|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **STATUTE** | **1985** | **1988** | **When Amended** | **2015** |
| **Apprenticeship and Occupational Certification Act** |  |  |  | - **19**(1)There is established a standing committee that shall(*a*) provide advice to the Minister on how to best ensure the equality of the French linguistic community within the areas of responsibility of the Minister and the Director[…] |
| **Le Centre communautaire Sainte-Anne Act** |  |  |  | -s.2(2) [the Community Board shall include nine persons appointed by the Minister,] (ii) seven of whom shall be persons elected at large by members of the French linguistic community […].-s.3(2) The objects of the Corporation shall be (*b*) to plan, develop, administer and coordinate the overall community development of the French linguistic community […]; |
| **Commissioners for Taking Affidavits Act** |  |  |  | - **3**A person shall not be appointed [as a commissioner for taking affidavits] under [section 2](http://www.canlii.org/en/nb/laws/stat/rsnb-2011-c-127/latest/rsnb-2011-c-127.html?autocompleteStr=Commissioners%20for%20Taking%20Affidavits%20Act&autocompletePos=1#sec2_smooth)(*a*)unless the person (i) […] and (ii)is a Canadian citizen, […] |
| **Credit Unions Act** |  |  |  | -proper name: “Fédération des caisses populaires acadiennes” |
| **Custody and Detention of Young Persons Act** |  |  |  | -s.2(c) [Measures taken against young offenders should] (ii)respect gender, ethnic, cultural and linguistic differences and respond to the needs of aboriginal young persons and of young persons with special requirements. |
| **Disestablishment of the Department of the Provincial Secretary** |  |  |  | [cannot find the text of this statute] |
| **Edmundston Act, 1998** |  |  |  | -s.2(2) boundary description: “[…] thence northeasterly and southeasterly along the various courses of the said international boundary to the point of beginning, excluding **the Indian Reserve**.” [and similarly with other boundary descriptions]-s.20(3) “St Basile 10 (an **Indian reserve** under the [*Indian Act*](http://www.canlii.org/en/ca/laws/stat/rsc-1985-c-i-5/latest/rsc-1985-c-i-5.html)[…]” |
| **Education Act** |  |  |  | - **7**The Minister may prescribe or approve programs and services which(*a*) respond to the unique needs of Mi’kmaq and Maliseet children […] and(*b*) foster an understanding of aboriginal history and culture among all pupils.- **36.2**(3)Notwithstanding subsections (1) and (2), in school districts prescribed by regulation, the Minister shall appoint one additional councillor who is a member of the Mi’kmaq or Maliseet first nation and who resides in the school district. |
| **Electoral Boundaries and Representation Act** |  |  |  | - **4**(1)A Commission shall be composed of the following persons:(*a*) two co-chairs, one representing the English linguistic community and one representing the French linguistic community; and […] |
| **Electricity Act** |  |  |  | - **88**(2)The city of Edmundston shall not extend its distribution of electricity to any area beyond(*b*) the territorial limits of St Basile 10 (an **Indian reserve** under the [*Indian Act*](http://www.canlii.org/en/ca/laws/stat/rsc-1985-c-i-5/latest/rsc-1985-c-i-5.html) (Canada)).- **142**(1)The Lieutenant-Governor in Council may make regulations(*l.1*) respecting a program requiring the Corporation to ensure that a portion of the electricity it obtains from renewable resources is generated by small-scale generation facilities, including, but without limitation,(i) respecting a procurement set-aside for Aboriginal businesses, including, […] |
| **Evidence Act** |  |  |  | - “British possession” means any dominion of Her Majesty heretofore or now existing or hereafter constituted exclusive of the United Kingdom of Great Britain and Northern Ireland and of Canada;-rules about instruments registered in Scotland (s.60) |
| **Family Services Act** |  |  |  | -s.85(2) [Except in x circumstance, adoption orders do a), b), and c) things] but an adoption order does not terminate or affect any rights the child has that flow from his cultural heritage, including aboriginal rights. |
| **Heritage Conservation Act** |  |  |  | - “First Nation” means an aboriginal people sharing a common traditional territory and having a common traditional language, culture and lands.- **5**(3)An archaeological object or burial object for which the property has vested in the Crown […] shall be held in trust by the Crown for the aboriginal peoples of the Province if [the Minister has it and identifies it as having aboriginal origin]- **7**(2)The Minister may enter into agreements with a duly mandated governing body of one or more First Nations with respect to the identification, conservation and protection of places and objects that represent the cultural heritage of the aboriginal peoples of the Province […] |
| **An Act to Proclaim Holocaust Memorial Day Yom haShoah in New Brunswick** |  |  |  | -Preamble: “ WHEREAS the Holocaust haShoah refers to a specific historical event, the state-sponsored, systematic persecution and annihilation of European Jewry by the Nazis and their collaborators between 1933-1945;” [if Jewish can be ethnically Jewish and not just religiously Jewish?] |
| **Human Rights Act** |  |  |  | - **8** [(1): No professional association or business trade association shall exclude people from full membership on discriminatory grounds.] (2)Nothing in this section affects the application of a statutory provision restricting membership in a professional association or business or trade association to **Canadian citizens or British subjects.** |
