

28 August 2024

Dear Applicant:

Re: Your request for access to information under Part II of the **Access to Information and Protection of Privacy Act, 2015** [IAR 027 2024:]

On 30 July 2024, the Office of Indigenous Affairs and Reconciliation received your request for access to the following records:

The following briefing material for June 2024: Meeting Note - Meeting with Minister Gary Anandasangaree June 2024.

I am pleased to inform you that a decision has been made by the Deputy Minister for the Office of Indigenous Affairs and Reconciliation to provide access to some of the requested information.

Access to the remaining records, and/or information contained within the records, has been refused in accordance with the following exception(s) to disclosure, as specified in the **Access to Information and Protection of Privacy Act, 2015 (the Act)**:

- s.29(1)(a) The head of a public body may refuse to disclose to an applicant information that would reveal advice, proposals, recommendations, analyses or policy options developed by or for a public body or minister.

- s.30(1)(a) The head of a public body may refuse to disclose to an applicant information that is subject to solicitor and client privilege or litigation privilege of a public body.

- s.34(1)(b) The head of a public body may refuse to disclose information to an applicant if the disclosure could reasonably be expected to reveal information received in confidence from a government, council or organization listed in paragraph (a) or their agencies.

As required by 8(2) of the Act, we have severed information that is unable to be disclosed and have provided you with as much information as possible.

In accordance with your request for a copy of the records, the appropriate copies have been enclosed.

Please be advised that you may ask the Information and Privacy Commissioner to review the processing of your access request, as set out in section 42 of the Act (a copy of this section has been enclosed for your reference). A request to the Commissioner must be made in writing within 15 business days of the date of this letter or within a longer period that may be allowed by the Commissioner.

The address and contact information of the Information and Privacy Commissioner is as follows:

Office of the Information and Privacy Commissioner
2 Canada Drive
P. O. Box 13004, Stn. A
St. John's, NL. A1B 3V8

Telephone: (709) 729-6309
Toll-Free: 1-877-729-6309
Email: commissioner@oipc.nl.ca

You may also appeal directly to the Supreme Court within 15 business days after you receive the decision of the public body, pursuant to section 52 of the Act (a copy of this section has been enclosed for your reference).

If you have any further questions, please contact me by telephone at 709-699-2422 or by email at ATIPP-IAR@gov.nl.ca

Sincerely,

Kayla Burry
ATIPP Coordinator / Senior Analyst

Access or correction complaint

42. (1) A person who makes a request under this Act for access to a record or for correction of personal information may file a complaint with the commissioner respecting a decision, act or failure to act of the head of the public body that relates to the request.

(2) A complaint under subsection (1) shall be filed in writing not later than 15 business days

(a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

(b) after the date the head of the public body is considered to have refused the request under subsection 16 (2).

(3) A third party informed under section 19 of a decision of the head of a public body to grant access to a record or part of a record in response to a request may file a complaint with the commissioner respecting that decision.

(4) A complaint under subsection (3) shall be filed in writing not later than 15 business days after the third party is informed of the decision of the head of the public body.

(5) The commissioner may allow a longer time period for the filing of a complaint under this section.

(6) A person or third party who has appealed directly to the Trial Division under subsection 52 (1) or 53 (1) shall not file a complaint with the commissioner.

(7) The commissioner shall refuse to investigate a complaint where an appeal has been commenced in the Trial Division.

(8) A complaint shall not be filed under this section with respect to

(a) a request that is disregarded under section 21 ;

(b) a decision respecting an extension of time under section 23 ;

(c) a variation of a procedure under section 24 ; or

(d) an estimate of costs or a decision not to waive a cost under section 26 .

(9) The commissioner shall provide a copy of the complaint to the head of the public body concerned.

Direct appeal to Trial Division by an applicant

52. (1) Where an applicant has made a request to a public body for access to a record or correction of personal information and has not filed a complaint with the commissioner under section 42, the applicant may appeal the decision, act or failure to act of the head of the public body that relates to the request directly to the Trial Division.

