



**INTERNATIONAL INDIAN TREATY COUNCIL  
42<sup>th</sup> ANNIVERSARY CONFERENCE  
SEPTEMBER 9-11, 2016  
PU'UHONUA VILLAGE, WAIMANALO, OAHU HAWAII**

**Resolution in support of the Lakota, Dakota and Nakota Nations at the Standing  
Rock Sioux Reservation**

Indigenous representatives, delegates and sovereign Nations from the North, Central, and South America, the Arctic, Caribbean and the Pacific, gathered at Pu'uhonua Village, Nation of Hawaii in Waimanalo, Oahu for the Indigenous Peoples Food Sovereignty Conference on Taro, September 7 – 8, 2016, and the 42<sup>nd</sup> Anniversary International Indian Treaty Council Conference, September 9 – 11, 2016, adopt the following resolution by consensus:

*Recognizing* that Water is Life ***Mni Soce***;

*Reaffirming that* Indigenous Peoples have inherent rights and jurisdiction over their traditional lands, territories and resources, including the sacred water, and those rights are not granted to them by States, but come from the Creator;

*Bearing in mind that* the collective rights of Indigenous Peoples and the international character of treaties are now enshrined in international law, including the United Nations Declaration on the Rights of Indigenous Peoples (“UN Declaration”) and other normative instruments;

*Recognizing* the proposed path of the Dakota Access Pipeline is located on territory legally belonging to the Lakota and Dakota Peoples under the Ft. Laramie Treaty concluded with the United States of America (USA) in 1868 and such pipeline development is being carried out without their free prior and informed consent and in direct contradiction to the clearly expressed wishes of the Lakota, Dakota and Nakota Peoples;

*Recalling* UN Declaration Articles 3 on Self-Determination, Article 37 on Treaties, Article 19 on Free, Prior and Informed Consent, Article 18 on the right to participate in decision making, Article 26 on the right to lands, territories and resources & Article 32 regarding the right to determine development and state obligations regarding free, prior and informed consent with regard to resource exploitation;

*Recalling* that Article 30 states that “military activities shall not take place in the lands or territories of indigenous peoples, unless justified by a relevant public interest or otherwise freely agreed with or requested by the Indigenous Peoples concerned.”

*Recalling* that Article 30 requires that the United States of America “shall undertake effective consultations with the indigenous peoples concerned, through appropriate procedures and in particular through their representative institutions, prior to using their lands or territories for military activities.”

*Reaffirming* the vital importance in this regard of implementing Article 36 of the UN Declaration, which states that “Indigenous peoples, in particular those divided by international borders, have the right to maintain and develop contacts, relations and cooperation, including activities for spiritual, cultural, political, economic and social purposes, with their own members as well as other peoples across borders.”

*Emphasizing* that, the United States of America cannot, in particular in light of their full endorsement of the UN Declaration and other human rights instruments, passively allow private sector militarization of Indigenous lands;

*Acknowledging* and supporting the human, Treaty and environmental rights defenders taking a stand on Indigenous lands on Mother Earth and condemning the criminalization of protectors of Mother Earth;

*Underlining our concern* for the potential escalation by the government and industry to disband the encampment and the peaceful protectors who are resisting the construction of an oil pipeline by the United States of America Army Corps of Engineers and Dakota Access LLC;

*Expressing our strong support* for the Lakota, Dakota and Nakota Nations for protecting homelands, lands and waters that the construction of the Dakota Access Pipeline threatens;

*Noting with appreciation* the encampment and supporters who traveled to the Standing Rock Sioux reservation to protect the lands and waters against the Dakota Access Pipeline.

*Acting in solidarity with the Lakota, Dakota and Nakota Nations,*

*Condemn* the government of the United States of America for not obtaining the free, prior and informed consent from the Indigenous Nations and not resolving the dispute between the private sector and the Indigenous Peoples who are protecting the lands and waters as custodians of Mother Earth;

*Condemn* the deployment of the national guard, attacks by private security forces of Dakota Access LLC, including the use of attack dogs and pepper spray, which have been used against the peaceful protectors with impunity;

*Condemn* the willful, criminal and immoral destruction of sacred sites and burial sites by Dakota Access LLC on September 3, 2016.

*Finally demand* the United States of America Army Corps of Engineers and Dakota Access LLC to cease and desist construction of the Dakota Access Pipeline on the sovereign territories of the Lakota, Dakota and Nakota Nations.

***Adopted by consensus on September 8<sup>th</sup> and September 11<sup>th</sup>, 2016  
Waimanalo, Oahu, Hawaii***