cheque or money order to:

Client Based Services  
Mohawk Council of Kahnawà:ke  
Po Box 720  
Mohawk Territory of Kahnawà:ke  
Qc J0l 1B0

**Applicant's Information**

First Name: _____	Date of Birth: _____
Middle Name: _____	Place of Birth: _____
Maiden (birth) Name: _____	Gender (as per birth certificate): M____ F ____
Last Name: _____	

**Applicant's Mailing Address (Address where all notices will be mailed)**

Number: _____	Street: _____	Box #: _____
City: _____	E-mail Address: _____	
Province/State: _____	Postal/Zip Code: _____	
Home Telephone: _____	Business Telephone: _____	

Please note that it is the Applicant's responsibility to inform the Registrar, in writing, of any change of mailing address.

Please attach the following supporting documentation for the purpose of processing of your application:

- 1) Birth Certificate of the Applicant
- 2) Identification letter for Onkwehon:we non-member parent as well as a lineage report identifying parent, grandparents and great-grandparents must be provided. Letter must identify individuals who are Native or Non-Native before marriage. Official letter

must be issued on letterhead and signed by registrar, Council Chief, or Membership Clerk of the non-member parent's community.

**AUTHORIZATION FOR RELEASE OF INFORMATION**

I, the undersigned applicant, hereby authorize any person acting on behalf of the Kahnawà:ke Kanien'kehá:ka Registry to obtain such information that is required to verify the information and supporting documents provided by me for the purpose of this application.

I also authorize any agency contacted by any person acting on behalf of the Kahnawà:ke Kanien'kehá:ka Registry to review and verify the accuracy of the information and supporting documents.

I agree and consent that any and all information and records related to me that are kept by any person acting on behalf of the Kahnawà:ke Kanien'kehá:ka Registry or that I provide to the Registrar, may be released to the Registrar for the purposes of the *Kanien'kehá:ka of Kahnawà:ke Law* and its Regulations and to the Mohawk Council of Kahnawà:ke or any Kahnawà:ke related entity for administrative purposes.

I understand that all such information and records will, except as provided for in the *Kanien'kehá:ka of Kahnawà:ke Law* and its Regulations, be treated as confidential and will not be divulged or communicated. This information will not be used for any purpose other than as required under the Law and Regulations.

**RELEASE AND WAIVER:** By signing below, I release the Registrar, the Mohawk Council of Kahnawà:ke and their respective members, Chiefs, employees and agents (the "Releasees") from any liability arising from or related to my application for recognition and waive any claim, action or complaint I may otherwise have against the Releasees, or any of them, arising from or related to my application or any decision in relation thereto.

Signed this \_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Print Name of Applicant

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Print Name of Witness

\_\_\_\_\_  
Signature of Witness

DECLARATION IN SUPPORT OF APPLICATION

I, \_\_\_\_\_, the undersigned applicant, swear or solemnly affirm that all information and supporting documents provided by me are accurate, true and complete.

I understand that if any of the information or supporting documents that I have provided are fraudulent, false or misleading, the processing of my application will be rejected.

I also understand that if my application is accepted based on fraudulent, false or misleading information or supporting documents my recognition as a Kanien'kehá:ka of Kahnawà:ke may be revoked at any time in accordance with *Kanien'kehá:ka of Kahnawà:ke Law* and its Regulations.

By signing below, I acknowledge that the statements that I have made in this Declaration are binding on me to the extent permitted by law.

SWORN OR SOLEMNLY AFFIRMED on

this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_  
(Date) (Month) (Year)

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Signature of person receiving the Applicant's Declaration

(Commissioner of Oaths' stamp)

For Office Use Only

Date Received: \_\_\_\_\_ Date of Acknowledgement: \_\_\_\_\_  
Date of Review: \_\_\_\_\_ Date of Acceptance: \_\_\_\_\_

APPENDIX “B”

Application For A Minor Child Or Dependent Adult To Be Recognized As A Kanien’kehá:ka of Kahnawà:ke

Notice to applicant:

In order to determine your child’s or dependent adult’s eligibility to be recognized as a Kanien’kehá:ka of Kahnawà:ke under the *Kanien’kehá:ka of Kahnawà:ke Law*, you must complete this application in full.

