



Home About NunatuKavut Departments Media Our Sharing Programs Contact Gallery

NEW! NunatuKavut Infrastructure Program

Click Here for Info

WE CAN HELP YOU

- Apply for Membership
Find a Form or Application
Find a Document
Find Education & Training

PRESS RELEASES

December 17, 2018
Statement: Nunatukavut says Province of NL's Lack of Response to the Independent...

- NunatuKavut Newsletter
Our Partners & Affiliates
Useful Links

NunatuKavut Wins, NL's Highest Court Throws out Injunction

NunatuKavut Wins, NL's Highest Court Throws out Injunction

FOR IMMEDIATE RELEASE, DECEMBER 4, 2014

(Happy Valley-Goose Bay, Newfoundland and Labrador). NunatuKavut Community Council Inc. (NCC) is celebrating its victory today. The aboriginal group has been vindicated in its peaceful protest of Nalcor Energy's Muskrat Falls and Transmission Line projects...

The Newfoundland and Labrador Court of Appeal, by unanimous decision, struck down the perpetual or permanent injunction that a lower court had granted Nalcor Energy, Newfoundland and Labrador's monopoly energy company that owns the projects.

The injunction, which was one of the most pervasive and far-reaching court injunctions the country has ever seen, prevented NunatuKavut members and others from going within 50 meters of the "Site" which included any areas of land that Nalcor is authorized to use...

The NCC consistently asserted that the projects are an unjustified infringement of its peoples' constitutional and aboriginal rights, title and treaty rights and are taking place without sufficient consultation and accommodation.

"Our members have been prosecuted for exercising their valid rights, and now we see that the Province and its agent, Nalcor, have engaged in illicit and unwarranted behavior in suppressing the rights of our people", says Todd Russell, President of NCC.

The Court of Appeal agreed that there was no factual or legal basis for Nalcor to be granted even an ordinary injunction when all NCC had done was engage in the peaceful exercise of its Charter right of Freedom of Expression. The Appeal Court also referred to the NunatuKavut defense of its aboriginal and treaty rights as a valid basis for their protests.

"NCC has been completely vindicated, a second time, by the Court of Appeal", says Russell. "We have been asking for a process of dialogue, discussion and negotiations for decades, only to be continually denied."

The NunatuKavut Inuit, the last Inuit group in Canada with an outstanding land claim, won a major case in 2007 when the Appeal Court of Newfoundland and Labrador upheld that the people represented by NCC have a very strong and credible claim and was held as the modern manifestation of the historic Inuit of south and central Labrador.

"We continue to ask, 'What are they waiting for?'" says Russell. "We have now won twice at the most senior court in this province, and both times on the basis of our people having a land claim that the courts regard as serious. It is time for St. John's, or Ottawa to sit down and negotiate."

- 30 -

For Information: Tara Howse, Executive Assistant to the President, NCC
Tel: 709-896-0592 ext. 225, Cell: 709-899-2831
Email: thowse@nunatukavut.ca
NCC Website: www.nunatukavut.ca

To view the Court of Appeal decision, click here.

Media

Press Releases Media Contact Fact Sheets

Press Releases

Press Releases 2013 Press Releases 2014 Press Releases 2015 Press Releases 2016 Press Releases 2017

Media -> Press Releases -> NunatuKavut Wins, NL's Highest Court Throws out Injunction

CIMFP Exhibit P-02078