

**MUSKEG LAKE CREE NATION  
1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM  
SETTLEMENT AGREEMENT**

**SCHEDULE 9  
VOTING GUIDELINES**

**1.0 DEFINITIONS**

1.1 In these Voting Guidelines:

- a. **“Advance Poll”** means any in-person voting held prior to the Voting Day;
- b. **“First Nation”** means the Muskeg Lake Cree Nation;
- c. **“Mail-in Ballot”** means a ballot containing the Ballot Question that is distributed by the Ratification Officer in accordance with Section 4.5 and returned by Voters in accordance with Section 8.0;
- d. **“Mail-in Voting”** means a procedure that allows Voters to cast their vote by mail in the Ratification Vote;
- e. **“Electronic Voting”** means a procedure that allows Voters to cast their votes by utilizing a secured internet website;
- f. **“Electronic Ballot”** means a ballot containing the Ballot Question that is distributed by the Ratification Officer and returned by Voters in accordance with Section 9.0;
- g. **“Electronic Voting Platform”** means a web-based database where unique VINs and cast electronic ballots are stored;
- h. **“Polling Station”** means the area or areas designated by the Ratification Officer for in-person voting in the Ratification Vote;
- i. **“Ratification Officer”** means a person who is designated by the Council of the Muskeg Lake Cree Nation to oversee the conduct of the Ratification Vote;
- j. **“VIN”** means voter identification number, which is a unique identifier generated and provided to each Voter to participate in Electronic Voting;
- k. **“Voters’ Addresses List”** means a list provided by the First Nation to the Ratification Officer at least 35 days before the Voting Day containing each Voter’s name, in alphabetical order, and their last known address;

- l. **“Voter Declaration Form”** means a document substantially in the form of Appendix “C” setting out the Voter’s name, membership or registration number, and declaration of voting freely and without compulsion;
  - m. **“Voters List”** means a list provided by First Nation to the Ratification Officer at least 35 days before the Voting Day containing the names, in alphabetical order, of all Voters, and their respective Indian registration numbers or, for Voters who do not have Indian registration numbers, their respective dates of birth; and
  - n. **“Voting Day”** means the final day set for holding the Ratification Vote.
- 1.2 Any words defined in the Settlement Agreement will have the same meaning in these Voting Guidelines, except as otherwise indicated.
  - 1.3 Where there is a reference to a number of days between two events, in calculating that number of days, the day on which the first event happens is excluded and the day on which the second event happens is included.
  - 1.4 In accordance with these Voting Guidelines, voting in the Ratification Vote will be by:
    - a. Electronic Voting;
    - b. Mail-In Voting; and
    - c. In person voting at a Polling Station

## **2.0 BAND COUNCIL RESOLUTION**

- 2.1 By Band Council Resolution, the Council will resolve to:
  - 2.1.1 designate a Ratification Officer and order that the Ratification Vote be taken by secret ballot;
  - 2.1.2 approve the Notice of Ratification Vote; and
  - 2.1.3 recommend the acceptance of the Settlement Agreement and Trust Agreement to the Members.

## **3.0 DESIGNATION OF RATIFICATION OFFICER AND APPOINTMENT OF ASSISTANT(S)**

- 3.1 The Ratification Officer must be designated prior to posting the Notice of Ratification Vote.
- 3.2 The Ratification Officer may appoint one or multiple assistant(s) and may delegate any of their duties set out in these Voting Guidelines to the assistant(s) except those duties set out in Section 14.0. Upon the appointment of one or multiple assistant(s), the Ratification Officer and

assistant(s) will execute an "Appointment of an Assistant" in the form attached as Appendix "A".

#### **4.0 NOTICE OF RATIFICATION VOTE**

- 4.1 The Ratification Officer will post a Notice of Ratification Vote substantially in the form attached as Appendix "B" at least 35 days prior to the Voting Day.
- 4.2 The Ratification Officer will post the Notice of Ratification Vote in visible places on the First Nation's reserve where it can be read by Voters, together with the Voters List.
- 4.3 The Notice of Ratification Vote will contain the following information:
  - (i) the date, place/forum and time of the Information Meeting(s);
  - (ii) the date, place and hours of the Ratification Vote;
  - (iii) the dates and hours for Electronic Voting (the "Electronic Voting Period");
  - (iv) the Ballot Question;
  - (v) a copy of the Settlement Agreement, Trust Agreement, and such other information as Council or its designate determines;
  - (vi) the name of the Ratification Officer and his or her office address and telephone number;
  - (vii) the procedure for requesting revisions to the Voters List;
  - (viii) the procedure for requesting an Electronic Voting Ballot; and
  - (ix) the procedure for requesting a Mail-in Ballot.
- 4.4 The Ratification Officer will, at least 35 days prior to the Voting Day, mail or deliver to each Voter on the Voters List for whom an address has been provided (for greater certainty and for the purposes of this Section, "mail" means the materials noted below will be delivered to a post office, to be posted by regular mail, on the date of the Notice of Ratification Vote)
  - (i) a copy of the Notice of Ratification Vote with the information described in Section 4.3; and
  - (ii) any other information concerning the Claim settlement as determined by the Council of the First Nation.

- 4.5 At least 14 days prior to the Voting Day, any Voter on the Voter List may request a Mail-in Ballot. Upon receipt of a request for a Mail-in Ballot, the Ratification Offer shall mail or deliver
- (i) a Mail-in Ballot, initialed personally, by stamp or electronically, on the back by the Ratification Officer;
  - (ii) a postage-paid return envelope, pre-addressed to the Ratification Officer;
  - (iii) a second envelope marked “ballot” for insertion of the completed ballot (the “secrecy envelope”);
  - (iv) a Voter Declaration Form in the form attached as Appendix “C”; and
  - (v) a letter of instruction regarding voting by Mail-in Ballot.
- 4.6 The Ratification Officer will maintain a separate Voters List identifying those to whom, and the addresses to which, each Mail-in Ballot package was mailed or otherwise delivered.
- 4.7 If a Voter has voted by Mail-in Ballot and then votes in-person, the Mail-in Ballot submitted by that Voter will be rejected and treated as void as each Voter is only permitted to cast one vote that will be counted in the Ratification Vote.
- 4.8 If a Voter has voted by Electronic Voting and also attempts to vote in-person, or vice-versa, that Voter will be denied a ballot and not permitted to cast a ballot in person as each Voter is only permitted to cast one vote that will be counted in the Ratification Vote.
- 4.9 If a Voter has voted both by Electronic Voting and Mail-in Ballot, the Mail-in Ballot by that Voter will be rejected and treated as void and the vote cast by Electronic Voting shall be counted as each Voter is only permitted to cast one vote that will be counted in the Ratification Vote.
- 4.10 The Ratification Officer will, upon request, provide a complete copy of these Voting Guidelines to any Voter.

## **5.0 VOTERS LIST AND REVISIONS**

- 5.1 The Ratification Officer will ensure that they have received the Voters List and Voters’ Addresses List from the First Nation at least 35 days prior to the Voting Day.
- 5.2 It is the responsibility of each Voter to ensure that their current mailing address is on file with the First Nation.

- 5.3 A Member may apply to the Ratification Officer at least 10 days before the Voting Day to have the Voters List revised if such Member believes that:
  - 5.3.1 the name of a Voter has been omitted from the Voters List; or
  - 5.3.2 the name of a Voter is incorrectly set out or should not be included on the Voters List.
- 5.4 A Member may, at least 10 days before the Voting Day, apply to the Ratification Officer to have their name added to the Voters List if that Member provides:
  - 5.4.1 proof of eligibility to vote by completing the Declaration of Membership and Eligibility to Vote Form substantially in the form attached as Appendix "D". This proof shall include documentation that verifies that the Voter's name is recorded on the Band List, and that the Voter is at least eighteen years old on the date of the Ratification Vote and not otherwise disqualified from voting at band elections.
  - 5.4.2 Upon receipt of the information in the Declaration of Membership and Eligibility to Vote form and confirmation that the Member is eligible to participate in the Ratification Vote, the Ratification Officer will revise the Voters List.
- 5.5 Where the Ratification Officer is satisfied that a revision of the Voters List is necessary, they will make the revision accordingly.

## **6.0 INFORMATION MEETINGS**

- 6.1 The Council will set the date, place and time for the Information Meeting(s). For greater certainty, the Information Meeting(s) may be held on the internet through an electronic platform.
- 6.2 At least one Information Meeting will be held for the purpose of providing an opportunity for the First Nation's legal counsel and financial advisor to explain the Settlement Agreement and Trust Agreement to Members, with a view to ensuring that all Voters have an opportunity to be informed prior to casting their votes on the Ballot Question.
- 6.3 An Information Meeting will be held at least 7 days after posting the Notice of Ratification Vote and at least 14 days prior to the Voting Day.
- 6.4 The Information Meeting(s) will be open only to Members. Presentations will be made by Muskeg Lake Cree Nation's Council, Muskeg Lake Cree Nation's legal counsel and financial advisor.
- 6.5 The Ratification Officer will participate in the Information Meeting(s) to answer any questions on the voting procedure.

## **7.0 PRELIMINARY PROCEDURES**

7.1 The Ratification Officer will:

- 7.1.1 designate the place of the Polling Station(s)
- 7.1.2 prepare sufficient copies of the Ballot Question that are uniform in size, appearance, quality and weight;
- 7.1.3 obtain a ballot box;
- 7.1.4 obtain a voting booth for the Polling Station(s) where the Voter can mark the Ballot Question free from observation;
- 7.1.5 provide a sufficient number of pens or pencils for marking the Ballot Question; and
- 7.1.6 ensure that examples of the Ballot Question are posted or available for examination by Voters at the Polling Station.

## **8.0 VOTING BY MAIL-IN BALLOT**

8.1 A Voter who votes by Mail-in Ballot will:

- 8.1.1 mark the Mail-in Ballot by placing a cross (“X”), check mark (“✓”) or other mark, either in the box marked “YES” or in the box marked “NO” to clearly indicate the Voter’s response to the question stated on the ballot;
- 8.1.2 enclose and seal the ballot inside the secrecy envelope;
- 8.1.3 complete and sign the voter declaration form in the presence of a witness who is at least 18 years old;
- 8.1.4 enclose the sealed secrecy envelope and the completed, signed and witnessed voter declaration form in the prepaid mailing envelope; and
- 8.1.5 send or deliver the sealed prepaid mailing envelope to the Ratification Officer.

8.2 To be counted, the prepaid mailing envelope containing the Mail-in Ballot must be received by the Ratification Officer by the close of the polls on Voting Day. Those envelopes that are not received by the Ratification Officer before the time at which the polls close on Voting Day are void and will not be counted as votes cast.

- 8.3 The Ratification Officer will, in the presence of two or more Voters:
- 8.3.1 verify that a duly executed voter declaration form has been included in the prepaid envelope along with the secrecy envelope and reject any Mail-in Ballots that are not accompanied by duly executed voter declaration forms;
  - 8.3.2 verify that the name provided on each duly executed voter declaration form is included on the Voter's List, and reject any Mail-in Ballots from individuals whose names are not included on the Voter's List; and
  - 8.3.3 after the polls close, verify against the Voters List to ensure that each Voter who has submitted a Mail-in Ballot has not also voted in-person or by Electronic Voting, and
    - (i) if that Voter has not already voted, place a line through the name of the Voter on the Voters List and deposit the Mail-in Ballot in its original unopened secrecy envelope into the ballot box; or
    - (ii) if that Voter has already voted, reject the Mail-in Ballot and treat it as void.
- 8.4 The Ratification Officer is personally responsible for the safe-keeping of the Mail-in Ballots, and will keep them in their original unopened secrecy envelopes along with their duly executed voter declaration forms and ensure that the Mail-in Ballots are either rejected or deposited in the ballot box after the close of the polls on Voting Day.

## **9.0 ELECTRONIC VOTING**

- 9.1 Electronic Voting shall open and close on the dates and times specified in the Notice of Ratification Vote.
- 9.2 The Ratification Officer shall work with the consultant managing the Electronic Voting Platform to design the Electronic Voting credentials.
- 9.3 The Ratification Officer shall have complete administrative access to the Electronic Voting Platform to:
- a. view and download daily reports and detailed activity reports;
  - b. modify, update and view the Voters List at all times;
  - c. receive an email notification confirming the Voter registration; and
  - d. receive an email notification confirming the Voter voted by Electronic Voting.
- 9.4 To participate in Electronic Voting, Voters shall be required to:

- a. provide their registration number (status card number);
  - b. provide their date of birth;
  - c. visit the landing page of the Electronic Platform;
  - d. confirm their eligibility to participate in Electronic Voting;
  - e. complete the Voter registration process;
  - f. declare their intent and desire to vote by Electronic Voting;
  - g. complete the authentication and Voter verification process;
  - h. mark their electronic ballot; and
  - i. confirm their electronic vote by digital signature.
- 9.5 The Voter shall complete the process described in Section 9.4 and as otherwise provided in the Electronic Voting instructions in the Electronic Voting Platform to login, and once this is complete, shall vote either “Yes” or “No” in response to the ballot question(s) or decline to vote. After entering the information described in Section 9.4 in the Electronic Voting Platform to login, and no vote is cast, a Voter shall be deemed to have cast a “spoiled” ballot and it will be marked as such.
- 9.6 At the close of the Electronic Voting Period and on an ongoing basis, a report identifying who Voted shall be issued to the Ratification Officer. This report will contain no information regarding how an individual Voter may have voted.
- 9.7 On an ongoing basis and at the close of the polls on Voting Day, the Ratification Officer shall determine if any Voter voted in-person and/or by Mail-in Ballot. For greater certainty, where the Voter has voted by Electronic Voting the Voter shall not be permitted to vote in person or by Mail-in Ballot.
- 9.8 The results of Electronic Voting shall be disclosed and counted prior to the counting of ballots cast by Mail-in Ballot and/or in-person voting as described in Section 14.0.

## **10.0 ADVANCE POLL(S)**

- 10.1 An Advance Poll may be held on any day following the Information Meeting and any day prior to the Voting Day.
- 10.2 An Advance Poll will be open from 9:00AM until 8:00PM (local time).
- 10.3 Except as set out in this Section, the voting procedures to be followed for the Advance Poll shall be the same as those used for the Voting Day.
- 10.4 At the close of any Advance Polls, the Ratification Officer shall seal the ballot box(es) and shall retain personal physical custody of the ballot box(es) until those votes are counted together with the votes following the close of the polls on the Voting Day.

## **11.0 VOTING PROCEDURES**

- 11.1 Notwithstanding any of the in-person voting procedures outlined in these Voting Guidelines, the Ratification Officer, in accordance with advice of public health officials, retains discretion on whether and how to conduct in-person voting and may amend these procedures as needed for the health and safety of the Voters, of those conducting the Ratification Vote, and of the community at large.
- 11.2 The polls will be open from 9:00AM until 8:00PM on the Voting Day.
- 11.3 All voting will be by secret ballot only.
- 11.4 Prior to any vote being cast in person, the Ratification Officer will:
  - 11.4.1 open the ballot box and ask a Voter to witness that the ballot box is empty;
  - 11.4.2 properly seal the ballot box and place their signature on the seal in front of the witness, and ask the witness to place their signature on the seal;
  - 11.4.3 place the ballot box in view for the reception of the ballot papers; and
  - 11.4.4 ensure that the witness executes a "Statement of Witness" in the form attached as Appendix "E".
- 11.5 The Ratification Officer, after being satisfied that a person is a Voter, will:
  - 11.5.1 affix their initials on the back of the ballot so that the initials can be seen when the ballot is folded; and
  - 11.5.2 provide the Voter with the ballot.
- 11.6 The Ratification Officer will place on the Voters List a line through the name of every Voter receiving a ballot.
- 11.7 The Ratification Officer will explain the voting procedures upon request.
- 11.8 If requested by a Voter who:
  - (i) is not able to read;
  - (ii) is incapacitated by blindness or other physical cause; or
  - (iii) requires assistance for any other reason;

the Ratification Officer will assist that Voter by marking their ballot as directed by the Voter, and the Ratification Officer will immediately fold and deposit it into the ballot box on behalf of that Voter.

- 11.9 In the circumstances described in Section 11.8, the Ratification Officer, after assisting the Voter, will make an entry on the Voters List opposite the name of the Voter indicating that the ballot was marked by the Ratification Officer at the request and on behalf of the Voter.
- 11.10 Except as provided in Section 11.8, every Voter receiving a ballot will:
- 11.10.1 proceed immediately to a voting booth;
  - 11.10.2 mark the ballot by placing a cross (“X”), check mark (“✓”) or other mark, either in the box marked “YES” or in the box marked “NO” to clearly indicate the Voter’s response to the question stated on the ballot;
  - 11.10.3 fold the ballot to conceal the mark and to expose the initials of the Ratification Officer; and
  - 11.10.4 immediately give the folded ballot to the Ratification Officer who, without unfolding it, will:
    - (i) verify their initials; and
    - (ii) deposit the ballot into the ballot box.
- 11.11 A Voter who receives a soiled or improperly printed ballot, or who accidentally spoils their ballot when marking it, will, upon request and upon returning it to the Ratification Officer, be entitled to receive another ballot. The returned ballot will be recorded as spoiled.
- 11.12 A Voter who receives a ballot and does not return it to the Ratification Officer will be counted as having voted. The Ratification Officer will make an entry on the Voters List stating that the Voter left the voting booth without delivering the ballot.
- 11.13 At the time set for closing the poll, the Ratification Officer will declare the poll closed, deny entry into the voting station, and allow those Voters in the voting station at that time to vote.

## **12.0 ORDERLY VOTING**

- 12.1 No person will interfere or attempt to interfere with a Voter when they are voting, nor will a person obtain or attempt to obtain information as to how a Voter is about to vote or has voted.
- 12.2 The Council with the assistance of the Ratification Officer will ensure that peace and good order are maintained at the Polling Station.
- 12.3 The Ratification Officer will allow only one Voter at a time into a voting booth.

- 12.4 A Voter who is inside the Polling Station before the set closing time will be entitled to vote.

### **13.0 OPENING MAIL-IN BALLOTS**

- 13.1 After the close of the polls on the Voting Day and the counting of results, the Ratification Officer, in the presence of at least one Council member and one Voter, will

13.1.1 open the ballot box;

13.1.2 open the secrecy envelope for each Mail-in Ballot and confirm the authenticity of each ballot by confirming that they each contain the Ratification Officer's initials and rejecting any ballots that do not contain the Ratification Officer's initials;

13.1.3 conduct a review and reject any ballots that do not comply with Sections 4.6 or 4.8;

13.1.4 return all non-rejected Mail-in Ballots, removed from their secrecy envelopes, to the ballot box; and

13.1.5 ensure that the witness executes a "Statement of Witness" in the form attached as Appendix "F".

### **14.0 COUNTING OF RESULTS**

- 14.1 Subject to Section 9.8 and after the close of the poll on the Voting Day, the Ratification Officer, in the presence of at least one Council member and one Voter, will:

14.1.1 count the number of spoiled ballots in accordance with Section 11.11;

14.1.2 examine all ballots contained in the ballot box and confirm that they each contain the Ratification Officer's initials;

14.1.3 reject all ballots that:

(i) have not been initialed by the Ratification Officer;

(ii) have not been marked as either "YES" or "NO";

(iii) have been marked as both "YES" and "NO"; or

(iv) have any writing or mark which can identify the Voter;

- 14.1.4 not reject ballots marked other than with a cross (“X”) check mark (“✓”) or other mark under Section 8.1.1 or Section 11.10.2, if the mark does not constitute identification of the Voter and if the intent of the Voter is clear; and
- 14.1.5 count the number of ballots marked “YES”, marked “NO” and the number of rejected ballots.
- 14.2 When the result of the Ratification Vote has been determined, the Ratification Officer will:
  - 14.2.1 execute the “Certification by Ratification Officer” in the form attached as Appendix “G”; and
  - 14.2.2 ensure that a Council member who was present when the ballots were counted executes the “Certification by Member of Council” in the form attached as Appendix “H”.
- 14.3 The Ratification Officer will separately seal in envelopes the ballots cast and the spoiled ballots. The Ratification Officer will then affix their signature to the seals and will retain them for 60 days.
- 14.4 After 60 days, unless an objection is filed in accordance with Section 16.0 or the Council has been notified that legal proceedings concerning the Ratification Vote have been commenced, the ballots cast and the spoiled ballots may be destroyed.

## **15.0 PROCEDURAL AMENDMENTS**

- 15.1 In order to give effect to and carry out the objectives and purpose of the Ratification Vote, the Ratification Officer may, in consultation with the Council, depart from the procedural requirements of these Voting Guidelines where they deem it necessary and where they believe it will not result in any substantive change. The Ratification Officer will state in writing the nature and basis of such departure and will deliver a copy of the signed statement to the Department of Crown-Indigenous Relations and Northern Affairs.

## **16.0 OBJECTIONS**

- 16.1 A Voter who voted and has reasonable grounds for believing that:
  - 16.1.1 there was a violation of these Voting Guidelines that materially and directly affected the results of the Ratification Vote; or
  - 16.1.2 there was corrupt practice that materially and directly affected the results of the Ratification Vote,shall, within seven days from the Voting Day, file an objection by forwarding by registered mail to the Council of the First Nation:

- (i) a notice of their objection;
- (ii) a sworn declaration setting out the grounds for the objection;
- (iii) names of witnesses the Member intends to call or that the Member will call no witnesses; and
- (iv) a list of documents or records that the Member intends to rely on or a statement that the Member does not intend to rely on any document or records.

- 16.2 A Voter who files an objection in accordance with Section 16.1 shall not introduce any witness or use any document that has not been disclosed in their objection.
- 16.3 The Council shall reject any objection that is not received within 7 days from the Voting Day or if it otherwise does not comply with Section 16.1 of the Voting Guidelines.
- 16.4 Where an objection is filed in accordance with Section 16.1, the Council will, within 7 days of receiving it, forward a copy of the objection by facsimile, overnight courier or email to the Ratification Officer.
- 16.5 The Ratification Officer will, within 7 days of receiving the objection, forward to the Council a sworn declaration containing answers to the particulars stated in the Voter's declaration.
- 16.6 The Council may, if the material sent under this Section is not sufficient to decide the validity of the grounds of the objection, conduct such further investigations as it deems necessary.
- 16.7 The Council may dispose of an objection by allowing it and calling another vote.
- 16.8 Where the Council is of the opinion that the grounds of the objection are not established or do not materially and directly affect the outcome of the Ratification Vote the Council will dismiss the objection and notify the objector of its decision.

## **17.0 SECOND VOTE**

- 17.1 If a second vote is required, these guidelines will apply to that vote with any necessary modification.

**1.0 APPENDIX "A" TO SCHEDULE 9**

**MUSKEG LAKE CREE NATION  
1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM  
SETTLEMENT AGREEMENT  
VOTING GUIDELINES  
(SECTION 3.2)**

**APPOINTMENT OF AN ASSISTANT**

\_\_\_\_\_  
Date

I, \_\_\_\_\_, Ratification Officer, appoint \_\_\_\_\_  
to act as my assistant in carrying out my duties in accordance with the Voting Guidelines  
of the 1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM SETTLEMENT  
AGREEMENT for the purpose of the Ratification Vote.

\_\_\_\_\_

Ratification Officer's Signature

I, \_\_\_\_\_, agree to act as an assistant to the Ratification Officer  
for the purpose of the Ratification Vote and promise to carry out all assigned duties to the  
best of my abilities and in accordance with the Voting Guidelines of the 1919 SOLDIER  
SETTLEMENT BOARD SPECIFIC CLAIM SETTLEMENT AGREEMENT.

\_\_\_\_\_

Assistant's Signature

**2.0 APPENDIX “B” TO SCHEDULE 9**

**MUSKEG LAKE CREE NATION  
1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM  
SETTLEMENT AGREEMENT  
VOTING GUIDELINES  
(SECTION 4.1)**

**NOTICE OF RATIFICATION VOTE**

DATE: \_\_\_\_\_

TO: THE MEMBERS OF MUSKEG LAKE CREE NATION

---

**TAKE NOTICE** that a Ratification Vote of the Voters of Muskeg Lake Cree Nation pursuant to the Voting Guidelines of the 1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM SETTLEMENT AGREEMENT (the “Voting Guidelines”) will be held on [DATE] to determine if the Voters of Muskeg Lake Cree Nation approve and assent to the 1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM SETTLEMENT AGREEMENT (the “Settlement Agreement”) between Canada and Muskeg Lake Cree Nation summarized in this Notice and attached as Appendix “A” and the Trust Agreement attached as Appendix “B”.

The following Ballot Question will be asked of the Voters of Muskeg Lake Cree Nation by secret ballot, as set out in the Settlement Agreement:

**As a Voter of the Muskeg Lake Cree Nation, do you:**

- a) **agree** to all of the terms and conditions of the Muskeg Lake Cree Nation 1919 Soldier Settlement Board Specific Claim Settlement Agreement initialed by the negotiators for the First Nation and Canada, which settles and releases the Muskeg Lake Cree Nation 1919 Soldier Settlement Board Specific Claim, and the Trust Agreement;

and

- b) **authorize and direct** the Council of the First Nation to sign all documents and do everything necessary to give effect to the Muskeg Lake Cree Nation 1919 Soldier Settlement Board Specific Claim Settlement Agreement and the Trust Agreement?

Information Meeting(s) for purposes of the Ratification Vote will be held on

[DATE AND TIME] at [LOCATION].

The Ratification Vote will take place on

[DATE AND TIME] at [LOCATION].

Included with this Notice of Ratification Vote are copies of the Settlement Agreement, the Trust Agreement, and such other information as the Muskeg Lake Cree Nation Council determines.

**AND FURTHER TAKE NOTICE** that a Voters List is posted with this Notice of Ratification Vote. Sections 5.3 and 5.4 of the Voting Guidelines provide:

5.3 A Member may apply to the Ratification Officer at least 10 days before the Voting Day to have the Voters List revised if such Member believes that:

5.3.1 the name of a Voter has been omitted from the Voters List; or

5.3.2 the name of a Voter is incorrectly set out or should not be included on the Voters List.

5.4 A Member may, at least 10 days before the Voting Day, apply to the Ratification Officer to have their name added to the Voters List if that Member provides:

5.4.1 proof of eligibility to vote by completing the Declaration of Membership and Eligibility to Vote Form substantially in the form attached as Appendix "D". This proof shall include documentation that verifies that the Voter's name is recorded on the Band List, and that the Voter is at least eighteen years old on the date of the Ratification Vote and not otherwise disqualified from voting at band elections.

5.4.2 Upon receipt of the information in the Declaration of Membership and Eligibility to Vote form and confirmation that the Member is eligible to participate in the Ratification Vote, the Ratification Officer will revise the Voters List.

