

Superintendent, James Bay Agency

Chief, Reserves and Trusts

Annuity Paylists

44/28-3 (T.5)

March 22, 1960.

We have to bring to your attention the fact that an overpayment of Treaty⁹ and Annuities has been made to Alan George Cheechoo No. 378 Moose Factory Band for the year 1959 for himself, wife and six children, including Mark John Andrew No. 326. This overpayment should if possible be collected and remitted to Ottawa.

It would appear that your Agency staff may not be familiar with the action that must be taken, in so far as annuity payments and enfranchisements are concerned. Would you therefore bring the following points to their attention.

When an application for enfranchisement has been forwarded to Ottawa payment of annuities on behalf of the individual and his family should be withheld until notification has been received that the application has been approved. This notification will indicate the date on which the enfranchisement became effective. Any payments to which the individual was entitled for the period between the submission of the application and the effective date of the enfranchisement may then be paid.

This procedure avoids the possibility of an overpayment being made as was done in the case of Alan Cheechoo, whose application was submitted to Ottawa in August, 1958, and who was paid annuities for the year 1959 before you were notified that the effective date of his enfranchisement was May 13, 1959.

The case of Indian women who marry non-Indians is different in that she loses her Indian status, and her Band Membership, on the day of her marriage, and so is not entitled to any further payments of annuity.

Indian Affairs. (RG 10, Volume 6891, file 486/28-3 pt. 19)

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