

San Carlos Apache
Elder's Cultural Advisory Council

Procedures for Research Activity and Recording

General Policy:

The San Carlos Apache people wish to establish protections for their traditional culture. To this end it is necessary to establish guidelines pertaining to outside researchers and individuals wishing to do work associated with what the Tribe considers to be highly sensitive religious or spiritual practices.

The San Carlos Apache Tribe will be consulted by all those wishing to carry out projects and activities pertaining to San Carlos Apache culture and materials, such as archival and written, dealing with traditional culture. These projects and activities must obtain Tribal approval before they can be initiated.

Definitions:

San Carlos Apache Tribe includes Tribal individuals, families, clans, communities, Tribal government, traditional leaders, and the people as a whole. In this document, "Tribe" refers to that part of the Tribal government that is dealing with the applicant in regards to the submitted proposal.

Projects and activities include, but are not limited to, recordings (audio, visual, and transcription recordings by mechanical or manual means) of Apache culture, and interpretations of Apache culture.

Research topics include, but are not limited to: anthropology, ethnography, ethnology, history, medicine, linguistics, ethnobiology, agronomy, archaeology, religion, astronomy, and geology.

Procedures:

All non-Tribal parties wishing to carry out research, projects, and activities pertaining to Apache traditional culture must submit a proposal to the Tribal Council and the San Carlos Apache Elder's Cultural Advisory Council that will include the following:

1) A statement of the intent or goal of the project or activity, and a detailed description of the project or activity.

This description should include the type of information that the project deals with; working procedures, activities,

and principles guiding the project; a specific project time-frame; a detailed budget and source(s) of funding; project personnel backgrounds and qualifications; end-products and anticipated results; and plans for publication or other commercialization of the products.

2) A statement pledging that the project personnel or researcher will comply with all current ethical standards of their stated profession.

3) A description of how the project will directly benefit the Tribe, and how the project will benefit the project personnel.

4) A plan for including Tribal members in the project or activity, including employment and training opportunities for Tribal members as part of the project or activity. There should be a demonstrated attempt to locate and include qualified Tribal members as part of the project personnel.

5) An agreement to obtain the fully informed consent of all Tribal members involved in the project or activity, making clear that information obtained from them will be used in the project or activity. This fully informed consent includes obtaining permission from Tribal member participants as to the subsequent use of material obtained from them, and the Tribal member's full and complete understanding of this use.

6) A detailed description of how the Tribal member subjects and consultants will be involved in the project or activity, how they will be compensated, and on what rate (if the compensation is monetary) this compensation is based.

7) A full description of all the recording devices to be used in the project or activity, and the exact setting and context in which these devices will be used.

8) A description of how the Tribe will have an opportunity to review the project or activity results before the final products are published or otherwise used, and how the Tribe may offer input into this material.

9) A description of how the Tribe may obtain copies of the final product, and/or otherwise share and benefit from the project or activity results.

10) A mechanism by which the Tribe and applicant can reach an agreement as to the ownership of the all material associated with the project and final product.

If the project or activity deals specifically with what the Tribe considers "sensitive information," then the applicant must:

11) Sign a "Confidentiality Statement," whereby certain protections may be placed at the Tribe's discretion on material or subjects that the applicant may have access to, and certain protections may be placed on information gathered by the applicant; and

12) Show that the appropriate traditional or religious leaders or authorities have been thoroughly consulted regarding the project or activity by either the applicant or an appropriate Tribal representative.

The Tribe will not be restricted by the applicant's time restraints during the period of the proposal review. The applicant is expected to keep in touch with the Tribe during the period of the project or activity. The Tribe reserves the right to terminate the project if significant deviations from the project or activity are made by the applicant without Tribal consultation and approval.