

Canadian Human
Rights Tribunal



Tribunal canadien
des droits de la personne

Ottawa, Canada K1A 1J4

August 30, 2022

By e-mail

(See Distribution List)

Dear Parties,

**Re: First Nations Child and Family Caring Society et al. v. Attorney General of Canada
Tribunal File: T1340/7008**

The Panel has ruled on the motion from the Federation of Sovereign Indigenous Nations (FSIN) seeking interested party status as follows:

Summary decision with reasons to follow

Order:

THE TRIBUNAL GRANTS the motion of the Federation of Sovereign Indigenous Nations (FSIN) in part;

The Tribunal grants the FSIN a limited interested party status with the following conditions:

The FSIN will only participate in the AFN and Canada's Notice of Motion for Approval of the Final Settlement Agreement dated July 22, 2022 (joint motion) until the hearing of the motion is completed; The FSIN will not participate in mediation, negotiation or other dispute resolution or administrative processes further to this case or after the hearing;

The FSIN will not participate in case management unless specifically directed by this Tribunal;

The FSIN may not request postponements or changes to the pre-established schedule and hearing dates established by the Tribunal and accepted by the other parties;

The FSIN will not be authorized to file evidence and must take the evidentiary record as it is;

The FSIN may not cross-examine the affiants;

The FSIN is allowed to provide written submissions of not more than 20 pages and focused on the Final Settlement Agreement on compensation (Compensation Agreement) and must not repeat the positions of the other parties. If another aspect of a party's position is shared by the FSIN, the FSIN may indicate clearly that it adopts the same position on this aspect. The FSIN will bring a different perspective than the other parties. The FSIN will add to the legal positions of the parties. The FSIN will not participate in other issues that are in front of the Tribunal in this case.

The FSIN will not delay the proceedings and must file its submissions no later than September 9, 2022. Given the short timeframe before the hearing of this issue, any delay will be deemed a renunciation by FSIN to participate in the proceedings;

The FSIN is allowed to make oral submissions if any, only on the dates already set by this Tribunal of September 15-16, 2022 and no longer than 45 minutes. This right to oral arguments can be reduced, limited or denied by this Panel if the written submissions are deemed repetitive of the other parties' submissions and/or not adding to the legal positions of the parties and not bringing a different perspective than that of the other parties. In that case, the Panel will consider the FSIN's written submissions as part of its deliberations alongside the submissions and oral arguments of the other parties.

Should you have any questions, please do not hesitate to contact the Registry Office by e-mail at registry.office@chrt-tcdp.gc.ca by telephone at 613-878-8802 or by fax at 613-995-3484.

Yours truly,

Judy Dubois
Registry Officer

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