



BYLAW

File Reference No.

2020/21-1609

The Council of the		MOOSE CREE FIRST NATION	
Date	APRIL 13, 2020	Quorum	SEVEN (7)

WHEREAS the spread of COVID-19 has been declared a pandemic by the World Health Organization on March 11, 2020.

WHEREAS, Ontario has now entered into the second wave of the Coronavirus pandemic with rising numbers to the south of us.

WHEREAS the Moose Factory Pandemic Emergency Operations Team (PEOT) was formed and includes representatives from Moose Cree First Nation, MoCreebec, Mushkegowuk and Weeneebayko Area Health Authority.

WHEREAS the PEOT and Chief & Council are aware of the continued risk to the community members of Moose Factory Island.

WHEREAS the community needs to ensure that the essential infrastructure and services at the Weeneebayko Area Health Authority, Moose Factory Public Health, Stores, Post Office, Day Care, Schools, Businesses and other workplaces remain strong and healthy while they implement the strictest measures.

WHEREAS the community needs to limit social gatherings to ensure the risk of the virus circulating in the community decreases. All community members need to assist in ensuring these measures are followed.

WHEREAS the PEOT has determined that the community of Moose Factory must re-open at a slower rate than the rest of the province due to the high percentage of community members with pre-existing conditions that place them at high risk, and due to the community's limited health infrastructure to manage a COVID-19 outbreak.

WHEREAS Chief & Council and the PEOT support the continued restriction of non-essential activities within the entire community of Moose Factory Island to prevent the spread of COVID-19.

WHEREAS the Porcupine Health Unit has confirmed that the four confirmed cases of COVID-19 in Moose Factory have been resolved as of October 6, 2020. However, we must continue to practice the safety measures due to the virus continuing to circulate in the region.

WHEREAS the Moose Cree First Nation has an inherent right to self-government and existing Aboriginal and treaty rights throughout the whole of the Moose Cree Homeland, rooted in the pre-colonial occupation of our Homeland by our ancestors and in our pre-existing systems of law and governance.

WHEREAS Chief & Council have the authority and jurisdiction pursuant to the inherent and treaty rights of Moose Cree First Nation and sections 81(1)(a), (c), (d), (p), (q), and (r) of the *Indian Act* to enact emergency measures to prevent the spreading of contagious and infectious diseases.

NOW THEREFORE, Chief and Council hereby enact the following bylaw for the protection of public health and safety on Moose Factory Island:

Emergency Preventative Measures

1. A mandatory 11:00 pm to 6:00 am curfew for all residents of Moose Factory Island will remain in effect as of October 7, 2020. Exemptions will be made only for those attending work, in need of medical care and for those participating in traditional harvesting.
2. The wearing of masks or face coverings is mandatory for all Moose Factory Island residents and non-residents in all public spaces where physical distancing of 6 feet is not possible.

3. Do not visit any other household, including those of relatives.
4. Exemptions to #3 include family medical emergencies, when in contact with family members from another household ensure masks or face coverings and physical distancing is practiced.
5. Exemptions to #3 also include funerals, which are limited to members of the immediate family. Masks or face coverings and physical distancing is required at funerals.
6. All funerals in Moose Factory Island must be held at either the Cree Cultural Interpretive Centre or adjacent to the graveyard at St. Thomas Anglican Church.
7. No person shall come within two meters of any other person who does not reside in the same household.
8. Any person with symptoms of COVID-19, including fever and cough, must self-isolate inside his or her residence and strictly avoid contact with others for fourteen (14) days or, if symptoms have not resolved after fourteen (14) days, until twenty-four (24) hours after symptoms have fully and completely resolved.
9. Non-residents of Moose Factory that travel to Moose Factory, from communities other than Moosonee, Ontario shall quarantine for fourteen (14) days upon arrival in Moose Factory.
10. Upon arrival in Moose Factory Island, non-residents shall report to screening checkpoints in Moose Factory Island or contact Moose Factory Public Health at 705.658.4220.
11. Non-residents of Moose Factory that must travel to Moose Factory to perform an essential service will be permitted to do so only with the permission of the Moose Factory Pandemic Operations Team, with the exception of those that have a modified quarantine and access to Personal Protective Equipment
12. Residents of Moose Factory that travel away from the community, beyond Moosonee, Ontario must quarantine for fourteen (14) days upon returning to Moose Factory.
13. Visits to Elders or individuals with underlying health issues shall be avoided where reasonably possible and groceries and supplies shall be delivered to such persons without direct contact or entry to their residences where reasonably possible.
14. All schools in Moose Factory Island are exempted from this By-law, as long as safety measures approved by the PEOT are implemented.

Restorative Justice

15. In order to promote accountability to each other as band members of Moose Cree First Nation and to each other as members of the entire community of Moose Factory Island, those who violate this bylaw will be contacted by a member of a Pandemic Restorative Justice Team. A discussion will take place on the importance of this bylaw and how following it will keep all our community members healthy and safe, particularly those most at risk should they come into contact with COVID-19, including those pre-existing conditions and Elders.
16. The Pandemic Restorative Justice Team will include representatives of the Moose Factory Pandemic Emergency Operations Team and other health professionals, members of Chief & Council, and will also include community Elder and Youth representatives.
17. Community members that observe violations of the bylaw can make referrals to the Pandemic Restorative Justice Team by contacting the following:
 - a. Sara Wesley, Executive Administrative Assistant at sara.wesley@moosecree.com or mobile 705.288.1217, or;

Temporary Effectiveness

18. As per Council Motion #2020-07-228 passed on October 7, 2020, this bylaw will remain in force for an additional twenty (20) days to October 27, 2020, unless that time period is extended or abridged by resolution of Council.


Chief


Councillor


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