ANNUAL GENERAL ASSEMBLY
JULY 20, 21 & 22, 2010, WINNIPEG, MB

Resolution no. 06/2010

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| TITLE: | Protecting the Rights of Former Indian Residential Schools Survivors in the Indian Residential Schools Settlement Agreement |
| SUBJECT: | Indian Residential Schools |
| MOVED BY: | Chief Ralph Paul, English River First Nation, SK |
| SECONDED BY: | Chief Mike Starr, Star Blanket Cree Nation, SK |
| DECISION: | Carried by Consensus |

WHEREAS:

A. The Indian Residential Schools Settlement Agreement (IRSSA) is a legally binding agreement approved in nine court jurisdictions that was meant to be a fair, just and comprehensive resolution to the Indian Residential School (IRS) legacy.

B. Implementation of the IRSSA and service standards have not been met.

C. The lack of adequate resolution of reconsideration of Common Experience Payments (CEP), problems with Independent Assessment Process (IAP) applications and hearings, and the higher than anticipated uptake on the compensation components require an adequate response for the protection of IRS students.

D. The lack of an overall communications strategy by the administrators of the IRSSA have left former IRS students without adequate information on the compensation components and has not protected their interests in the process.

E. Only 134 Resolution Health Support Workers, 221 Cultural Support Workers and 1,264 Service Providers have been nationally provided by Health Canada. This level of resources is totally inadequate for former IRS students and families.

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SHAWN A-IN-CHUT ATLEO, NATIONAL CHIEF

F. Health supports are guaranteed in the IRSSA.

G. The Government of Canada provided an extension of the mandate for the Truth & Reconciliation Commission.

THEREFORE BE IT RESOLVED that the Chiefs-in-Assembly:

1. Direct the AFN, as party to the Indian Residential Schools Settlement Agreement (IRSSA) seek a five-year extension to the IRSSA for resolution of the Common Experience Payments (CEP), Independent Assessment Process (IAP) and Commemoration.

2. Request that a meeting occur immediately between the parties to the IRSSA to achieve the following:
    a. audit existing CEP and IAP files to ensure the rights of former Indian Residential School (IRS) students are protected in the compensation components;
    b. seek an extension to the IRSSA to ensure former IRS students' rights to access the CEP and IAP are protected, due to inadequate service standards to-date in implementation of the compensation of the CEP process and the IAP process, delays in recognizing and adding IRS, as well as the delays in appeals at the National Administration Committee.

3. Direct the AFN to advocate for the establishment of an independent Ombudsperson to protect the interests of former IRS students in the compensation components of the IRSSA.

4. Mandate the AFN advocate for adequate form fillers to be provided to the regions for IAP and that the AFN apply by August 31, 2010 to facilitate the final notice of the Independent Assessment Process as required by the IRSSA.

5. That the AFN request Health Canada provide financial resources to the AFN for regional coordinators to develop a national health support strategy for IRS that would eventually have the Resolution Health Support Program, Cultural Support Program and Service Providers handed over to First Nations jurisdiction and control along with the necessary resources for health supports.

6. That a full report and update of this resolution and related activities be provided at the December 2010 Special Chiefs Assembly.

7. Direct the AFN to meet with the Oversight Committee and the National Administration Committee to engage them in discussions with all parties to the Agreement to find solutions to outstanding issues.

8. Direct the AFN to develop, pursue and implement an accountability mechanism for Chiefs, First Nations and Survivors regarding the TRC and national events.

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