

SPECIFIC CLAIMS TRIBUNAL	
F I L E D	TRIBUNAL DES REVENDEICATIONS PARTICULIÈRES
July 17, 2014	
Amy Clark	
Ottawa, ON	31

**SPECIFIC CLAIMS TRIBUNAL**

BETWEEN:

HALALT FIRST NATION

Claimant

v.

HER MAJESTY THE QUEEN IN THE RIGHT OF CANADA

As represented by the Minister of Indian Affairs and Northern Development Canada

Respondent

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**RESPONSE TO APPLICATION  
TO AMEND DECLARATION OF CLAIM**  
Pursuant to Rules 33 and 35 of the  
*Specific Claims Tribunal Rules of Practice and Procedure*

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This Response is filed under the provisions of the *Specific Claims Tribunal Act* and the *Specific Claims Tribunal Rules of Practice and Procedure*.

TO: HALALT FIRST NATION  
Attn: Jenny Biem, Counsel  
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**I. Response of Her Majesty the Queen in the Right of Canada (“Canada”) (R. 35)**

1. Canada opposes the application for an Order permitting the Claimant to further amend the Amended Declaration of Claim.

**II. Grounds Relied Upon (R. 35)**

2. Canada opposes the application on the following grounds:
  - a. the proposed amendments are not admissible and outside the jurisdiction of the Tribunal pursuant to section 16(1) of the *Specific Claims Tribunal Act*; and
  - b. the proposed amendments made to paragraph 64 of the Further Amended Declaration of Claim lack sufficient clarity in order for Canada to respond.

**III. Material in Support**

3. Canada relies on the following material:
  - a. the pleadings filed in this proceedings to date;
  - b. Affidavit #1 of Barbara Barber, sworn July 7, 2014;
  - c. the *Specific Claims Tribunal Act*, S.C. 2008, c. 22;
  - d. the *Specific Claims Tribunal Rules of Practice and Procedure*, SOR/2011-119;
  - e. the *Federal Courts Rules*, SOR/98-106; and
  - f. such further and other material as counsel may advise and the Tribunal may permit.

Dated: July 17, 2014



Signature of lawyer for Respondent  
**William F. Pentney**

Deputy Attorney General of Canada

Per: **Judith Hoffman**

Department of Justice

British Columbia Regional Office

For