

Canadian Human
Rights Tribunal



Tribunal canadien
des droits de la personne

Ottawa, Canada K1A 1J4

May 23, 2025

By Email

(See Distribution List)

Dear Parties:

**Re: First Nations Child and Family Caring Society et al. v. Attorney General of Canada
Tribunal File: T1340/07008**

The Tribunal has reviewed the parties' submissions on the issue of whether the partial joint COO-NAN motion schedule released by this Tribunal on April 8, 2025, should remain or be modified.

As it was previously mentioned The COO and the NAN's Amended Joint Notice of Motion dated May 7, 2025, included the following paragraph:

5. If COO's and NAN's status as interested parties restricts them from filing this motion to partially settle the Complaint as it relates to Ontario as described in paragraph 2, COO and NAN request that the Tribunal make an order granting COO and NAN additional participation rights for the purposes of bringing this motion or whatever relief the Tribunal deems just pursuant to its responsibility under s.48.9(1) of the Canadian Human Rights Act to ensure proceedings are conducted as informally and expeditiously as the requirements of natural justice and the rules of procedure allow.

The Tribunal advised the parties that it viewed this issue as central, and that the Tribunal wished to address it as expeditiously as possible before ruling on all the interested party status requests to participate in this motion.

The Tribunal directed the parties to provide detailed submissions on this issue and the round of submissions is set to be completed on June 18, 2025.

The Tribunal has discretion to determine the process to be followed to deal with the issues before it. The Tribunal does not want to unduly delay the matters; however, for several reasons that will be further explained at a later date, the Tribunal finds it appropriate to answer the important question found at paragraph 5, on a preliminary basis before pursuing with the partial joint motion schedule and determining the related interested parties' motions¹.

Given the upcoming filing deadline of May 30, 2025, in the joint COO-NAN motion, the Tribunal is advising the parties at the earliest occasion and will provide more fulsome reasons in an upcoming ruling.

The Tribunal directs that the OFA partial schedule is now paused until the Tribunal has decided the preliminary questions referred to above in paragraph 5.

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,

Michelle Hannah for Judy Dubois
Registry Officer

¹ *Canada (Canadian Human Rights Commission) v. Canada (Attorney General)*, 2012 FC 445 (CanLII), [2013] 4 FCR 545, at paras. 144 –147.

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