

## ARTICLE 21

### ETHNOGRAPHIC RESOURCES AND ARCHIVAL RECORDS

#### PART 21.1: DEFINITIONS AND INTERPRETATION

21.1.1 In this section:

*“archival records”* means records of historical value that are created and/or held or both by the Government. It includes any correspondence, memorandum, book, plan, map, drawing, diagram, pictorial or graphic work, photograph, film, microform, sound recording, videotape, machine readable record, and any other documentary material, regardless of physical form or characteristics, and any copy thereof;

*“ethnographic agency”* means an organization within Government mandated to conduct ethnographic research and/or preserve ethnographic resources and archival records;

*“ethnographic resource”* means any object that was made, used or modified by people, including for greater certainty any photograph, recording or cultural account made, collected or documented for the interpretation and study of human culture.

21.1.2 Nothing in this Article shall be interpreted so as to conflict with Article 20.

#### PART 21.2: USE OF ETHNOGRAPHIC RESOURCES

21.2.1 Where the MDO requests the loan of any ethnographic resource originating in or relating to the NMR and in the possession of any federal or territorial government ethnographic agency, including the Canadian Museum of Civilization and Parks Canada Agency, or territorial government agency, such request shall not be refused unless:

- (a) the MDO is unable to maintain the ethnographic resource without risk of damage or destruction, including provision for climate control and security;
- (b) the MDO is unable to provide access to the ethnographic resource commensurate with scientific or public interest;
- (c) the agency is unable to lend the ethnographic resource because of a term or condition of its original acquisition from a non-governmental source;
- (d) the Canadian Museum of Civilization, Parks Canada Agency, or a territorial government agency requires the ethnographic resource,
  - (i) for its own active display or research, or
  - (ii) on account of the unique characteristics of the ethnographic resource;

- (e) the condition of the ethnographic resource prohibits its movement; or
  - (f) the ethnographic resource has previously been lent to, and is in the possession of, a party other than the federal or territorial government agency.
- 21.2.2 Where the agency referred to in section 21.2.1 complies with a request by the MDO, the agency may attach any terms and conditions consistent with professional and institutional practice, including terms or conditions dealing with duration or termination of the loan.
- 21.2.3 If the MDO requests a loan under section 21.2.1 but the material is subject to an existing, legally binding loan commitment, the MDO shall have priority over others to obtain possession of the material once that commitment has been fulfilled.
- 21.2.4 Where the ethnographic agency is party to an agreement which governs the use and disposition of ethnographic resources deposited with the agency, that agreement will be respected.

### **PART 21.3: USE OF ARCHIVAL RECORDS**

- 21.3.1 Where the MDO requests the loan of original archival records relating to the NMR for display or exhibit, or copies of such archival records for research or study purposes, from the Library and Archives Canada or any territorial government archival agency, such request shall be treated on at least as favourable a basis as similar requests from any other institutions. Unless otherwise agreed, such requests shall comply with laws of general application, policies and procedures.

### **PART 21.4: PLACE NAMES**

- 21.4.1 The Nunavik Inuit have traditionally referred to various locations, geographic features and landmarks in the NMR by their traditional Nunavik Inuit place names. The official names of such places shall be reviewed by the MDO and may be changed to traditional Nunavik Inuit place names in accordance with the process described in section 21.4.2.
- 21.4.2 The process for review of place names within the NMR shall be, pursuant to the Government of Nunavut's geographical names policy dated November 2004, subject to the requirement that the MDO be consulted on any place name decisions in the NMR.