
Assembly of First Nations

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Assemblée des Premières Nations

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SPECIAL CHIEFS ASSEMBLY
December 6,7,8, 2022, Ottawa, ON

Resolution no. 32/2022

TITLE: Extension of Day School Claims (McLean Class Action) Application Deadline for 1 year

SUBJECT: Day School Claims

MOVED BY: Kúkpi7 Judy Wilson, Neskonlith Indian Band, BC

SECONDED BY: Chief Roberta Joseph, Trondëk Hwëch'in, YT

DECISION Carried by consensus

WHEREAS:

- A. On March 12, 2019, plaintiffs in the Mclean case announced the Settlement of a nationwide class action lawsuit against Canada brought to compensate survivors for harms they suffered while attending federally operated Indian Day Schools; and:
- B. On August 19, 2019, the Federal Court approved a Canada-wide out-of-court settlement between the government of Canada and Class Members in relation to Canada's establishing and funding of Federal Indian Day Schools and Federal Day Schools and its subsequent control and management of those Day Schools; and
- C. As part of the Approved Settlement of this Class Action, Canada will provide compensation to Eligible Class Members; that is, those students who attended a Federal Indian Day School or Federal Day Schools; and
- D. Class Members can now apply for an extension until January 13, 2023; and
- E. Due to the COVID-19 pandemic and its subsequent waves of infection and the resulting First Nation, provincial and federal Health Orders affecting travel, enacting facility closures, and restricting access to in-office services, claimants have had difficulty completing their applications for compensation, including obtaining government-recognized personal identification.

Certified copy of a resolution adopted on the 8th day of December, 2022 in Ottawa, Ontario

ROSEANNE ARCHIBALD, NATIONAL CHIEF

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THEREFORE, BE IT RESOLVED that the First Nations-in-Assembly:

1. Direct the Assembly of First Nations (AFN) to request an extension for the Day School Claims applications from January 13, 2023, to January 12, 2024, through the Minister of the Crown-Indigenous Relations and Northern Affairs Canada department.

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ROSEANNE ARCHIBALD, NATIONAL CHIEF

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