

N-9

**NUNATSIAVUT LAWS REGISTRATION ACT**

**CIL N-9 (09-06-2017)**

***ORIGINAL ENACTMENT IL 2005-03***

***AMENDED IL 2017-05***

**AN INUIT LAW TO PROVIDE FOR THE ESTABLISHMENT AND MAINTENANCE OF A  
REGISTRY OF INUIT LAWS, SUBORDINATE LEGISLATION AND BYLAWS**

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### **Short Title**

1.

This Act may be cited as the *Nunatsiavut Laws Registration Act*.

### **Purpose of Act**

2.

The purpose of this Act is to establish a public registry of Inuit Laws in order to ensure that Inuit Laws are knowable to Inuit and others and to certify that all Enactments are valid and binding in accordance with the requirements of the Part 17.5 of the Agreement. (IL 2017-05)

### **Definitions**

3.

In this Act:

“Act” means an Act of the Assembly;

“Agreement” means the Labrador Inuit Land Claims Agreement;

“Assembly” means the Nunatsiavut Assembly as constituted under the *Nunatsiavut Assembly Act*;

“Bylaw” means a law made by an Inuit Community Government and includes a law made by an Inuit Community Government under section 17.41.1, 17.41.3 or 20.2.2 or subsection 20.3.1(b) of the Labrador Inuit Land Claims Agreement;

“Constitution” means the Labrador Inuit Constitution;

“Enactment” means an Act, , Subordinate Legislation or Bylaw;

"Inuit Law" means an Act;

“Registrar” means the Registrar of Nunatsiavut Laws appointed under section 5;

“Registry” means the Registry of Nunatsiavut Laws established under section 4;

“Sealed” means a document that has been authenticated by having the Nunatsiavut Seal affixed to it; and

"Subordinate Legislation" means a regulation, proclamation, rule, order, or instrument that is of a legislative nature and that is enacted pursuant to an Act, but does not include a Bylaw; (IL-2017-05)

### **Registry of Nunatsiavut Laws**

**4.**

There shall be a Registry of Nunatsiavut Laws.

### **Registrar of Nunatsiavut Laws**

**5.**

The Registry is an office for the maintenance and publication of all Enactments under the supervision of an officer of the Nunatsiavut Government called the Registrar of Nunatsiavut Laws. (IL-2017-05)

### **President responsible for the maintenance of the Registry**

**6.**

(1) The President is responsible to the Nunatsiavut Assembly for the maintenance and operation of the Registry.

(2) The President shall appoint the Registrar.

(3) The Registrar is responsible to the President for the performance of the Registrar's duties and functions under this Act. (IL-2017-05)

### **Clerk as Registrar**

**7.**

The Clerk of the Nunatsiavut Assembly may also serve as the Registrar.

### **Duties of Registrar**

**8.**

The Registrar must:

(a) maintain, or supervise and direct the maintenance of, the Registry and all documents and Enactments that are kept in the Registry;

(b) oversee and ensure public access to the Registry;

(c) oversee and ensure the authentication of copies of Enactments entered in the Registry;

(d) distribute copies of Enactments as required in sections 19 and 20 of this Act;

(e) supervise and direct any individuals who may be employed in the Registry in the performance of their duties and the exercise of their powers; and

(f) perform the duties and functions prescribed by this Act or as directed by the President. (IL-2017-05)

### **Original Enactments**

**9.**

The original Sealed copy of every Enactment must be kept in the Registry. (IL-2017-05)

### **Validity of Enactments**

**10.**

No Enactment is valid unless it is Sealed and entered in the Registry by the Registrar in accordance with this Act. (IL-2017-05)

### **When registration is complete**

**11.**

An Enactment is registered when the requirements of section 18 and, as applicable, section 19, section 20, section 25 or section 26, have been completed.

### **Registration is Publication**

#### **12.**

An Enactment that is registered is deemed to have been published by the Executive Council.

