

JULIAN N. FALCONER, B.A., LL.B., LL.D. (Hon.)
ASHA JAMES, B.A., LL.B., J.D.
MEAGHAN T. DANIEL, B.A., LL.B.
AKOSUA MATTHEWS, B.A., MPHIL (OXON), J.D



MOLLY CHURCHILL, B.A., M.S.W., B.C.L., LL.B.
NATALIE POSALA, B.A., J.D.
JEREMY GREENBERG, B.A., M.Sc., J.D.
WILLIAM WABOOSE PERRY, M.A., J.D.

SENT VIA EMAIL Registry.Office@chrt-tcdp.gc.ca; Judy.Dubois@tribunal.gc.ca

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

September 17, 2021

Dear Ms. Dubois:

Re: First Nations Child and Family Caring Society of Canada et al. v. Attorney General of Canada; Tribunal No. 1340/7008 – Update re. Remoteness Work

This brief letter is written on behalf of Nishnawbe Aski Nation (“NAN”) and serves to update the Panel on an important development in the implementation of its orders regarding remoteness costs.

As indicated in my letter submitted May 31, 2021, Canada and NAN entered Phase 3 of the Remoteness Quotient (“RQ”) work earlier this year. To date, Phase 3 has involved collaborative work between experts from each respective party, as well as non-technical meetings between the parties.

I am pleased to report that Terms of Reference for Phase 3 of the RQ work were executed in early August of this year. NAN and Canada agreed following the latest RQ Table meeting that these Terms of Reference should be shared with the Panel and parties. It is my honour to enclose with this letter the executed Terms of Reference for Phase 3 of the RQ Table’s work.

I respectfully propose that a further update on the RQ work be provided in six months’ time. In the meantime, NAN would be happy to respond to any questions the Panel may have regarding the Terms of Reference and Phase 3 work.

Yours very truly,

Julian N. Falconer

Encl. (1) Remoteness Quotient Table Phase 3 Terms of Reference



cc. **Robert Frater, Q.C., Jonathan Tarlton, Patricia MacPhee, Kelly Peck, Max Binnie, and Meg Jones**
Co-counsel for the respondent Attorney General of Canada

David Nahwegahbow, Stuart Wuttke, Julie McGregor, and Adam Williamson
Co-counsel for the complainant Assembly of First Nations

David Taylor, Sarah Clarke, Anne Levesque, Shelby Thomas, and David Wilson
Co-counsel for the complainant First Nations Child and Family Caring Society of Canada

Anshumala Juyal and Jessica Walsh
Co-counsel for the Canadian Human Rights Commission

Maggie Wente and Sinéad Dearman
Co-counsel for the interested party Chiefs of Ontario

Justin Safayeni
Counsel for the interested party Amnesty International

Akosua Matthews and Molly Churchill
Co-counsel for the interested party Nishnawbe Aski Nation

