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Process and Reconciliation: Integrating the Duty to Consult with Environmental Assessment

Neil Craik

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Duty To Consult And The Aboriginal Reconciliation Process

Sarah Marie Wiebe



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The Oxford Handbook of the Canadian Constitution Peter Crawford Oliver, Patrick Macklem, Nathalie Des Rosiers, 2017 The Oxford Handbook of the Canadian Constitution provides an ideal first stop for Canadians and non Canadians seeking a clear concise and authoritative account of Canadian constitutional law The Handbook is divided into six parts Constitutional History Institutions and Constitutional Change Aboriginal Peoples and the Canadian Constitution Federalism Rights and Freedoms and Constitutional Theory Readers of this Handbook will discover some of the distinctive features of the Canadian constitution for example the importance of Indigenous peoples and legal systems the long standing presence of a French speaking population French civil law and Quebec the British constitutional heritage the choice of federalism as well as the newer features most notably the Canadian Charter of Rights and Freedoms Section Thirty Five regarding Aboriginal rights and treaties and the procedures for constitutional amendment The Handbook provides a remarkable resource for comparativists at a time when the Canadian constitution is a frequent topic of constitutional commentary The Handbook offers a vital account of constitutional challenges and opportunities at the time of the 150th anniversary of Confederation

Asper Review of International Business and Trade Law Various Authors, 2021-05-18 The Asper Review of International Business and Trade Law provides reviews and articles on current developments from the Asper Chair

From Ideas to Action Janis Sarra, 2020-11-26 This book offers a guide for companies pension funds asset managers and other institutional investors on how to commence the legal governance and financial strategies needed for effective climate mitigation and adaptation and to help distribute the economic benefits of these actions to their stakeholders It takes the reader from ideas to action from first steps to a more meaningful contribution to the move towards a net zero carbon world It can serve as a helpful guide to everyone implicated in a corporation's activities employees pensioners consumers banks and other lenders policymakers and community members It offers insights into what we should be expecting and asking of these fiduciaries who have taken responsibility for effectively managing our savings our retirement funds our investments and our tax dollars

Alberta Law Review, 2014

Deep Disposal William Leiss, 2024-09-10 Canada is one of many countries around the world that use nuclear reactors to generate electrical power in part to reduce our carbon footprint Yet this energy produces hazardous long lived waste that emits dangerous radioactivity for tens of thousands of years Nuclear waste stored temporarily for decades must be safely disposed of so it will not pose a serious threat to human health and the environment This means placing it in locations deep underground in granite sedimentary rock or clay Canada's ideal location is somewhere on the Canadian Shield the 2.5 billion year old crystalline rock that undergirds much of the country Beginning in 2010 some twenty two communities most in Ontario volunteered to host the repository In Deep Disposal William Leiss explains the challenges that have arisen in the evaluation of potential sites over the last decade High level nuclear waste is the most hazardous byproduct of an energy source that is incredibly useful and increasingly in

demand Finding the ideal place to store it permanently is an urgent policy crisis facing our country Deep Disposal reveals the nature of this crisis and how we might overcome it **University of British Columbia Law Review** University of British Columbia,2016 **Bulletin on Constitutional Case-law** ,2005 Dominion Law Reports ,2008 **The 2007 Annotated Indian Act and Aboriginal Constitutional Provisions** Canada,Shin Imai,2010 **Everyday Exposure** Sarah Marie Wiebe,2016-10-13 Near the Ontario Michigan border Canada s densest concentration of chemical manufacturing surrounds the Aamjiwnaang First Nation Living in the polluted heart of Chemical Valley Indigenous community members express concern about a declining rate of male births in addition to abnormal incidences of miscarriage asthma cancer and cardiovascular and respiratory illnesses As this book reveals Canada s dark legacy of inflicting harm on Indigenous bodies persists through a system that fails to adequately address health and ecological suffering in First Nations communities like Aamjiwnaang Everyday Exposure uncovers the systemic injustices faced on a daily basis in Aamjiwnaang Exploring the problems that Canada s conflicting levels of jurisdiction pose for the creation of environmental justice policy analyzing clashes between Indigenous and scientific knowledge and documenting the experiences of Aamjiwnaang residents as they navigate their toxic environment this book argues that social and political changes require an experiential and transformative sensing policy approach one that takes the voices of Indigenous citizens seriously *Métis Rights* Thomas Isaac,2008

