

# KAHNAWÁ:KE PEACEKEEPERS LAW

## SCHEDULE A

### CODE OF PROFESSIONAL CONDUCT OF THE KAHNAWÁ:KE PEACEKEEPERS

Duties and standards of conduct of a Kahnawá:ke Peacekeeper:

1. A Peacekeeper must enforce the law in a manner that promotes the confidence and consideration that his duties require.
2. A Peacekeeper must not:
  - a) use obscene, blasphemous or abusive language;
  - b) fail or refuse to produce official identification when any person asks him to do so;
  - c) fail to carry the prescribed identification in his direct relations with the public;
  - d) commit acts or use injurious language based on race, color, sex, sexual orientation, religion, political convictions, language, age, social condition, civil status, pregnancy, ethnic or national original, a handicap or a means to compensate for a handicap;
  - e) be disrespectful or impolite towards any person.
2. A Peacekeeper must avoid any form of abuse of authority in his relations with the public.
3. A Peacekeeper must not:
  - a) use greater force than is necessary to accomplish what is required or permitted;
  - b) make threats, intimidate or harass;
  - c) knowingly bring a charge against any person without grounds;
  - d) abuse his authority in order to obtain a statement;
  - e) detain any person who is not under arrest, in order to interrogate him.

4. A Peacekeeper must respect the authority of Kahnawá:ke Mohawk Law and of the Court of Kahnawá:ke and must cooperate in the administration of justice as it pertains to Kahnawá:ke or other designated territory.
5. A Peacekeeper must not:
  - a) prevent or contribute to preventing justice from taking its course;
  - b) conceal or fail to pass on evidence or information in order to benefit or harm any person.
6. A Peacekeeper must perform his duties with integrity.
7. A Peacekeeper must not:
  - a) maliciously damage or destroy property belonging to any person;
  - b) illegally dispose of property belonging to any person;
  - c) knowingly file a false or inaccurate report or recommendation concerning any person.
8. A Peacekeeper must perform his duties impartially and must avoid putting himself in a conflict of interest situation liable to compromise his impartiality or to adversely affect his judgment or fairness.
9. A Peacekeeper must not:
  - a) directly or indirectly solicit, accept or demand from any person a gift, a reward, a commission, a kickback, a discount, a loan, repayment of a debt, a favor or any other advantage or consideration liable to compromise his impartiality, judgment or fairness;
  - b) pay, offer to pay, gift, or offer a gift, a reward, a commission, a kickback, a discount, a loan, repayment of a debt, a favor or any other advantage or consideration liable to compromise his impartiality, judgment or fairness;
  - c) recommend the services of a particular attorney to any person, especially an accused person, with whom he has been in contact in the performance of his duties;
  - d) put himself in conflict of interest in soliciting or collecting money from the public through the sale of advertising or tickets, or

otherwise for the benefit of a person, an organization or an association.

10. A Peacekeeper must respect the rights of any person in his custody and avoid any favoritism towards that person.
11. A Peacekeeper must not:
  - a) provide to a person in his custody alcoholic drinks, drugs, hallucinogens, narcotic or anesthetic preparations or any other substance liable to cause drunkenness, weakness, impairment of faculties or unconsciousness, unless that person has a medical prescription;
  - b) be negligent or lack concern regarding the health or safety of a person in his custody;
  - c) obtain or attempt to obtain an undue advantage for a person in his custody;
  - d) except where necessary, search a person of the opposite sex, be present during the searching of such a person or have a person in his custody searched by a person of the opposite sex;
  - e) interfere in communications between a person in his custody and that person's attorney;
  - f) use greater force than necessary on a person in his custody;
  - g) permit the incarceration of a minor with an adult or of a female person with a male person, except in cases provided for by law.
12. A Peacekeeper must use judgment and exercise care in using a weapon or any other piece of equipment.
13. A Peacekeeper must not:
  - a) show, handle or point a weapon without justification;
  - b) fail to take the necessary measures to prevent the use of a weapon by anyone other than a police officer.
14. Where he discovers or is informed of the potential commission of an act that is contrary to this Code, the Chief Peacekeeper must notify in writing the citizen concerned of the rights granted by the Kahnawá:ke Peacekeepers Law and must send a copy of that written notification to the Kahnawá:ke Peacekeepers Ethics Committee.

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**SCHEDULE B**

**SWEARING-IN**

The Chief of the Kahnawá:ke Peacekeepers takes the oaths or makes the solemn declarations reproduced below before the Kahnawá:ke community, in a public ceremony, and the other members of the Kahnawá:ke Peacekeepers police force before the chief of the Kahnawá:ke Peacekeepers.

**KAHNAWÁ:KE PEACEKEEPERS OATH**

I \_\_\_\_\_ do solemnly declare to uphold justice and enforce Law and order, peace and security in accordance with Mohawk Laws, and that I will be loyal and bear true allegiance to the constituted authority in the Mohawk Territory of Kahnawá:ke. I further declare that I will faithfully and honestly fulfill the duties entrusted upon me by the people of Kahnawá:ke as a Mohawk Peacekeeper, that I will not disclose or make known any information that comes to my knowledge in the course of my duties without being authorized to do so, and that I will not accept any money or consideration whatsoever for what I have done or may do in carrying out my duties aside from my wages and allowances.

Do you swear to uphold the Laws of the people of Kahnawá:ke?

***I DO***

Do you swear to protect the lands and territories of the Mohawks of Kahnawá:ke?

***I DO***

Do you swear to use firearms only when absolutely necessary in protection of human life?

***I DO***

*SWORN AND SUBSCRIBED BEFORE THE MOHAWK PEOPLE IN A PUBLIC CEREMONY AT KAHNAWÁ:KE THIS \_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_.*