



## SPECIAL COUNCIL MOTION MEMORANDUM

**TO:** Nahnda Garlow, SNCC

**Cc:** Darrin Jamieson, Senior Administration Officer  
Ana Cecil Perez, Chief Financial Officer  
Shirley Johnson, Office Manager, Central Administration

**DATE:** June 10, 2021

**MEETING DATE:** June 9, 2021

**RESOLUTION NO:** SC#02-06/09/2021  
SC#03-06/09/2021

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### SC#02-06/09/2021

Moved by Melba Thomas and seconded by Kerry Bomberry that Six Nations of the Grand River 58<sup>th</sup> Elected Council approves that;

**WHEREAS** the Six Nations of the Grand River, as represented by Chief and Council (SNGR) first enacted a Six Nations of the Grand River Cannabis Control Law (SNGRCCL) in 2019 in order

- to address issues of public health and safety,
- to protect the health of young persons by restricting their access to cannabis,
- to ensure the observance of law and order,
- to deter illicit activities through appropriate sanctions and enforcement measures,
- to regulate access to a quality-controlled supply of cannabis and
- to enhance public awareness of health risks

in relation to the cultivation, harvesting, processing, manufacturing, marketing, sale, purchase, distribution and consumption of cannabis and cannabis products within, into and from its Territory and to regulate those matters in the public interest;

**AND WHEREAS** the SNGR has authority to enact the SNGRCCL as governing authority, pursuant to section 35 of the *Constitution Act, 1982*, and pursuant to the powers and ancillary powers set out in section 81 of the *Indian Act*, including the power to create offences and to enforce compliance by penalties and other means;

**AND WHEREAS** the SNGRCCL is consistent with the recognition of Indigenous political and legal institutions in the *United Nations Declaration on the Rights of Indigenous Peoples*;

**AND WHEREAS** the SNGRCCL was amended on February 25, 2021 and further amendments are now presented to Chief and Council for enactment and proclamation;

**AND WHEREAS** the Six Nations of the Grand River Cannabis Control Regulations (SNGRCCR) were approved on May 3, 2021 and are now presented to Chief and Council for enactment and proclamation;

**THEREFORE BE IT RESOLVED:**

1. The Six Nations of the Grand River Cannabis Control Law is amended and enacted as set out in Schedule A, attached to and forming part of this Resolution, as a law of the Six Nations of the Grand River and as a by-law pursuant to section 81 of the *Indian Act*.
2. The Six Nations of the Grand River Cannabis Control Law as set out in Schedule A shall come into force and effect on June 21, 2021.
3. The Six Nations of the Grand River Cannabis Control Law as set out in Schedule A replaces all previous versions of the SNGRCCL, which are repealed as of June 20, 2021.
4. The Six Nations of the Grand River Cannabis Control Regulations as set out in Schedule B approved on May 3, 2021 are enacted and will also come into force on June 21, 2021.
5. All actions taken by the Six Nations Cannabis Commission (SNCC) pursuant to previous versions of the SNGRCCL and prior to June 21, 2021 are confirmed and ratified.
6. SNGR approval of incorporation of the SNCC pursuant to the *Canada Business Corporations Act* is confirmed, provided that: (a) SNGR is the sole shareholder of the corporation; (b) by-laws and other constating documents of the corporation are subject to prior approval of Chief and Council; and (c) all constating documents, by-laws, resolutions and activities of the corporation are subject to and shall be consistent with the SNGRCCL.

ALL IN FAVOUR

CARRIED.

**SC#03-06/09/2021**

Moved by Melba Thomas and seconded by Kerry Bomberry that Six Nations of the Grand River 58<sup>th</sup> Elected Council waive 2<sup>nd</sup> reading on SC#02-06/09/2021.

ALL IN FAVOUR

CARRIED.

**SIX NATIONS OF THE GRAND RIVER ELECTED COUNCIL**

*Tammy Martin*

Chief of Staff