

Atikameksheng Anishnawbek

Band Council Resolution No.

ORDER NO. 20-01-01

(Issued under By-Law No. 20-01 respecting COVID-19)

WHEREAS Atikameksheng Anishnawbek passed By-Law No. 20-01 indexed as the *Atikameksheng Anishnawbek COVID-19 Virus By-Law*;

WHEREAS section 6.2 of the *Atikameksheng Anishnawbek COVID-19 Virus By-Law* empowers Council or persons designated by Council to make orders with respect to matters which include regulating or prohibiting travel or movement by vehicle or by foot onto or off of the Reserve, evacuating individuals and animals and removing or relocating personal property from any area on the Reserve and arranging for the adequate care and protection of individuals, animals and property, and taking such other actions or implementing such other measures as the Council considers necessary in order to prevent, respond to or alleviate the effects of the COVID-19 virus;

WHEREAS local governments in Ontario have enacted social distancing measures to prevent the spread of the COVID-19 virus;

AND THEREFORE IT IS RESOLVED THAT:

1. This Resolution may be cited as the “*General Order Reducing Virus Spread*” (GORVS) and shall be deemed to be an Order for all purposes, and within the meaning of the *Atikameksheng Anishnawbek COVID-19 Virus By-Law*.
2. The words “*Officer*” and “*Reserve*” have the same meaning as set out at section 2.1 of the *Atikameksheng Anishnawbek COVID-19 Virus By-Law*, unless the context indicates otherwise.
3. Gimaa (Chief) and the Chief Executive Officer are hereby directed, authorized, and vested with the authority to take actions, and make such orders as either of them acting singularly or together consider necessary and not contrary to law, in respect of the matters set out in section 6.2 of the *Atikameksheng Anishnawbek COVID-19 Virus By-Law*.

Application of order

4. Subject to any other Resolution or By-Law, this Resolution applies to all persons entering onto or situated on the *Reserve*.

Closure of gathering areas

5. Effective immediately, the following facilities and areas are closed:

- (1) The basketball court;
- (2) The playground at the park; and
- (3) The rink.

Limitations on gatherings

6. No person shall attend, whether at a private dwelling or otherwise:
 - (1) An organized public event of more than five (5) people,
 - (2) a social gathering of more than five (5) people, or
 - (3) a gathering of more than five (5) people for the purposes of conducting religious services, rites or ceremonies,unless all persons attending are members of the same single household.
7. Despite section 6, a person may attend a funeral that is attended by not more than 10 persons.

Mandatory self-isolation

8. For the purposes of section 9,

“*Northeastern Ontario*” means the geographic area comprised of the districts of Algoma, Sudbury, Cochrane, Timiskaming, Nipissing and Manitoulin.
9. The following persons are required to self-isolate (at home or in an isolation facility), until released by their health care provider, for a minimum of 14 days:
 - (1) All persons with COVID-19 who are not hospitalized;
 - (2) All persons with signs and symptoms of COVID-19, or who are waiting for their test results, including:
 - (a) Fever;
 - (b) Cough;
 - (c) Difficulty breathing;
 - (d) Fatigue;
 - (e) Muscle aches;
 - (f) Loss of appetite;
 - (g) Sore throat;
 - (h) Runny nose;
 - (i) Loss of taste and smell; and
 - (j) Diarrhea.

- (3) All persons who have had close contact with someone who has COVID-19 or has the signs and symptoms of COVID-19; and
- (4) All persons travelling from outside of *Northeastern Ontario*.

Mandatory social distancing

10. No person shall remain, for longer than an incidental period, closer than two (2) metres to any other person who is not a member of the same household.
- (1) This section does not apply to Gimaa (Chief), members of Council, employees of Atikameksheng Anishnawbek, any *Officer*, or persons hired or engaged by Atikameksheng Anishnawbek to do work or perform services, while performing the specific duties of their respective employment, engagement, trade, or office.

Limitation on travel

11. For the purposes of section 12,

“*essential workplace*” means those businesses described in Schedule 2 – Essential Businesses of Ontario Regulation 82/20: Order Under Subsection 7.0.2 (4) - Closure Of Places Of Non-Essential Businesses passed under the *Emergency Management and Civil Protection Act, R.S.O. 1990, c. E.9*.
12. No person shall travel from, within, or onto the *Reserve* except for the purposes of:
 - (1) Work or employment in or for an *essential workplace*;
 - (2) Attending at a business which is an *essential workplace*, including for the purposes of obtaining groceries or medicine;
 - (3) Attending to a medical issue or legal matter; and
 - (4) Within the *Reserve*, for Band members who are obtaining fresh air or exercise, or exercising Treaty rights to hunting, fishing and picking medicines, whether alone or with members of the same household, subject to the restrictions contained in section 10.
13. Section 12 does not apply to members of the same household travelling within boundaries of the property in which the household is situated.

Powers of enforcement

14. Without limiting the generality of section 7.2 of the *Atikameksheng Anishnawbek COVID-19 Virus By-Law*, a person to whom powers under section 6.2 of the *Atikameksheng Anishnawbek COVID-19 Virus By-Law* have been delegated, and any *Officer*, may:
 - (1) Stop any person entering onto, leaving from, or travelling within the *Reserve* to enforce compliance with this Resolution and the *Atikameksheng Anishnawbek COVID-19 Virus By-Law*; and

- (2) Require any person entering onto, leaving from, or travelling within the *Reserve* to produce evidence excusing the person from compliance with any restriction imposed by this Resolution.

THIS RESOLUTION IS HEREBY made at a duly convened meeting of the Council of Atikameksheng Anishnawbek this 9th day of April, 2020.

Voting in favour of the Resolution are the following members of the Council:

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Chief	
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Councillor	Councillor
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Councillor	Councillor
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Councillor	Councillor

being the majority of those members of the Council of Atikameksheng Anishnawbek present at the aforesaid meeting of the Council.

The quorum of the Council is 4 members.

Number of members of the Council present at the meeting: 6.