

"[R]esearch, is probably one of the dirtiest words in the indigenous world's vocabulary. When mentioned in many indigenous contexts, it stirs up silence, it conjures up bad memories, it raises a smile that is knowing and distrustful."

> -Linda Tuhiwai Smith Decolonizing Methodologies

#### Penobscot Heritage Preservation & Protection Committee

-Created in the late 1990's by a group of volunteers

- 1. Developed Rules for Research, Publications, Recordings and other Media.
- 2. Developed Policies, Procedures and a Project Request form.

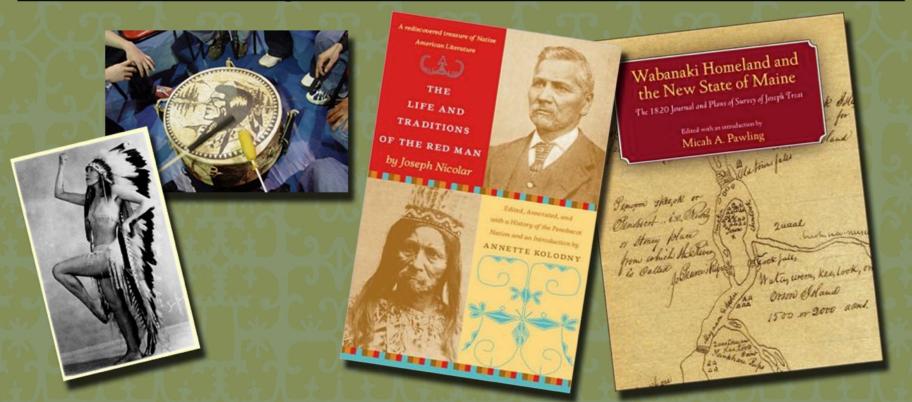
"The Penobscot people have promulgated and passed these rules to protect their rights to privacy and to Penobscot intellectual resources. Due to continued abuse, misrepresentation and exploitation of the rights of our people, it is necessary that guidelines be established and strictly followed so as to protect the rights of the present and future seven generations of the Penobscot people."

~Penobscot Heritage Preservation & Protection Committee

### Cultural & Historic Preservation Committee

~Formed in the Fall of 2002 to be advisory to the Cultural & Historic Preservation Department

-Took over research review duties from the Penobscot Heritage Preservation & Protection Committee



#### Role of Tribal Historian

- -Tribal Historian Job Description:
- Assist in the development of a research review protocols and policies.
- Assist in the development of a cultural misappropriations protocol.
- Coordinate activities necessary to review research projects by non-tribal members.

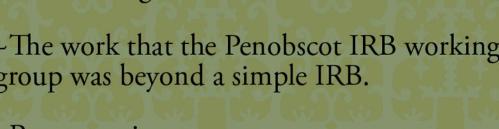


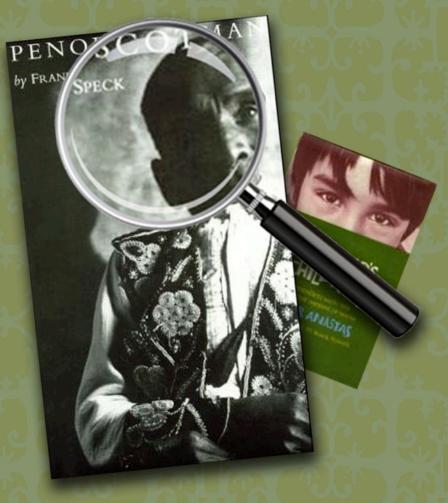


In 2011 implemented
Penobscot Nation IRB
(Institutionalized Review Board)

#### Penobscot IRB

- -Introduced in 2011 and approved via Council Action Request.
- -Representative from tribal departments, and other relevant organizations.
- ~Two-year training and development process around IRB.
- -Met with UMaine IRB, and will work closely with them in future.
- -Bill Freeman, and expert on developing IRBs in Indigenous Communities.
- -The work that the Penobscot IRB working group was beyond a simple IRB.





