

# **Justice and Enforcement Code**

## **PREAMBLE**

This Justice and Enforcement Code is enacted by the Anishinaabe of the Kitchi Zibi First Nation to uphold peace, order, safety, and the protection of our lands, people, and inherent rights. Our authority to enforce our laws and defend our territory is grounded in:

- Our inherent sovereignty
- Our ancestral laws and clan responsibilities
- The Constitution of the Anishinaabe of the Kitchi Zibi First Nation
- The protections affirmed under UNDRIP and the Constitution of Canada

This Code affirms the responsibilities of the Chief, Council, and designated Clans to maintain peace and security across our territory.

## **SECTION I — PRINCIPLES OF ANISHINAABE JUSTICE**

### **1.1 Restorative and Balanced Justice**

Justice shall be guided by:

- Restoration of balance
- Healing of relationships
- Responsibility and accountability
- Protection of the community
- Respect for all beings

### **1.2 Peace, Safety, and Order**

The purpose of enforcement is to:

- Maintain peace
- Protect the land
- Safeguard citizens
- Prevent harm
- Resolve disputes fairly

### **1.3 Cultural Foundations**

All justice and enforcement actions must reflect:

- Anishinaabe teachings
- Clan responsibilities
- Respect for Elders and Knowledge Keepers
- The sacred duty to protect the land and people

## **SECTION II — JURISDICTION**

### **2.1 Territorial Jurisdiction**

This Code applies to:

- All lands, waters, and territories of the Anishinaabe of the Kitchi Zibi First Nation
- All citizens of the Nation
- All persons present on our territory

### **2.2 Legal Jurisdiction**

The Nation holds jurisdiction over:

- Peacekeeping
- Enforcement of Anishinaabe law
- Protection of land and resources
- Internal disputes
- Community safety
- Cultural and ceremonial matters

## **SECTION III — PEACEKEEPING AUTHORITY**

### **3.1 Recognition of Peace Officers**

#### **A. Clan-Based Authority**

The **Martin Clan** and **Bear Clan** hold traditional responsibilities for:

- Protection
- Enforcement
- Peacekeeping
- Defense of the people and the land

#### **B. Peace Officer Status**

All descendants of the Martin Clan and Bear Clan are recognized as **Peace Officers** under Anishinaabe law when acting in service of:

- Community safety
- Land protection
- Enforcement of Nation laws
- Defense of rights and territory

## **C. Territorial Scope**

Peace Officer authority applies:

- Anywhere within the territory of the Anishinaabe of the Kitchi Zibi First Nation
- At all times when acting in accordance with this Code and Anishinaabe law

## **SECTION IV — POWERS AND RESPONSIBILITIES OF PEACE OFFICERS**

### **4.1 Core Responsibilities**

Peace Officers shall:

- Maintain peace and order
- Protect citizens from harm
- Safeguard the land and waters
- Respond to threats or perceived threats
- Support dispute resolution processes
- Uphold Anishinaabe law and teachings
- Report to the Chief and Council

### **4.2 Authority to Act**

Peace Officers may:

- Intervene to prevent harm
- Respond to emergencies
- Protect sacred sites, lands, and resources
- Support enforcement of Nation laws
- Assist Elders and Knowledge Keepers in justice matters
- Request cooperation from citizens when necessary for safety

### **4.3 Duty of Care**

All actions must be:

- Proportionate
- Respectful
- Rooted in Anishinaabe teachings
- Focused on safety and restoration

## **SECTION V — ROLE OF THE CHIEF AND COUNCIL**

### **5.1 Leadership in Protection**

The **Chief and Council** hold the highest responsibility to:

- Defend the land
- Protect the rights of the Nation
- Ensure peace and security
- Direct enforcement actions when required
- Respond to threats or perceived threats to the Nation

### **5.2 Authority to Mobilize Peace Officers**

The Chief and Council may:

- Call upon the Martin Clan and Bear Clan for enforcement
- Mobilize Peace Officers to protect land, people, or rights
- Issue directives for coordinated response
- Establish protocols for land defense and community safety

### **5.3 Oversight and Accountability**

The Chief and Council shall:

- Ensure Peace Officers act within Anishinaabe law
- Provide guidance and support
- Address misconduct or disputes
- Maintain records of enforcement actions

## **SECTION VI — DEFENSE OF LAND AND RIGHTS**

### **6.1 Sacred Duty to Protect the Land**

The Anishinaabe of the Kitchi Zibi First Nation hold a sacred responsibility to:

- Protect the land from harm
- Defend our inherent rights
- Safeguard waters, animals, and all relations
- Prevent unauthorized exploitation or encroachment

## **6.2 Response to Threats**

The Nation may respond to:

- Environmental threats
- Encroachment on territory
- Violations of Nation laws
- Threats or perceived threats to citizens
- Actions that undermine sovereignty or rights

## **6.3 Peaceful and Lawful Enforcement**

All enforcement actions must:

- Prioritize peaceful resolution
- Follow Anishinaabe teachings
- Respect human dignity
- Seek restoration and balance

## **SECTION VII — DISPUTE RESOLUTION**

### **7.1 Elders and Knowledge Keepers**

Disputes shall be guided by:

- Elders
- Knowledge Keepers
- Clan representatives

### **7.2 Restorative Process**

Dispute resolution may include:

- Mediation
- Circles
- Teachings
- Agreements for restitution
- Community involvement

### **7.3 Enforcement of Outcomes**

Peace Officers may assist in:

- Ensuring agreements are honoured
- Supporting healing processes
- Maintaining safety during disputes

## **SECTION VIII — ACCOUNTABILITY AND CONDUCT**

### **8.1 Standards of Conduct**

Peace Officers must:

- Act with integrity
- Respect all persons
- Follow Anishinaabe teachings
- Avoid unnecessary force
- Prioritize safety and restoration

### **8.2 Misconduct**

Misconduct includes:

- Abuse of authority
- Actions contrary to Anishinaabe law
- Harmful or reckless behaviour

Misconduct shall be addressed by:

- Elders
- Knowledge Keepers
- Chief and Council

## **SECTION IX — IMPLEMENTATION**

### **9.1 Training and Guidance**

The Nation shall:

- Provide cultural and legal training
- Ensure Peace Officers understand their responsibilities
- Maintain clear protocols for enforcement

### **9.2 Community Awareness**

The Nation shall:

- Inform citizens of their rights and responsibilities
- Promote understanding of this Code
- Encourage cooperation with Peace Officers

## **SECTION X — RATIFICATION**

This Justice and Enforcement Code comes into force upon adoption by the Chief, Council, and families of the Anishinaabe of the Kitchi Zibi First Nation.