| **Insurance Act** |  |  |  | -proper name: “British Officers’ Life Tables” |
| **Intercountry Adoption Act** |  |  |  | - **40**(3)Despite subsections (1) and (2), an adoption order does not terminate or affect any rights the child has that flow from his or her cultural heritage, including aboriginal rights |
| **International Child Abduction Act** |  |  |  | -Article 25: “ Nationals of the Contracting States and persons who are habitually resident within those States shall be entitled in matters concerned with the application of this Convention to legal aid and advice in any other Contracting State on the same conditions as if they themselves were nationals of and habitually resident in that State.” |
| **International Commercial Arbitration Act** |  |  |  | -Article 11: “ (1)No person shall be precluded by reason of his nationality from acting as an arbitrator, unless otherwise agreed by the parties.” […] “(5) […] The court […], in appointing an arbitrator […] shall take into account as well the advisability of appointing an arbitrator of a nationality other than those of the parties.” |
| **Interpretation Act** |  |  |  | - “British subject” includes Canadian citizen; |
| **Mining Act** |  |  |  | - **s.24** Subject to any other Act, all land in the Province is open for prospecting and registration of mineral claims with the following exceptions: (*d*) land that is **an Indian reserve**;-Indian Act not cited |
| **Service New Brunswick Act [formerly the New Brunswick Internal Services Agency Act]** |  |  |  | [REPLACED] |
| **New Brunswick Liquor Corporation Act** |  |  |  | - **11**(1)A person shall not be appointed to or continue as a member of the Board unless the person is a Canadian citizen ordinarily resident in New Brunswick. |
| **Notaries Public Act** |  |  |  | -s.4 “[…] Great Britain or the Legislature of any province or British colony, or by the laws of any foreign country[…]” [Britain and British colonies different from other foreign countries such that they have to be listed separately?] |
| **Official Languages Act** |  |  |  | -Preamble: “ AND WHEREAS the Constitution of Canada also recognizes that the English linguistic community and the French linguistic community in New Brunswick have equality of status and equal rights and privileges, including the right to distinct educational institutions and such distinct cultural institutions as are necessary for the preservation and promotion of those communities;” |
| **An Act Recognizing the Equality of the Two Official Linguistic Communities in New Brunswick** |  |  |  | -recognizing equality of English and French linguistic communities, rights to cultural institutions etc. |
| **Order of New Brunswick Act** |  |  |  | - **9**(1)Canadian citizens who are current or former long-term residents of New Brunswick are eligible to be nominated for and to receive the Order. [but not non-citizens?] |
| **Parks Act** |  |  |  | - **10**(2)Without limiting the generality of subsection (1), in respect of a provincial park, the Minister may (*e.1*) create an advisory committee including members of First Nations; |
| **Pension Benefits Act** |  |  |  | - **56.1**(1)Upon termination of employment, a member of a pension plan who is entitled to a deferred pension under section 35, is entitled to withdraw the commuted value of the deferred pension from the pension fund if (*a*) the member and his or her spouse or common-law partner, if any, are not Canadian citizens, [and are not resident in Canada, and have waived their rights to the pension fund] |
| **Regional Health Authorities Act** |  |  |  | - **20**(1.1)In making appointments under subparagraph (1)(*a*)(i), the Minister shall determine the competencies necessary to fulfil the mandate of the board and shall have regard to gender, representation from urban and rural areas, aboriginal representation and the overriding interests of the official linguistic communities |
| **Revenue Administration Act** |  |  |  | - “Indian” means an Indian as defined in the [*Indian Act*](http://www.canlii.org/en/ca/laws/stat/rsc-1985-c-i-5/latest/rsc-1985-c-i-5.html) (Canada) |
| **Species at Risk Act** |  |  |  | - **10**(1)The Minister shall appoint as members of COSSAR [Committee on the Status of Species at Risk] persons whom the Minister considers to have expertise that is drawn from [(a) or] (*b*) aboriginal traditional knowledge of the conservation of wildlife species.- **15**(2)COSSAR shall carry out its functions using the best available information on the biological status of a wildlife species, including scientific knowledge, community knowledge and aboriginal traditional knowledge.- **25**(3)When undertaking a protection assessment, the Minister may consult with (*c*) aboriginal communities[…] |
| **St. Croix International Waterway Commission Act** |  |  |  | -s.3 The objects and purposes of the Commission are: (*c*) to promote preservation and public awareness of the heritage of the early inhabitants of the Waterway, including that of native peoples and the early European settlers |
| **Territorial Division Act** |  |  |  | -proper name: “ Richibucto River Indian Reserve number 15”, “Indian Point”; boundary descriptions |
| **Tuition Tax Cash Back Credit Act** |  |  |  | .[not problematic, also repealed] |