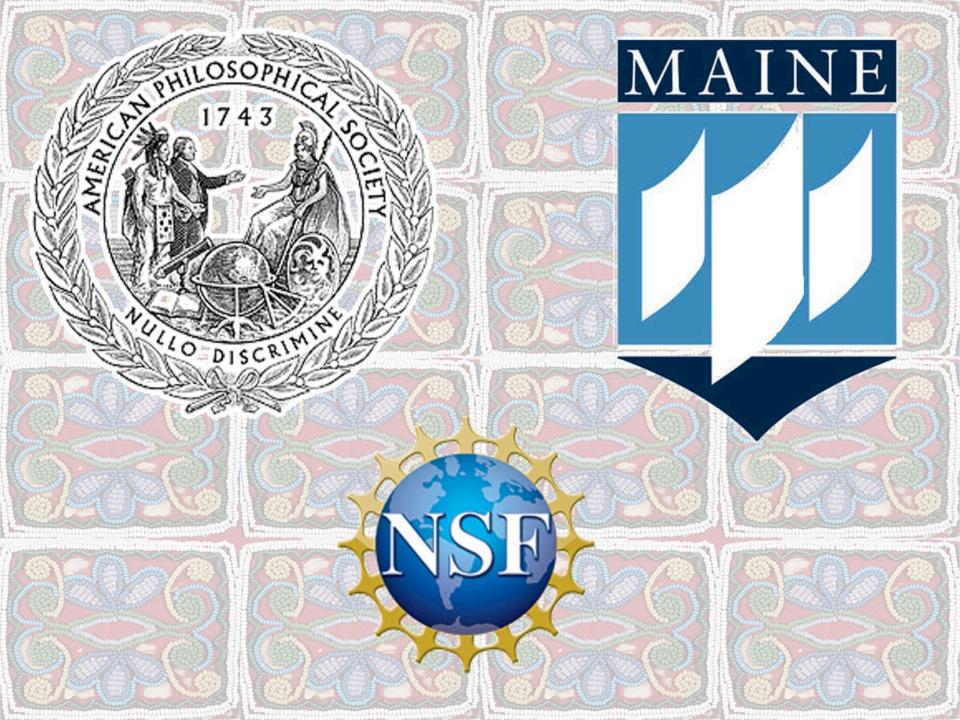
-Restructuring

#### Language Issue

In 2012 Cultural and Historic Preservation Department applied for an ANA language preservation and maintenance grant.

"Recovering Our Voices" Language Immersion Project









Objective 1: "Electronic Immersion" Capacity Building (years 1,2,3)

Objective 2: "Bringing Penobscot to the Ear (years 1,2,3)

Objective 3: "Protecting our Voice" (years 1,2)

## "Protecting our Voice"

the Penobscot Nation will have researched and developed the legal and policy framework needed to protect our sovereign intellectual property rights to our language.

Create Intellectual Property Rights sub committee.

Research Intellectual property issues pertaining to indigenous languages

Draft intellectual property policy statement covering Penobscot language and associated products.

A memorandum of agreement between Penobscot Nation and University of Maine was drafted, governing ownership of, access to, and publication of Penobscot Language dictionary and pedagogical materials related to Penobscot language instruction.

A memorandum of agreement between Penobscot Nation and American Philosophical Society was drafted, governing ownership of, access to, and publication of all Penobscot materials in their collection.



In

# **IPinCH**

#### **Intellectual Property Issues in Cultural Heritage:**

Theory, Practice, Policy, Ethics

s and a Stone Bo

onth: Fo

**Developing Policies and Protocols** for the Culturally Sensitive Intellectual Properties of the Penobscot Nation of Maine

(An Intellectual Property Issues in Cultural Heritage Community-Based Initiative)

**Final Report Bonnie Newsom** with contributions from the Penobscot Nation Intellectual Property Working Group

> Dr. H. Martin Wobst, Principal Investigator Department of Anthropology University of Massachusetts Amherst, MA 01003

