

MATRIMONIAL PROPERTY LAW

Provides basic rights and protection on reserve

- During relationship
- In event of relationship breakdown
- On the death of a spouse or common law partner regarding family home and other interest

Rights and protection provided by the Act

- Similar to Off Reserve
- Accessible through courts

Things to Think About

- How does the law reflect PIB traditional values and culture
- What would those be and how could we reflect them in this law
- Will this law cover family violence issues? How?
- Who is considered a spouse?
- What happens when both spouses or common law partners are band members?
- What happens when only one spouse or common law partner is a Band Member
- How is Common Law Defined? 2/3/4/5 years?
- What happens when the family home is owned by the Band?
- What happens when the family home is rent to own by title is held by the Band?
- Does it make a difference if the marriage is legal under federally regulated or traditionally married or common law?
- What about property that has been leased?
- What happens you own property and assets off reserve?
- What if there are band member children?
- Do the children have any rights to property or assets