

FILE NO.: SCT-7005-12
DATE: 20140624

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

BETWEEN:)	
)	
AHOUSAHT FIRST NATION)	
)	Stan Ashcroft, for the Claimant
)	
Claimant)	
)	
– and –)	
)	
HER MAJESTY THE QUEEN IN RIGHT)	
OF CANADA)	
As represented by the Minister of Indian)	Chris Elsner, for the Respondent
Affairs and Northern Development)	
)	
)	
Respondent)	
)	
)	
)	
)	HEARD: June 23, 2014

ENDORSEMENT

Honourable W.L. Whalen

A Case Management Conference (CMC) was held by teleconference on June 23, 2014, at 2:00 P.M., Eastern Time (Ottawa).

[1] The Claimant reported that the elder interview process with related will-says had been delayed because of the ill health of its senior researcher and the death of the spouse of the First Nation contact in the community. The researcher is expected to be working again by the

end of July and to complete the interviews of elders and prepare the related will-says by the end of August, 2014. The Tribunal expressed urgency in completing these interviews before the onset of late fall or winter when weather impairs access to the First Nation community. The elder interviews and preparation of elder will-says are to be completed before the next CMC.

[2] The Claimant reported that it had discovered that the reel-to-reel tape recordings of elders of the First Nation discussed at the last CMC did not relate to the Claimant's members but rather to some other First Nations in relation to a Masters Degree research project unrelated to the present Claim. The Claimant did not intend to produce recordings that had no bearing on this Claim or First Nation. It indicated that it had provided this information to the Respondent. However, the Respondent indicated that it had conducted research that indicated 2 or 3 members of the Claimant First Nation may have been interviewed and tape-recorded, all of which had been reported to Parks Canada. The Respondent is awaiting delivery of the Parks Canada Report and will want to hear the interviews of any members of the Claimant First Nation if it appears from the Report that they were in fact interviewed. This issue will be considered at the next CMC if the Parties have not resolved themselves by that time.

[3] The Claimant indicated that archival document research was complete except for one document that it was awaiting from the Provincial Archaeological Archive. It was also reported that the Claimant's other researcher is in the process of completing a summary of the documents now in the Claimant's possession. The Claimant will produce to the Respondent its summary of documents and copies of the documents in its possession relating to this Claim by the end of July, 2014.

[4] The Respondent indicated that it would consider the need for further document research when it has had the opportunity to review the documents produced by the Claimant. By or before the next CMC the Respondent will indicate to the Claimant its intention to conduct further document research and the anticipated time required for such research.

[5] The question of providing particulars of the treaty or agreement being relied upon by the Claimant in respect of its claim under Section 14(1)(a) of the *Specific Claims Tribunal Act* and the possible need to amend the Declaration of Claim to comply with some other ground of claim will attend the completion of production of documents and will be reviewed at the next CMC.

[6] The next CMC will be held by teleconference on Tuesday, September 23, 2014 at 2:00 P.M., Eastern Time (Ottawa).

W.L. WHALEN

Honourable W.L. Whalen