and Julie Woods

April 2014











## Penobscot Tribal Rights and Resources Protection Board (PTRRPB)

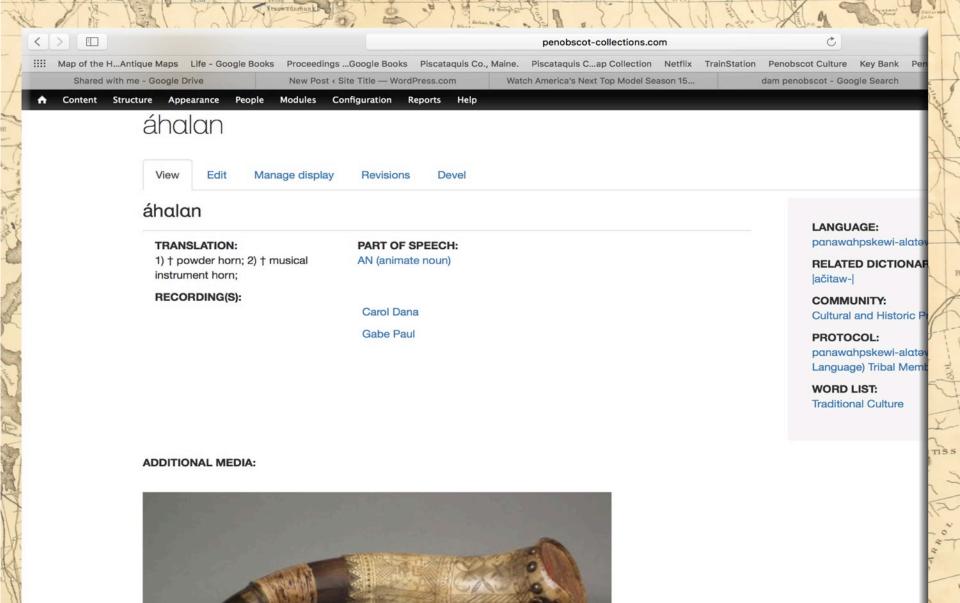
S Institutional Review Board

S Intellectual Property Committee

**S** Education Committee



Penobscot Collections



CUILFORD

ORNEVILLE

Man I

LOWELL

ELE

H L

TV

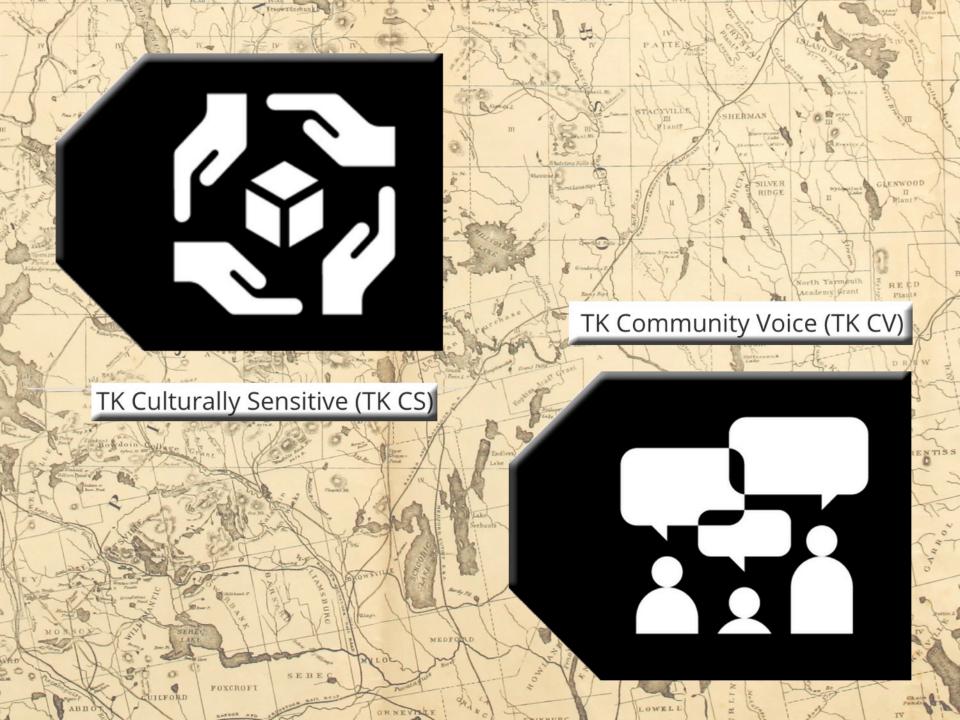
# Local Context and the Traditional Knowledge Labels



