

# **Atikameksheng Anishnawbek**

## **Band Council Resolution**

**ORDER NO. 20-01-05**

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

**Consolidation date: December 14, 2020**

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

AND 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 taking actions and implementing measures as the Council considers necessary in order to prevent, respond to or alleviate the effects of the COVID-19 virus;

AND WHEREAS Order No. 20-01-01 has been amended from time to time and it is desirable that all changes be consolidated into a single comprehensive Order;

AND WHEREAS there are higher incidences of reported cases in other public health districts which make it appropriate that certain measures be enacted in anticipation of holiday travel;

AND THEREFORE IT IS RESOLVED THAT:

### ***Short form of reference***

1. This Resolution may be cited as the “*Atikameksheng Public Health Order No. 20-01-05*” 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*.

***Prior orders revoked***

4. Order numbers 20-01-01, 20-01-02, 20-01-03, and 20-01-04 published pursuant to section 6.2 of the *Atikameksheng Anishnawbek COVID-19 Virus By-Law* are hereby revoked.

***Extension of state of emergency***

5. A State of Emergency is declared pursuant to section 3.1 of the *Atikameksheng Anishnawbek COVID-19 Virus By-Law* to be in effect until January 31, 2021.

***Mandatory physical distancing***

6. 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.
7. Section 6 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.

***Mandatory self-isolation***

8. The following persons are required to self-isolate (at home or in an isolation facility) for 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;
  - (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 returning from out-of-province travel.

***Limitations on gatherings***

9. The limit on the number of persons permitted at social gatherings in private residences, backyards, parks and other recreational areas including functions, parties, dinners, gatherings, barbecues, and wedding receptions is ten (10) people.
10. The limit on the number of persons permitted at outdoor events or gatherings is twenty-five (25) people.
11. The limits prescribed by sections 9 and 10 do not apply to:
  - (1) Staffed businesses and facilities following public health and safety guidelines issued under the authority of Atikameksheng Anishnawbek or Public Health Sudbury & Districts, including bars, restaurants, cinemas, convention centres or banquet halls, gyms, recreational sporting or

performing art events; and

- (2) Religious services, rites or ceremonies.

***Limitations on gatherings for religious purposes***

12. Gatherings for religious services, rites, and ceremonies are permitted, subject to the following restrictions:

- (1) 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, whether such gathering occurs indoors, within an enclosed structure, or outdoors; and
- (2) The number of persons permitted to attend at the Atikameksheng Anishnawbek Community Centre where any Administration and Political led meetings, religious services, rites, or ceremonies are conducted is limited to fifty (50) people.

***Exempt facilities***

13. The obligations and limitations imposed by sections 6 and 7 (Mandatory physical distancing), and sections 9 and 10 (Limitations on gatherings), do not apply to the following facilities and buildings:

- (1) The basketball court;
- (2) The playground at the park; and
- (3) Any other building or facility under the control of Atikameksheng Anishnawbek Government, including the Community Centre, Reserve Camp, and Chalet.

***Expansion of travel without mandatory self-isolation and mandatory testing***

14. Any person whose travel originates from a designated public health region is required to promptly arrange to be tested for COVID-19.

- (1) For the purposes of this section, each of the following entities is a public health region:

Windsor-Essex County Health Unit	Peel Public Health
Toronto Public Health	York Region Public Health Services
Durham Region Health Department	Ottawa Public Health

- (2) A person who has undergone a test for COVID-19 under this section:
  - (a) Must self-isolate either at home or in an isolation facility while awaiting test results, and
  - (b) May leave isolation upon obtaining a negative test result.
- (3) A person who has undergone a test for COVID-19 under this section and who tests positive for COVID-19 shall immediately inform the Office of Community Health and Wellness and remain in self-isolation except to seek medical attention.
15. Any person whose travel originates from a designated public health region identified in section 14 who refuses to be tested for COVID-19 must self-isolate for a period of not less than 14 days, at home or in an isolation facility.
16. Any person whose travel originates from outside of Canada is not required to be tested for COVID-19 and will self-isolate for 14 days.

***Preventive measures required when travelling***


17. All persons must take reasonable preventive measures against COVID-19 when travelling and, without limiting the generality of this section, all persons must wear a mask when travelling, except:
  - (1) Children under the age of two;
  - (2) Individuals with a medical condition that makes it difficult to wear a mask;
  - (3) Individuals who are unable to put on or remove a mask without assistance; and
  - (4) People who require accommodation in accordance with the *Ontario Human Rights Code*.

***Powers of enforcement***

18. 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 Order 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 Order.

**THIS RESOLUTION IS HEREBY** made at a duly convened meeting of the Gimaa and Council of Atikameksheng Anishnawbek this 14<sup>th</sup> day of December, 2020.

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

  
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Gimaa (Chief)

  
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Councillor

  
\_\_\_\_\_  
Councillor

  
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Councillor

  
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Councillor

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Councillor

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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 3 members.

Number of members of the Council present at the meeting: 3.