Before your application can be processed, you must also provide copies of all supporting documentation requested in this application. **Incomplete or insufficient information or documentation will result in your application being summarily rejected by the Registrar.**

If submitting application by mail, please send to:

Client Based Services  
Mohawk Council of Kahnawà:ke  
Po Box 720  
Mohawk Territory of Kahnawà:ke  
Qc J0l 1B0

Minor Child’s or Dependent Adult’s Information

First Name: _____	Date of Birth: _____
Middle Name: _____	Place of Birth: _____
Last Name: _____	Gender: M___ F___ (as per birth certificate)

Parental Information

Mother/Guardian

First Name: _____	Maiden (birth) Name: _____
Middle Name: _____	Name of First Nation: _____
Last Name: _____	Date of Birth: _____

Father/Guardian

First Name: _____	Name of First Nation: _____
Middle Name: _____	Date of Birth: _____



Last Name: \_\_\_\_\_

**Minor Child or Dependent Adult Permanent Mailing Address**

Number: \_\_\_\_\_ Street: \_\_\_\_\_ Box #: \_\_\_\_\_

City: \_\_\_\_\_ E-mail Address: \_\_\_\_\_

Province/State: \_\_\_\_\_ Postal/Zip Code: \_\_\_\_\_

Home Telephone: \_\_\_\_\_ Business Telephone: \_\_\_\_\_

Please attach the following supporting documentation for the purpose of processing of your application, incomplete applications will not be accepted:

- 1) Copy of parent's Band Card or Tribal Certificate if from another community
- 2) Birth Certificates of both the Minor Child and parent(s) on this application
- 3) Proof of Guardianship or custody if applicable
- 4) Identification letter for Onkwehon:we non-member parent as well as a lineage report identifying parent, grandparents and great-grandparents must be provided. Letter must identify individuals who are Native or Non-Native before marriage. Official letter must be issued on letterhead and signed by the Registrar, Council Chief or Membership Clerk of the non-member parent's community.

## AUTHORIZATION FOR RELEASE OF INFORMATION

I, the undersigned applicant, hereby authorize any person acting on behalf of the Kahnawà:ke Kanien'kehá:ka Registry to obtain such information that is required to verify the information and supporting documents provided by me for the purpose of this application.

I also authorize any agency contacted by any person acting on behalf of the Kahnawà:ke Kanien'kehá:ka Registry to review and verify the accuracy of the information and supporting documents.

I agree and consent that any and all information and records related to me that are kept by any person acting on behalf of the Kahnawà:ke Kanien'kehá:ka Registry or that I provide to the Registrar, may be released to the Registrar for the purposes of the *Kanien'kehá:ka of Kahnawà:ke Law* and its Regulations and to the Mohawk Council of Kahnawà:ke or any Kahnawà:ke related entity for administrative purposes.

I understand that all such information and records will, except as provided for in the *Kanien'kehá:ka of Kahnawà:ke Law* and its Regulations, be treated as confidential and will not be divulged or communicated. This information will not be used for any purpose other than as required under the Law and Regulations.

**RELEASE AND WAIVER:** By signing below, I release the Registrar, the Mohawk Council of Kahnawà:ke and their respective members, Chiefs, employees and agents (the "Releasees") from any liability arising from or related to my application for recognition and waive any claim, action or complaint I may otherwise have against the Releasees, or any of them, arising from or related to my application or any decision in relation thereto.

Signed on, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Print Name of Applicant

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Print Name of Witness

\_\_\_\_\_  
Signature of Witness

**DECLARATION IN SUPPORT OF APPLICATION**

I, \_\_\_\_\_, the undersigned applicant, swear or solemnly affirm that all information and supporting documents provided by me are accurate, true and complete.

I understand that if any of the information or supporting documents that I have provided are fraudulent, false or misleading, the processing of my application will be rejected.

I also understand that if my application is accepted based on fraudulent, false or misleading information or supporting documents my recognition as a Kanien'kehá:ka of Kahnawà:ke may be revoked at any time in accordance with *Kanien'kehá:ka of Kahnawà:ke Law* and its Regulations.

By signing below, I acknowledge that the statements that I have made in this Declaration are binding on me to the extent permitted by law.

SWORN OR SOLEMNLY AFFIRMED on,

this \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_  
(Date) (Month) (Year)

\_\_\_\_\_  
Signature of Mother

\_\_\_\_\_  
Signature of Father

\_\_\_\_\_  
Signature of person receiving the Applicant's Declaration

(Commissioner of Oaths' stamp)

**For Office Use Only**

Date Received: \_\_\_\_\_ Date of Acknowledgement: \_\_\_\_\_  
Date of Review: \_\_\_\_\_ Date of Acceptance: \_\_\_\_\_