Penobscot Traditional Knowledge Labels

Integrate into institutions: Abbe Museum

**©** Continued Assistance on IP issues



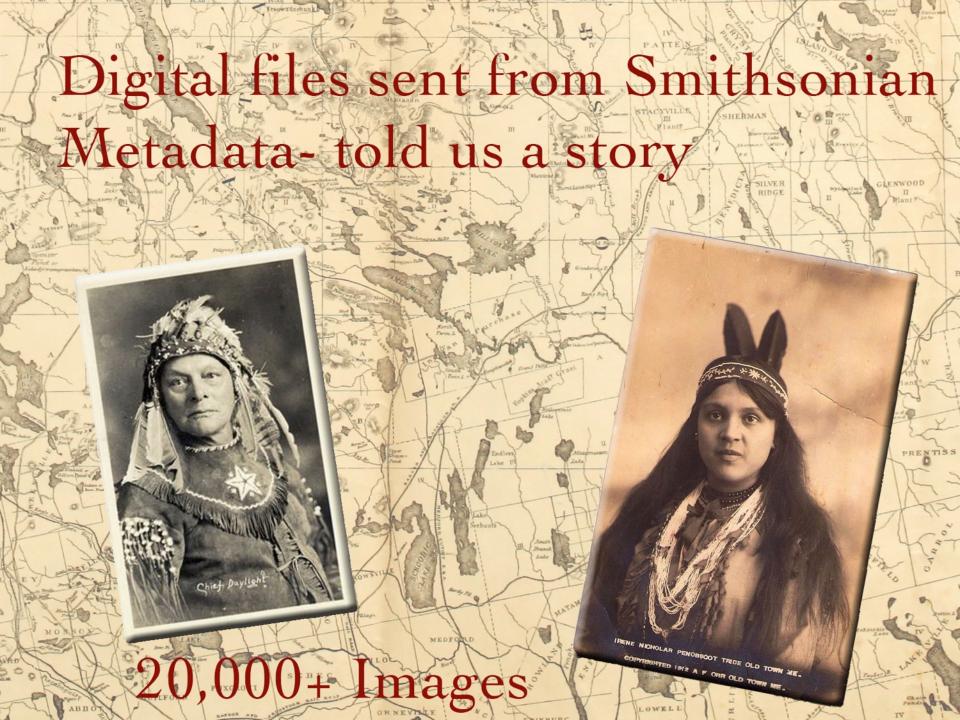
Indian Reservation and Ferry, Old Town, Maine

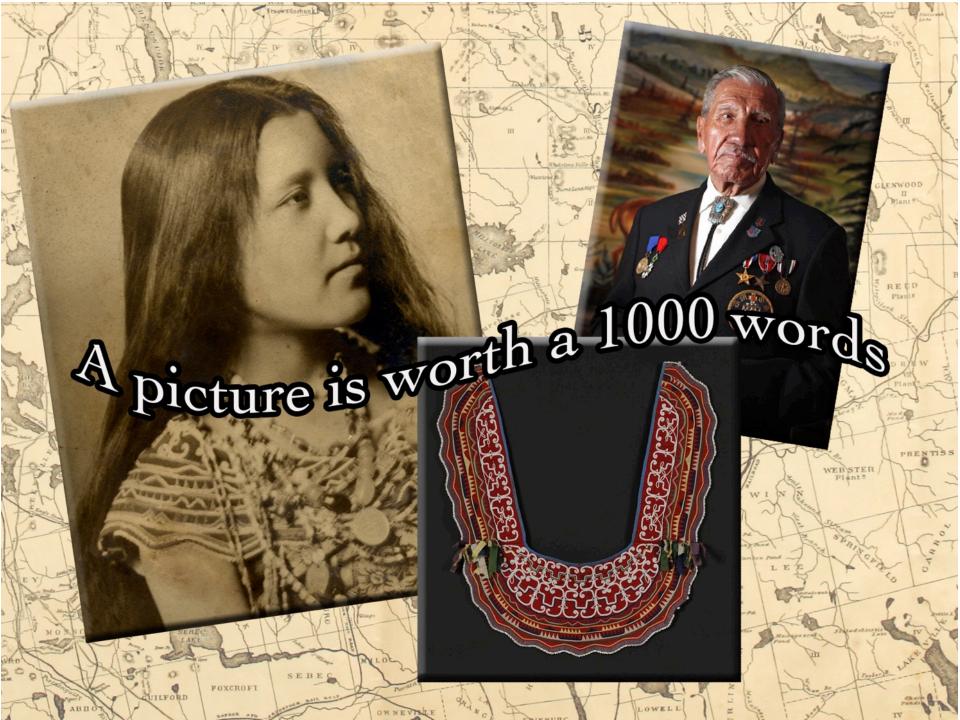




Abbe Museum





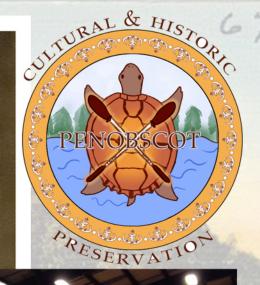
















Chief's Regalia
Project

