



COURSE OUTLINE

FNGA 101

Governance and Land Claims

**45 HOURS
3 CREDITS**

PREPARED BY: Marilyn Jensen

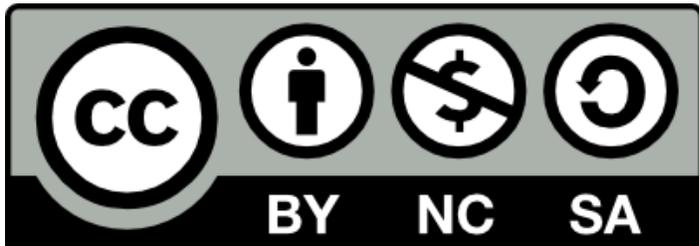
DATE: June 2016

APPROVED BY:

DATE:

APPROVED BY ACADEMIC COUNCIL: (date)

RENEWED BY ACADEMIC COUNCIL: (date)



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Governance and Land Claims

INSTRUCTOR: Marilyn Jensen

OFFICE HOURS: Thursdays 3:00-4:00pm

OFFICE LOCATION: A2410

CLASSROOM: TBA

E-MAIL: mjensen@yukoncollege.yk.ca

TIME: Every second Friday starting September 9, 2016, 9:00 am - 4:00 pm

TELEPHONE: (867) 668-8829

DATES: September 9th 2016
September 23rd 2016
October 7th 2016
October 21st 2016
November 4th 2016
November 18th 2016
December 2nd 2016
December 16th (Exam), 2016

COURSE CALENDAR DESCRIPTION

Governance and Land Claims is designed to provide an overview of the road to self-government, the terms of various land claims and self-government agreements to which a First Nation is party, and the challenges and opportunities facing a First Nation in their quest for effective governance today. The course considers different forms of self-government and relationships between the First Nation and other governments in Canada. It examines how key cultural determinants have contributed to existing First Nation's governance and it considers what elements might be built into the First Nation government to improve its effectiveness in today's context.

PREREQUISITES

Admission to the First Nations Governance and Public Administration Program

EQUIVALENCY OR TRANSFERABILITY

BC Transfer Guide:

<http://bctransferguide.ca/search/course?search=YUKO%20FNGA%20107&direction=Sending&year>

AU INST 3XX (3)

UBCO ARTS 1st (3)

UNBC - UNBC FNST 1XX (3)

UVIC IS 200 lev (1.5)

VIU FNAT 1st (3)

LEARNING OUTCOMES

Upon successful completion of this course, students will:

1. Demonstrate an understanding of the historical development of First Nation land claims and self-government agreements;
2. Demonstrate an understanding of First Nation government today;
3. Demonstrate an understanding of good governance in a First Nation's context and;
4. Apply good First Nation's governance practices in the context of First Nation Governance.

COURSE FORMAT:

The primary delivery methods will be:

- Lecture: Instructor-led presentation of material
- Guest speakers
- Group discussions on specific topics
- Group exercises: Group analysis and presentations on specific topics/scenarios
- Student readings: Assigned readings from texts, journals and intergovernmental documents.

ASSESSMENTS

Attendance and Participation

All students will be expected to attend and actively participate in class, as assigned by the instructor. The material covered in the classroom is cumulative in nature, and missing classes may put students at a disadvantage. Participation will account for 10% of the student's final grade.

Assignments

Research Paper 35%

- Please word-process this paper and use APA formatting for documentation of outside sources.

Presentation 15%

Final Exam 35%

Late Policy:

Students will lose 5% per day on late assignments. After one week, assignments will no longer be accepted.

Evaluation Summary

Participation and Attendance	15
Presentation	15
Paper	35
Final Exam	35
Total	100%

REQUIRED TEXTBOOKS AND MATERIALS

Canada, Royal Commission on Aboriginal Peoples, 1996. "Governance." Ch 3 of Report of the Royal Commission on Aboriginal People, Restructuring the Relationship Vol. 2, Part 1, pp.105-139. Minister of Supply and Services: Ottawa.

Cornell, S. Accountability, Legitimacy, and the Foundations of Native Self-Governance. PRS 93-1. 1993. Harvard University Press, Cambridge, Massachusetts. Located at: <http://www.hks.harvard.edu/hpaied/docs/PRS93-1.pdf>

Helin, C. 2006. The First Wave: Indigenous Development Prior to Contact. Ch. 4 in Dances with Dependency. Orca Spirit Publishing and Communication, Inc.: Vancouver.

Helin, C. 2006. The Second Wave: At Sea in the Colonial Storm. Ch. 5 in Dances with Dependency. Orca Spirit Publishing and Communication, Inc.: Vancouver.

McNeil, K. The Jurisdiction of Inherent Right Aboriginal Governments. Research Paper for the National Centre for First Nations Governance. NCFNG: Ottawa, 2007.

