



August 26, 2022

Sent via e-mail

Registry Office

Canadian Human Rights Tribunal
160 Elgin Street, 11th Floor
Ottawa, ON K1A 1J4

Dear Madam Registrar:

Re: *Caring Society et al. v. Attorney General of Canada* | Docket: T1340/7008

We are counsel to the First Nations Child and Family Caring Society (the “**Caring Society**”). I ask that you please bring this correspondence to the attention of the Panel.

Further to the Panel’s direction of August 9, 2022, the Caring Society writes to formally advise that it consents to the motion brought by the Federation of Sovereign Indigenous Nations (“**FSIN**”) for interested party status in relation to the motion brought by the Assembly of First Nations and the Respondent Attorney General seeking various relief for compensation.

The Caring Society is of the view that the FSIN has met the test set out in *Walden et al. v. Attorney General of Canada* (representing the Treasury Board of Canada and Human Resources and Skills Development Canada), 2011 CHRT 19 and further clarified in *Letnes v. Royal Canadian Mounted Police*, 2021 CHRT 10 for interested party status. The FSIN has expertise and an important position about the potential impact on the relief sought. The FSIN has clearly indicated that it will meet the schedule set by the Panel and will not delay the determination of the motion.

Moreover, the Caring Society submits that the participation of the FSIN is critical to the issues raised on this motion, keeping in mind the comments of the Tribunal in 2018 CHRT 4:

[441] Moreover, the AFN, COO and NAN have all expressed that while they are not the rights holders, they are governance bodies not groups who have elected officials mandated by resolutions to represent the interests of their members who are Indigenous Peoples.

[442] Canada already works with the Caring Society, AFN, COO and NAN on a number of important Committees. The NAC is composed of the Caring Society and the AFN.

[443] The Panel encourages Canada in the future to provide evidence to the Tribunal if a province, territory or First Nation resists or acts as a roadblock to Canada's implementation of the Panel's rulings. This will assist the Panel in understanding their views and Canada's efforts to comply with our orders and, will provide context and may refrain us to make orders against Canada. Absent this evidence, the Panel makes orders to eliminate the discrimination in the short term while understanding the importance of the Nation-to-Nation relationship.

In keeping with the above, we are pleased to support the FSIN's involvement in these important proceedings which will impact First Nations children, youth and families in Saskatchewan and across the country.

Yours truly,



Sarah Clarke

cc. David Taylor, Anne Levesque and Alyssa Holland – *Counsel for the First Nations Child and Family Caring Society*

Stuart Wuttke and Adam Williamson
Co-counsel for the complainant Assembly of First Nations

Christine Singh and Jessica Walsh
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