CHAPITRE 13

POLICE

13.1 Naskapi Police Force

13.1.1 For the purposes of this Section, the Naskapi local authority refers to the local authority having jurisdiction over police matters in accordance with applicable legislation.

Compl. A. no. 4, s. 1

13.1.2 The Naskapi local authority establishes under its administration a police force called the "Naskapi Police Force". The Naskapi local authority may change the name of the Naskapi Police Force, upon informing Québec and Canada.

Compl. A. no. 4, s. 1

13.1.3 The Naskapi Police Force is a police force in accordance with applicable police legislation. The rules relating to police organization and ethics are applicable to it.

Compl. A. no. 4, s. 1

13.1.4 The Naskapi Police Force provides, in an independent manner, adequate and effective police services as determined through agreement between Québec, Canada and the Naskapi local authority.

Compl. A. no. 4, s. 1

13.1.5 The Naskapi Police Force shall be responsible for police services within the following territories:

a) the Category **IA-N** lands;

b) the Category III lands situated within the perimeter of the Category **IA-N** lands.

Compl. A. no. 4, s. 1

13.1.6 This Section does not change the mandate of the Royal Canadian Mounted Police, the Sûreté du Québec or any other body responsible, by **law,** for the prevention, detection or repression of crime or offences throughout the territory of Québec under applicable legislation and regulations.

Compl. A. no. 4, s. 1

13.1.7 The Naskapi Police Force may enter into operational or policing agreements with other bodies responsible, by **law,** for the prevention, detection or repression of crime or offences to facilitate joint activities with them.

Compl. A. no. 4, s. 1

13.2 Funding

13.2.1 Québec and Canada shall provide to the Naskapi local authority the funding necessary to provide adequate and effective police services in the territories specified in paragraph 13.1.5. This funding shall take into account:

a) the resources necessary to provide police services in accordance with obligations under applicable laws or this Section;

b) the ability of the Naskapi Police Force to provide professional police services that are adapted to the specific needs and culture of the members of the Naskapi community;

c) the training costs for members of the Naskapi Police Force;

d) the operational costs of the Naskapi Police Force;

e) the maintenance or construction costs of the police station for the Naskapi Police Force;

f) the particularities of the territories served.

Compl. A. no. 4, s. 1

13.2.2 The specific amount of the financial contribution shall be determined in a funding agreement between Québec, Canada and the Naskapi local authority. This agreement shall provide terms and conditions applicable to this funding. It shall have a minimum duration of five (5) years, unless otherwise agreed in the agreement.

Compl. A. no. 4, s. 1

13.2.3 Eighteen {18) months prior to the expiry of the funding agreement provided for in paragraph 13.2.2, the Parties shall begin negotiations to determine the specific amount of the financial contribution for the subsequent agreement in accordance with paragraphs 13.2.1 and 13.2.5 and on the basis of actual and future needs.

Compl. A. no. 4, s. 1

13.2.4 The specific amount of the financial contribution is provided according to a cost-sharing ratio of 48 % for Québec and 52 % for Canada, respectively, unless otherwise agreed to between Québec, Canada and the Naskapi local authority.

Compl. A. no. 4, s. 1

13.2.5 The provisions of this Section shall not prevent the Naskapi local authority from participating in funding the Naskapi Police Force or receiving additional funding from other budgets or programs of general application administered by Québec or Canada. Such additional funding shall not affect the funding provided pursuant to paragraph 13.2.1.

Compl. A. no. 4, s. 1

13.3 Amendment and Legislation

13.3.1 This Section can be amended only with the consent of Québec and the Naskapi Native Party, in matters within the jurisdiction of Québec, and the consent of Canada and the Naskapi Native Party, in matters within the jurisdiction of Canada.

Compl. A. no. 4, s. 1

13.3.2 Legislation enacted to give effect to this Section may be amended from time to time by the National Assembly of Québec for matters within the jurisdiction of Québec and by Parliament for matters within the jurisdiction of Canada.

Compl. A. no. 4, s. 1