

Canadian Human  
Rights Tribunal



Tribunal canadien  
des droits de la personne

**Between:**

**First Nations Child and Family Caring Society of Canada**

**- and -**

**Assembly of First Nations**

**Complainants**

**- and -**

**Canadian Human Rights Commission**

**Commission**

**- and -**

**Attorney General of Canada**

**(Representing the Minister of Indian Affairs and Northern Development Canada)**

**Respondent**

**- and -**

**Chiefs of Ontario**

**- and -**

**Amnesty International**

**Interested Parties**

**Ruling**

**File No.:** 2014 CHRT 12

**Members:** Sophie Marchildon, Réjean Bélanger and Edward P. Lustig

**Date:** March 18, 2014

[1] The Panel has reviewed its July 3, 2013, ruling pertaining to the parties' disclosure obligations. The Panel is of the view that the Ruling is cast in language that is flexible and allows for the disclosure requested by the Caring Society on March 13, 2014, particularly in view of

- (a) the duty of ongoing disclosure as a means for the Tribunal to seek out the truth;  
and
- (b) the narrow nature of the March 13 request.

[2] None of the parties wish for the present proceedings to be unnecessarily prolonged and the Panel has the duty to proceed expeditiously. Counsel for the Caring Society has waived his request *vis à vis* Ms. D'Amico, the Respondent's witness, who is scheduled to present evidence this week. This should obviate any need for an adjournment to allow the Respondent to review the documents requested in relation to Ms. D'Amico's testimony. The parties' right to cross-examination is not restricted in any way by the Panel's Ruling of July 2013.

[3] As for the Respondent's future witnesses, the Panel expects to hear from Respondent Counsel prior to the end of this week regarding any potential additional time needed to comply with the Complainant's request, beyond the dates already scheduled. It should be understood that the Panel does not intend to extend currently scheduled dates unless absolutely necessary.

*Signed by*

Sophie Marchildon  
Administrative Judge

Réjean Bélanger  
Tribunal Member

Edward P. Lustig  
Tribunal Member

Ottawa, Ontario  
March 18, 2014