Available at http://www.fngovernance.org/research/kent_mcneil.pdf
Access through: <http://www.fngovernance.org/research/index.htm>

Missens, R. Sovereignty, Good Governance and First Nations: Capacity Challenges. Paper for the National Centre for First Nations Governance. NCFNG: Ottawa, 2008. Available at http://www.fngovernance.org/research/richard_missens.pdf

Umbrella Final Agreement between the Government of Canada, The Council for Yukon Indians and the Government of the Yukon (Available at: <http://www.ainc-inac.gc.ca/al/ldc/ccl/fagr/ykn/umb/umb-eng.asp>).

Yukon Comprehensive Land Claim Agreements – Annual Report 2000-2001. Available at: <http://dsp-psd.pwgsc.gc.ca/Collection/R2-126-2001E.pdf>

ACADEMIC AND STUDENT CONDUCT

Information on academic standing and student rights and responsibilities can be found in the current Academic Regulations that are posted on the Student Services/ Admissions & Registration web page.

PLAGIARISM

Plagiarism is a serious academic offence. Plagiarism occurs when students present the words of someone else as their own. Plagiarism can be the deliberate use of a whole piece of another person's writing, but more frequently it occurs when students fail to acknowledge and document sources from which they have taken material. Whenever the words, research or ideas of others are directly quoted or paraphrased, they must be documented according to an accepted manuscript style (e.g., APA, CSE, MLA, etc.). Resubmitting a paper which has previously received credit is also considered plagiarism. Students who plagiarize material for assignments will receive a mark of zero (F) on the assignment and may fail the course. Plagiarism may also result in dismissal from a program of study or the College.

YUKON FIRST NATIONS CORE COMPETENCY

Yukon College recognizes that a greater understanding and awareness of Yukon First Nations history, culture and journey towards self-determination will help to build positive relationships among all Yukon citizens. As a result, to graduate from ANY Yukon College program, you will be required to achieve core competency in knowledge of Yukon First Nations. For details, please see www.yukoncollege.yk.ca/yfnccr.

ACADEMIC ACCOMMODATION

Reasonable accommodations are available for students requiring an academic accommodation to fully participate in this class. These accommodations are available for students with a documented disability, chronic condition or any other grounds specified in section 8.0 of the Yukon College Academic Regulations (available on the Yukon College website). It is the student's responsibility to seek these accommodations. If a student requires an academic accommodation, he/she should contact the Learning Assistance Centre (LAC) at (867) 668-8785 or lassist@yukoncollege.yk.ca.

TOPIC OUTLINE

Session	Topic	Required Readings
Session 1 Sept 9 th	Introduction - Key Terms, Canada and First Nations Relationship	Video: 8 th Fire
Session 2 Sept 23 rd	Historical Context of Land Claims & Self-Government Agreements	<p>1) Helin, C. 2006. The Second Wave: At Sea in the Colonial Storm. Chapter 5 in Dances with Dependency. Orca Spirit Publishing and Communication, Inc.: Van. (pp. 87-100).</p> <p>2) <u>Report of Manitoba Justice Inquiry</u>: Chapter 5 Aboriginal and Treaty Rights</p> <p>a) Aboriginal Crown Relations b) The Evolving Law on Aboriginal and Treaty Rights c) Impact of the <i>Constitution Act, 1982</i></p> <p>This can be found on-line at: http://www.ajic.mb.ca/volumel/chapter5.html#14 Video: <i>Long Journey Home Part 1</i></p>
Session 3 Oct. 7 th	Historical Context of Land Claims & Self-government agreements	<p>Cornell, Accountability, Legitimacy and the Foundations of Native Self-Governance McNeil, The Jurisdiction of Inherent Right Aboriginal Governments Video: <i>Long Journey Home Part 2</i></p>
Session 4 Oct 21 st	Understand Yukon First Nation Land Claims and Self-government Agreements	<p>Guest Speakers: YG Together Today for Our Children Tomorrow Umbrella Final Agreement</p>
Session 5 Nov. 4 th	Land Claims Agreements and First Nation Governance	<p>Your First Nation's Final Agreement Group Presentations</p>
Session 6 Nov. 18 th	First Nation Government Today Relevant and Effective Forms of the First Nation Government	<p>Yukon Comprehensive Land Claim Agreements - Annual Report 2000-2001. Available at: http://dsp-psd.pwgsc.gc.ca/Collection/R2-126-2001E.pdf</p>
Session 7 Dec 2 nd	Challenges of the First Nation Land Claims and Self-government Agreements	<p>Missens, Sovereignty, Good Governance and First Nations Human Resources: Capacity Challenges Video: Panel: Research papers Due Final Take Home Exam given out</p>
Session 8 Dec. 16 th	Exam Week	Final Due:

