

Registration
SI/84-102 11 July, 1984

CONSTITUTION ACT, 1982

Constitution Amendment Proclamation, 1983

By Her Excellency the Right Honourable **Jeanne Sauvé**, Governor General and Commander-in-Chief of Canada.

To All to Whom these Presents shall come,

Greeting:

Jeanne Sauvé

A Proclamation

Whereas the "Constitution Act, 1982" provides that an amendment to the Constitution of Canada may be made by proclamation issued by the Governor General under the Great Seal of Canada where so authorized by resolutions of the Senate and House of Commons and resolutions of the legislative assemblies as provided for in section 38 thereof;

And Whereas a constitutional conference composed of the Prime Minister of Canada and the first ministers of the provinces was convened pursuant to section 37 of the "Constitution Act, 1982";

And Whereas that conference had included in its agenda an item respecting constitutional matters that directly affect the aboriginal peoples of Canada, including the identification and definition of the rights of those peoples to be included in the Constitution of Canada;

And Whereas the Prime Minister of Canada invited representatives of the aboriginal peoples of Canada and elected representatives of the governments of the Yukon Territory and the Northwest Territories to participate in discussions at that conference;

And Whereas, following that conference, the Senate, the House of Commons and the legislative assemblies of at least two-thirds of the provinces that have, in the aggregate, according to the latest general census, at least fifty per cent of the population of all the provinces, have, by resolution, authorized an amendment to the Constitution of Canada to be made by proclamation issued by the Governor General under the Great Seal of Canada;

And Whereas one year, and not more than three years, have expired from the adoption of the resolution initiating the amendment procedure relating to the amendment to the Constitution of Canada set forth in the schedule hereto;

And Whereas the Queen's Privy Council for Canada has advised me to issue this proclamation.

Now Know You that I do issue this proclamation amending the Constitution of Canada in accordance with the schedule hereto.

In Testimony Whereof I have caused these Letters to be made Patent and the Great Seal of Canada to be hereunto affixed.

At Government House, in the City of Ottawa, this twenty-first day of June in the Year of Our Lord one thousand nine hundred and eighty-four.

By Command,

Mark MacGuigan

Attorney General of Canada

Judy Erola

Registrar General of Canada

P.E. Trudeau

Prime Minister of Canada

Schedule

Proclamation Amending the Constitution of Canada

1. Paragraph 25(b) of the "*Constitution Act, 1982*" is repealed and the following substituted therefor:

"(b) any rights or freedoms that now exist by way of land claims agreements or may be so acquired."

2. Section 35 of the "*Constitution Act, 1982*" is amended by adding thereto the following subsections:

Land Claims Agreements

"(3) For greater certainty, in subsection (1) "treaty rights" includes rights that now exist by way of land claims agreements or may be so acquired.

Aboriginal and Treaty Rights are guaranteed equally to both sexes

(4) Notwithstanding any other provision of this Act, the aboriginal and treaty rights referred to in subsection (1) are guaranteed equally to male and female persons."