**DATED** at \_\_\_\_\_, in the Province of \_\_\_\_\_, this \_\_\_ day of \_\_\_\_\_, 2021.

An application for an amendment to the Voters List or a request for a copy of the Voting Guidelines or forms should be made to the Ratification Officer at:

[ADDRESS/CONTACT INFO/FAX]

---

Signature of Ratification Officer for  
Muskeg Lake Cree Nation



4.0 APPENDIX "D" TO SCHEDULE 9

MUSKEG LAKE CREE NATION  
1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM  
SETTLEMENT AGREEMENT  
VOTING GUIDELINES  
(SECTION 5.4.1)

**DECLARATION OF MEMBERSHIP & ELIGIBILITY TO VOTE FORM**

In the matter of the Ratification Vote for the 1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM SETTLEMENT AGREEMENT held on \_\_\_\_\_ 2021:

I, \_\_\_\_\_, of the Muskeg Lake Cree Nation,

DO SOLEMNLY DECLARE THAT:

1. I am a registered Member of Muskeg Lake Cree Nation, and my name is recorded on the Band List of the Muskeg Lake Cree Nation. My membership/registration number is \_\_\_\_\_;
2. I am or will be at least 18 years old on the date of the Ratification Vote;
3. I am not disqualified from voting at band elections; and
4. I am eligible to vote in the Ratification Vote regarding 1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM SETTLEMENT AGREEMENT.

I MAKE THIS SOLEMN DECLARATION conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath by virtue of the *Canada Evidence Act*. I understand that it is an offence to make a false statement in this declaration.

\_\_\_\_\_  
Signature

DECLARED BEFORE me at \_\_\_\_\_ in the Province of \_\_\_\_\_, this \_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Commissioner for Oaths in and for the Province of \_\_\_\_\_

**5.0 APPENDIX “E” TO SCHEDULE 9**

**MUSKEG LAKE CREE NATION  
1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM  
SETTLEMENT AGREEMENT  
VOTING GUIDELINES  
(SECTION 11.4.4)**

**STATEMENT OF WITNESS**

\_\_\_\_\_

Date

I, \_\_\_\_\_, was personally present at \_\_\_\_\_ on \_\_\_\_\_, 2021, when Voters of the Muskeg Lake Cree Nation voted in a Ratification Vote concerning a proposed Settlement Agreement and Trust Agreement for the 1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM, and:

1. I witnessed that the ballot box was empty before any votes were cast in the Ratification Vote.
2. I witnessed the Ratification Officer seal the ballot box and sign the seal.
3. I signed the seal, as requested by the Ratification Officer.

\_\_\_\_\_

Witness' Signature

**6.0 APPENDIX “F” TO SCHEDULE 9**

**MUSKEG LAKE CREE NATION  
1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM  
SETTLEMENT AGREEMENT  
VOTING GUIDELINES  
(SECTION 13.1.5)**

**STATEMENT OF WITNESS**

\_\_\_\_\_  
Date

I, \_\_\_\_\_, was personally present at \_\_\_\_\_ on \_\_\_\_\_, 2021 when Voters of the Muskeg Lake Cree Nation voted in a Ratification Vote concerning a proposed Settlement Agreement and Trust Agreement for its 1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM, and:

1. I witnessed that the ballot box was properly sealed and signed at the time that the polls closed.
2. I witnessed the Ratification Officer properly open the sealed ballot box after the polls closed.
3. I witnessed the Ratification Officer remove the Mail-in Ballots from their secrecy envelopes then return the non-rejected ballots without their envelopes to the ballot box.
4. I witnessed the Ratification Officer remove all of the ballots from the ballot box so they could be counted.

\_\_\_\_\_  
Witness' Signature

**7.0 APPENDIX “G” TO SCHEDULE 9**

**MUSKEG LAKE CREE NATION  
1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM  
SETTLEMENT AGREEMENT  
VOTING GUIDELINES  
(SECTION 14.2.1)**

**CERTIFICATION BY RATIFICATION OFFICER**

C A N A D A )  
 )  
PROVINCE OF )

I, \_\_\_\_\_, Ratification Officer for the Muskeg Lake Cree  
Nation \_\_\_\_\_ of \_\_\_\_\_, in the Province of \_\_\_\_\_

**DO SOLEMNLY DECLARE THAT:**

1. I was present at \_\_\_\_\_ when Members voted concerning a proposed Settlement Agreement and Trust Agreement for the MUSKEG LAKE CREE NATION 1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM in accordance with its Voting Guidelines (the “Voting Guidelines”).
2. A true copy of the Notice of Ratification Vote is attached as Exhibit “1” to this Declaration.
3. In accordance with Section 4.1 of the Voting Guidelines, the Notice of Ratification Vote was posted at least 35 days prior to the Voting Day.
4. In accordance with Section 4.4 of the Voting Guidelines, a copy of the Notice of Ratification Vote together with a copy of the Settlement Agreement and the Trust Agreement were mailed to each Voter on the Voters List at their last known addresses at least 35 days prior to the Voting Day.
5. I attended the Information Meeting(s) set out in the Notice of Ratification Vote in accordance with Section 6.0 of the Voting Guidelines.
6. The voting procedure was conducted in accordance with the provisions of the Voting Guidelines.
7. The results of the Ratification Vote are as follows:
  - a) the names of \_\_\_\_\_ Voters appeared on the Voters List prepared pursuant to Section 5.0 of the Voting Guidelines, and the number of Voters who were entitled to cast a vote was \_\_\_\_\_;