The Long Journey of a Forgotten People David T. McNab,Ute Lischke,2007-05-28 Known as Canada s forgotten people the M tis have long been here but until 1982 they lacked the legal status of Native people At that point however the M tis were recognized in the constitution as one of Canada s Aboriginal peoples A significant addition to M tis historiography *The Long Journey of a Forgotten People* includes M tis voices and personal narratives that address the thorny and complicated issue of M tis identity from historical and contemporary perspectives Topics include eastern Canadian M tis communities British military personnel and their mixed blood descendants life as a M tis woman and the M tis peoples ongoing struggle for recognition of their rights including discussion of recent Supreme Court rulings Arizona Journal of International and Comparative Law ,2005 **Legal Aspects of Aboriginal Business Development** Joseph Eliot Magnet,Dwight A.

Dorey,2005 Today is a time of economic rebirth for Aboriginal people in Canada The federal government has committed billions of dollars to Aboriginal business initiatives and courts are actively settling a range of claims Innovative business models new forms of property and daring ventures and partnerships flourish across Canada with many more planned

Advancing Aboriginal Claims University of Alberta. Centre for Constitutional Studies,2004 Canada s Aboriginal peoples face many challenges some legal others rooted in traditional Aboriginal culture as they advance their claims through negotiation or the courts A looming question for Aboriginal groups seeking justice for their claims is how best to address these challenges in light of recent decisions of the Supreme Court of Canada involving Aboriginal issues Can Canadian law and courts provide real justice for Aboriginal peoples How can Aboriginal communities take advantage of the 1982

constitutional changes that offer protection to treaty and Aboriginal rights without compromising the texture of the relationships and responsibilities that constitute and give purpose to their ways of life The eleven contributors to this collection present innovative ideas written from a variety of Aboriginal and non Aboriginal perspectives including those of Aboriginal women and M tis on advancing Aboriginal claims Legal and philosophical issues addressed include how to ensure the interests of Aboriginal women are adequately represented the relative merits of negotiation and litigation as means of advancing Aboriginal claims the difficulty in reconciling Aboriginal legal philosophies with Canadian jurisprudence and possible arguments for ascertaining the date of Crown sovereignty and the legal significance of continuity in proving Aboriginal claims

Aboriginal Peoples and Resource Development in Northern Alberta Monique Ross, Canadian Institute of Resources Law, 2003 This paper is the final component of a multifaceted research project on legal and institutional responses to land and resource use conflicts in Northern Alberta The paper evaluates the situation of forest based Aboriginal communities faced with intensifying resource development in the northern boreal region of Alberta It considers the extent to which the rights and interests of Aboriginal Peoples are acknowledged protected and accommodated in the provincial resource allocation and development process The paper begins with a brief discussion of Aboriginal and treaty rights in the context of Treaty 8 which covers Northern Alberta and draws some implications of this analysis for the provincial resource development process A review of the provincial government s policies and commitments with respect to Aboriginal Peoples follows

Boston College Environmental Affairs Law Review Boston College. Law School, 2006 **Saskatchewan Law Review** , 2015 Aboriginal Ownership and Management of Resources in Canada Canadian Bar Association, 2003 An Overview of Aboriginal and Treaty Rights and Compensation for Their Breach Robert Mainville, 2001 Topics covered include aboriginal rights at common law treaty rights the fiduciary relationship between aboriginal people and the crown federal common law and aboriginal and treaty rights legal principals governing the infringement a review of compensation in cases of expropriation unrelated to aboriginal and treaty rights the experience in the United States

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