### **When Enactment comes into Effect**

#### **13.**

(1) An Enactment comes into effect at the beginning of the day immediately following the day on which the Enactment is registered in the Registry unless the Enactment states that it comes into effect at some other time or on some other date.

(2) Notwithstanding anything in subsection 13 (1) to the contrary, a consolidation of an Enactment shall be considered to have come into effect at the time when the most recent amendment incorporated into the consolidation came into effect. (IL-2017-05)

### **When Repealed**

#### **14.**

Unless otherwise specifically stated, an Enactment or provision in an Enactment that is repealed or replaced ceases to have effect at the time when the repealing or replacing Enactment comes into effect. (IL-2017-05)

### **Only Authenticated Enactments to be registered**

#### **15.**

The Registrar must not enter an Enactment in the Registry unless the Enactment is authenticated. (IL-2017-05)

### **Authentication of Acts and Subordinate Legislation**

#### **16.**

An Act and Subordinate Legislation is authentic if it is:

- (a) printed in a legible fashion in Inuttut and English
- (b) dated in handwriting with the date on which the President of Nunatsiavut assents to it;
- (c) personally signed by the President of Nunatsiavut;
- (d) Sealed; and
- (e) submitted by the Secretary of the Executive Council to the Registrar for registration. (IL-2017-05)

### **Authentication of Bylaws**

#### **17.**

A Bylaw is authentic if it is:

- (a) printed in a legible fashion in Inuttut and English
- (b) dated in handwriting with the date on which it is signed by the AngajuKak
- (c) personally signed by the AngajuKak of the Inuit Community that has made the bylaw;
- (d) sealed with the seal of the Inuit Community Government; and
- (e) submitted by the AngajuKak to the Registrar for registration.

### **Deposit of Original Enactment**

#### **18.**

The Registrar must deposit in the Registry the original copy of each authenticated Enactment.

### **Distribution of copies of Enactments**

#### **19.**

When the Registrar deposits the original copy of an Act or Subordinate Legislation the Registrar must:

- (a) make four copies of the Act or Subordinate Legislation,
- (b) certify each copy to be a true copy of the original,
- (c) deliver one certified copy to the Government of Canada,
- (d) deliver one certified copy to the Government of Newfoundland and Labrador,
- (e) deliver one certified copy to the Inuit Court,
- (f) keep the fourth certified copy available for public inspection as required under section 21, and
- g) archive the original in a secure and fireproof vault and in accordance with such regulations as may be made by the President from time to time under this Act. (IL-2017-05)

### **Distribution of Bylaws**

#### **20.**

When the Registrar deposits the original copy of a Bylaw the Registrar must:

- (a) make three copies of the Bylaw,
- (b) certify each copy to be a true copy of the original,
- (c) deliver one certified copy to the Inuit Community Government that enacted the Bylaw
- (d) deliver one certified copy to the Inuit Court
- (e) keep the third certified copy available for public inspection, and
- (f) archive the original in a secure and fireproof vault and in accordance with such regulations as may be made by the President from time to time under this Act. (IL-2017-05)

### **Public Registers**

#### **21.**

(1) The Registrar shall maintain publicly accessible registers as follows:

- (a) a compilation of all Inuit Laws enacted in each calendar year;
- (b) a compilation of all Subordinate Legislation for each calendar year; and;
- (c) a compilation of all Bylaws for each Inuit Community for each calendar year.