- b) \_\_\_\_\_ ballots were cast in the Ratification Vote in accordance with the provisions of the Voting Guidelines;
- c) \_\_\_\_\_ ballots were marked “YES”;
- d) \_\_\_\_\_ ballots were marked “NO”;
- e) \_\_\_\_\_ ballots were rejected in accordance with the Voting Guidelines; and
- f) \_\_\_\_\_ ballots were spoiled and were not counted in b. above in accordance with Section 11.11 of the Voting Guidelines.

8. The proposed Settlement Agreement and Trust Agreement was [*approved/not approved*] by the Voters.

AND I MAKE THIS SOLEMN DECLARATION conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the *Canada Evidence Act*.

DECLARED BEFORE ME at \_\_\_\_\_ )  
 \_\_\_\_\_, in the Province of )  
 \_\_\_\_\_, this \_\_\_\_\_ day of )  
 \_\_\_\_\_, 2021. )  
 )  
 )  
 )  
 )  
 )

\_\_\_\_\_  
 Ratification Officer

\_\_\_\_\_  
 A Commissioner for Taking Oaths for the  
 Province of Saskatchewan

**8.0 APPENDIX “H” TO SCHEDULE 9**

**MUSKEG LAKE CREE NATION  
1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM  
SETTLEMENT AGREEMENT  
VOTING GUIDELINES  
(SECTION 14.2.2)**

**CERTIFICATION BY MEMBER OF COUNCIL**

C A N A D A )  
 )  
PROVINCE OF )

I, \_\_\_\_\_, Chief of the Muskeg Lake Cree Nation in the  
Province of \_\_\_\_\_,

DO SOLEMNLY DECLARE THAT:

1. I was present at the [DATE, TIME AND LOCATION] when Members voted concerning a proposed Settlement Agreement and Trust Agreement in accordance with the Voting Guidelines of the 1919 SOLDIER SETTLEMENT BOARD SPECIFIC CLAIM SETTLEMENT AGREEMENT (the “Voting Guidelines”).
2. A true copy of the Notice of Ratification Vote is attached as Exhibit “1” to this Declaration.
3. In accordance with Section 4.1 of the Voting Guidelines, the Ratification Officer posted the Notice of Ratification Vote at least 35 days prior to the Voting Day.
4. In accordance with Section 4.4 of the Voting Guidelines, a copy of the Notice of Ratification Vote together with a copy of the Settlement Agreement and the Trust Agreement were mailed to each person on the Voters List at their last known address at least 35 days prior to the Voting Day.
5. Muskeg Lake Cree Nation Council members attended the Information Meeting(s) set out in the Notice of Ratification Vote in accordance with Section 6.0 of the Voting Guidelines.
6. The results of the Ratification Vote are as follows:

- a. the names of the First Nation’s Voters appeared on the Voters List prepared pursuant to Section 5.0 of the Voting Guidelines, and the number of Voters who were entitled to cast a vote was \_\_\_\_\_;
- b. \_\_\_\_\_ ballots were cast in the Ratification Vote in accordance with the Voting Guidelines;
- c. \_\_\_\_\_ ballots were marked “YES”;
- d. \_\_\_\_\_ ballots were marked “NO”;
- e. \_\_\_\_\_ ballots were rejected in accordance with the Voting Guidelines; and
- f. \_\_\_\_\_ ballots were spoiled in accordance with 11.11 of the Voting Guidelines and were not counted in b. above.

7. The proposed Settlement Agreement and Trust Agreement was [*approved/not approved*] by the Voters.

AND I MAKE THIS SOLEMN DECLARATION conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath and by virtue of the *Canada Evidence Act*.

DECLARED BEFORE ME at \_\_\_\_\_ )  
 \_\_\_\_\_, in the Province of \_\_\_\_\_ )  
 \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_ )  
 \_\_\_\_\_, 2021. )  
 \_\_\_\_\_ )  
 \_\_\_\_\_ )

\_\_\_\_\_  
 Chief of Muskeg Lake Cree Nation

\_\_\_\_\_  
 A Commissioner for Taking Oaths within the Province of \_\_\_\_\_