

FILE NO.: SCT-7006-11
DATE: 20130507

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIERES**

BETWEEN:)	
)	
HUU-AY-AHT FIRST NATION)	
)	John Rich, Nathan Hume and
)	Kate Blomfield, for the Claimant
Claimant)	
)	
- and -)	
)	
HER MAJESTY THE QUEEN IN RIGHT)	
OF CANADA)	
As represented by the Minister of Indian)	
Affairs and Northern Development)	Michael P. Doherty, Susan Dawson and
)	Chris Elsner, for the Respondent
Respondent)	
)	
)	
)	
)	

ORDER

Honourable Patrick Smith

UPON THE REQUEST AND CONSENT of the Parties to sever the hearing in respect of the Claim into two stages so as to conduct the proceedings in an efficient and reasonable manner;

CONSIDERING the requirement in *Specific Claims Tribunal Act*, s.20(1)(c) that compensation awards be based on the principles of compensation applied by the courts;

AND CONSIDERING the powers and principles of the Tribunal under the Specific Claims Tribunal Rules of Practice and Procedure, particularly Rules 2 and 3;

THIS TRIBUNAL ORDERS, by consent, that:

- [1] The hearing of the Claim is severed into two stages as follows:
- [1.1] Stage 1: Shall determine Canada's breach of duty regarding Timber Licence #269 and the equitable valuation of the losses to the Claimant resulting from the breach; and
- [1.2] Stage 2: Shall determine the quantum of any losses to the Claimant found in Stage 1 including present day valuation;
- [2] The hearing of Stage 1 of the Claim will commence on June 18, 2013 for a duration of three days in accordance with the Notice of Hearing issued by the Tribunal dated April 22, 2013; and
- [3] The hearing of Stage 2 of the Claim will take place on dates to be determined.

PATRICK SMITH

Honourable Patrick Smith
Specific Claims Tribunal Canada