

Council Policy No.:	CP2022 4 -XXX
Council Policy Name:	Repatriation of Indigenous Artefacts and Remains to, and Sharing Archival Information with, First Nations
Date Approved by Council:	June 15, 2021
Date revision approved by Council:	June 21, 2022
Related SOP, Management Directive, Council Policy, Forms	

Policy Statement and Rationale:

Repatriation of Artefacts and Remains, and Sharing of Archival Information

The United Nations Declaration on the Rights of Indigenous Peoples (UNDRIP), and the calls to action of Canada’s Truth and Reconciliation Commission, are the driving force for the repatriation of Indigenous artefacts and remains from museums and archives across the country.

UNDRIP Article 12.2 says, “States shall seek to enable the access and/or repatriation of ceremonial objects and human remains in their possession through fair, transparent and effective mechanisms developed in conjunction with Indigenous peoples concerned.”

The Truth and Reconciliation Commissions calls to actions in respect of repatriation are as follows:

Museums and Archives

67. We call upon the federal government to provide funding to the Canadian Museums Association to undertake, in collaboration with Aboriginal peoples, a national review of museum policies and best practices to determine the level of compliance with the United Nations Declaration on the Rights of Indigenous Peoples and to make recommendations.

68. We call upon the federal government, in collaboration with Aboriginal peoples, and the Canadian Museums Association to mark the 150th anniversary of Canadian Confederation in 2017 by establishing a dedicated national funding program for commemoration projects on the theme of reconciliation.

69. We call upon Library and Archives Canada to: i. Fully adopt and implement the United Nations Declaration on the Rights of Indigenous Peoples and the United Nations Joint-Orientlicher Principles, as related to Aboriginal peoples' inalienable right to know the truth about what happened and why, with regard to human rights violations committed against them in the residential schools. ii. Ensure that its record holdings related to residential schools are accessible to the public. iii. Commit more resources to its public education materials and programming on residential schools.

70. We call upon the federal government to provide funding to the Canadian Association of Archivists to undertake, in collaboration with Aboriginal peoples, a national review of archival policies and best practices to: i. Determine the level of compliance with the United Nations Declaration on the Rights of Indigenous Peoples and the United Nations Joint-Orientlicher Principles, as related to Aboriginal peoples' inalienable right to know the truth about what happened and why, with regard to human rights violations committed against them in the residential schools. ii. Produce a report with recommendations for full implementation of these international mechanisms as a reconciliation framework for Canadian archives.”

Each First Nation is a separate, sovereign, one-tier government (unlike the Canadian government, which is broken into federal and provincial governmental entities, and municipal governments, being created by provincial statute).

Treaty 20 and the “Williams Treaties” apply to all of the land in the City of Kawartha Lakes.

Definitions:

“**City**” means the Corporation of the City of Kawartha Lakes.

“**Potentially-Impacted First Nations**” or “**First Nations**” means the Treaty First Nations within the Williams Treaty area, being the following First Nations:

- Alderville First Nation
- Beausoleil First Nation
- Curve Lake First Nation
- Georgina First Nation
- Hiawatha First Nation
- Rama First Nation
- Mississaugas of Scugog Island First Nation

It may also include First Nations outside of the Williams Treaty area who have been identified as the owners of the artefacts.

And may also include the following First Nations:

- ~~Kawartha Nishnawbe~~
- ~~Metis Nation of Ontario (Moon River Council)~~
- ~~Metis Nation of Ontario (Peterborough and District Wapiti Council)~~
- ~~Metis Nation of Ontario (Oshawa and Durham Council)~~

Policy:

The City of Kawartha Lakes will work with the Potentially-Impacted First Nations to determine the process of repatriation and the preferred and final location of artefacts and remains. Williams Treaty First Nations will be included on all circulations as the treaty holders when the artefacts have been identified as belonging to a nation outside of the Williams Treaty area. The City of Kawartha Lakes will share archival information with the Potentially-Impacted First Nations in response to Call to Action 70.

Spirit and Intent of the Policy

It is recognized that this policy may not be comprehensive. Where a particular situation is not covered by this policy, the City will adhere to the spirit and intent of this policy.

Revision History:

Proposed Date of Review:

Revision	Date	Description of Changes	Requested By
0.1	June 15, 2021	Initial Release	
0.2	June 21, 2022	Inclusive of comments from consultation	