(2) Each Inuit Community Government shall maintain publicly accessible registers of all Bylaws made by the Inuit Community Government as follows:

- (a) a compilation of all Bylaws enacted in each calendar year arranged chronologically by year; and
- (b) a current continuing consolidation of all Bylaws in effect in the Inuit Community. (IL-2017-05)

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### **Official Continuing Consolidation**

#### **22.**

The Registrar must maintain an official continuing consolidation of each Enactment, separate from the original Enactment and separate from the registers under section 21. (IL-2017-05)

### **How Official Continuing Consolidations are made**

#### **23.**

The official continuing consolidation of an Enactment is made by the Director of Legal Services recording the effect on the Enactment of each amendment when the amendment comes into force by

- (a) making the revisions to the Enactment that are required by the amendment;
- (b) omitting parts of the Enactment that have expired, been repealed or replaced;
- (c) altering the numbering of the different sections and other provisions of the Enactment;
- (d) altering the language of the Enactment in a manner that may be required in order to achieve or preserve a uniform mode of expression;
- (e) making amendments to correct spelling, punctuation, grammatical and clerical or typographical errors; and

- (f) annotating the text of the consolidation of the Enactment so as to provide the history of all amendments and revisions made to the Enactment other than those made under subsections (c), (d) and (e). (IL-2017-05)

#### **How Official Continuing Consolidations are approved**

##### **24.**

- (1) When the Director of Legal Services has made a consolidation the Director of Legal Services must submit the consolidation to:
- (a) the President of Nunatsiavut for examination and approval, in the case of an Act or Subordinate Legislation; and
  - (b) the AngajuKak of the relevant Inuit Community for examination and approval by the Inuit Community Government, in the case of a Bylaw.
- (2) The Registrar may enter an Enactment in a collection of consolidations without an approval referred in subsection (1) where the Enactment has not been amended, or where the Enactment replaces a prior Enactment of the same name or where the only amendments made to the Enactment were made under paragraphs 23 (c), (d) or (e). (IL- 2017-05)

#### **Register of consolidated Acts and Subordinate Legislation**

##### **25.**

A consolidation of an Act or Subordinate Legislation attested by the signature of the President of Nunatsiavut and sealed with the Nunatsiavut Seal shall be deposited by the Registrar in the Registry in a separate register of consolidated Inuit Laws or register of consolidated Subordinate Legislation, as appropriate.

#### **Registers of consolidated Bylaws**

##### **26.**

A consolidation of a Bylaw attested by the signature of the AngajuKak of the relevant Inuit Community and sealed with the seal of the Inuit Community Government shall be deposited by the Registrar in the Registry in a separate register of consolidated Bylaws for the relevant Inuit Community.

#### **Arrangement of consolidations**

##### **27.**

The registers of consolidations shall be comprised of the relevant Enactments arranged alphabetically and where more than one Enactment begins with the same letter, alpha-numerically.

#### **Consolidations are as effective as original Enactments**

##### **28.**

(1) A registered consolidation of an Enactment shall serve in place of, and shall be as effective as, the original Enactment as amended by all amending Enactments incorporated into the consolidation.

(2) A registered consolidation of an Enactment shall be copied, certified and distributed in accordance with section 19 of this Act. (IL-2017-05)

#### **Reliance on Certified Consolidation**

##### **29.**

A copy of a registered consolidation of an Enactment that is certified by the Registrar to be a true copy of a consolidated Enactment may be relied on by any person as a correct statement of the Enactment as of the date on which it was certified.

### **Certification to be under Nunatsiavut Seal**

**30.**

A certification of an Enactment or consolidated Enactment must be made by the Registrar under the Nunatsiavut Seal. (IL-2017-05)

### **Fees payable for Copies**

**31.**

The Registrar must provide a certified copy of an original Enactment or a certified copy of a consolidated Enactment to any person upon request if the prescribed fee has been paid. For greater certainty, no fee is payable for the copies referred to in subsections 19(c), (d) and (e). (IL-2017-05)

### **Electronic Version of Registers**

**32.**

The Registrar must establish and maintain an electronic version of the registers and may make the electronic versions of the registers available to the public in accordance with regulations established by the Nunatsiavut Executive Council.

### **Effect of Electronic Versions**

**33.**

Electronic versions of Enactments that are made available to the public in portable document format may be relied on by any person as a correct statement of the Enactment as of the date on which it was published but if there is any conflict or inconsistency between the electronic and certified printed versions of the Enactment as at that date the certified printed version shall be taken as definitive for all purposes. (IL-2017-05)

### **Publication of Printed Consolidations**

**34.**

Beginning in 2020 and at least every seventh year thereafter the Executive Council shall print and publish the consolidated Acts and the consolidated Subordinate Legislation. (IL-2017-05)

### **Registrar to Prepare laws for Printing**

**35.**

The Registrar is responsible for preparing Acts and Subordinate Legislation for general printing and publication in accordance with regulations enacted by the Executive Council. (IL-2017-05)

### **Legal Effect of Printed Copies**

**36.**

A printed copy of an Act or Subordinate Legislation that is published and distributed by the Executive Council and that contains a reproduction of the Nunatsiavut Seal is prima facie evidence of the Enactment. (IL-2017-05)

### **Arrangements for Printing of laws**

**37.**

The Registrar may make arrangements and enter into agreements relating to the printing and distribution of Enactments and consolidated Enactments. (IL-2017-05)

### **Citation of Acts**

**38.**

An Act is cited by setting out the short title followed by the designation "Inuit Law" or "IL" and the year in which it was enacted, followed by the number assigned to it in the Registry. (IL-2017-05)

### **Citation of Subordinate Legislation**

#### **39.**

Subordinate legislation is cited by setting out the short title followed by the designation “Nunatsiavut Government Subordinate Legislation” or “NGSL” and the year in which it was enacted, followed by the number assigned to it in the Registry.

### **Citation of Bylaws**

#### **40.**

A Bylaw is cited by setting out the short title followed by the name of the Inuit Community, followed by the designation “Community Bylaw” or the first letter of the name of the community and the initials “CBL”, followed by the year in which it was enacted, followed by the number assigned to it in the Registry. (IL-2017-05)

### **Citation of consolidated Acts**

#### **41.**

A consolidated Act is cited by setting out the short title followed by the designation “Consolidated Inuit Law” or “CIL”, followed by the alpha-numeric number assigned to it in the Registry and, in brackets, the day, month and year of the effective date of the most recent amendment incorporated into the Act being consolidated. (IL-2017-05)

### **Citation of consolidated Subordinate Legislation**

#### **42.**

Consolidated Subordinate Legislation is cited by setting out the short title followed by the designation “Consolidated Subordinate Legislation” or “CSL”, followed by the day alpha-numeric number assigned to it in the Registry and, in brackets, the day, month and year of the effective date of the most recent amendment incorporated into the Subordinate Legislation being consolidated. (IL-2017-05)

### **Citation of consolidated Bylaw**

#### **43.**

A consolidated Bylaw is cited by setting out the short title followed by the name of the Inuit Community, followed by the designation “Consolidated Community Bylaw” or the first letter of the name of the community followed by the initials “CCBL” followed by the day alpha-numeric number assigned to it in the Registry and, in brackets, the day, month and year of the effective date of the most recent amendment incorporated into the Bylaw being consolidated. (IL-2017-05)

### **Regulations**

#### **44.**

The President-in-Council may make regulations:

- (a) prescribing additional powers and duties of the Registrar;
- (b) providing for the archiving and safe keeping of the original copies of Enactments;
- (c) prescribing the form and arrangement of the registers;
- (d) providing for the electronic storage, reproduction and distribution of Enactments and the registers;
- (e) providing for the security of the Registry and of all Enactments and information in the Registry;
- (f) prescribing the distribution of additional copies of Enactments;
- (g) providing for the publication of annual Enactments and the continuing consolidations of Enactments;



- (h) prescribing rules for public access to the Registry and providing for the inspection of the registers;
- (i) establishing fees for access to the Registry and the inspection of the registers, the making of copies of Enactments, registers and extracts from registers, and the certification of copies of Enactments; and
- (j) generally, to give effect to the purpose of this Act.