(2) An appeal shall be commenced under subsection (1) not later than 15 business days

(a) after the applicant is notified of the decision of the head of the public body, or the date of the act or failure to act; or

(b) after the date the head of the public body is considered to have refused the request under subsection 16 (2).

(3) Where an applicant has filed a complaint with the commissioner under section 42 and the commissioner has refused to investigate the complaint, the applicant may commence an appeal in the Trial Division of the decision, act or failure to act of the head of the public body that relates to the request for access to a record or for correction of personal information.

(4) An appeal shall be commenced under subsection (3) not later than 15 business days after the applicant is notified of the commissioner's refusal under subsection 45 (2).

Meeting Note
Office of Indigenous Affairs and Reconciliation (IAR)
Meeting with the Honourable Gary Anandasangaree,
Minister of Crown Indigenous Relations
June 4, 2024, Ottawa, ON

Attendees:

Government of Newfoundland and Labrador

Honourable Lisa Dempster, Minister
Jason Higgins, Deputy Minister
Michelle Watkins, Assistant Deputy Minister

Federal Government:

The Honourable Gary Anandasangaree, Minister
Officials

Purpose of Meeting:

- No formal agenda has been set; however, the parties will discuss issues regarding Indigenous peoples in Newfoundland and Labrador.

Agenda item #1: Miawpukek First Nation

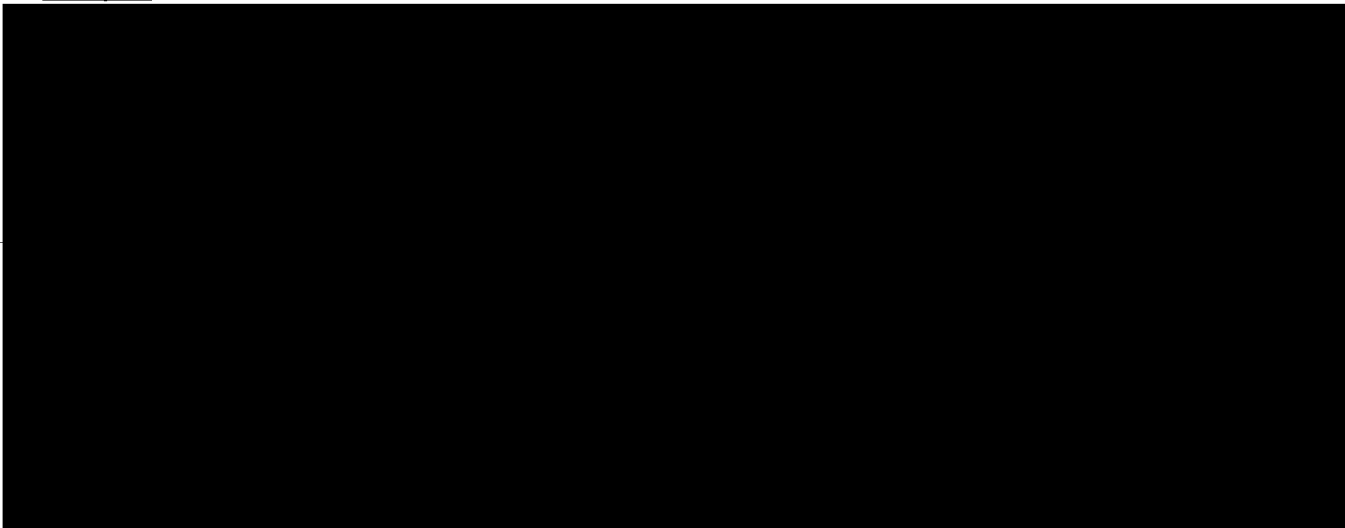
Background

- Miawpukek First Nation (MFN) is a Band under the **Indian Act** and Conne River was established as an **Indian Act** Reserve in 1987.

34(1)(b) •



Analysis



29(1)(a)

Potential Speaking Points

- We enjoy a positive working relationship with MFN and recognize the great work that is happening in their community and fully respect their desire to do more.

29(1)(a), 30(1)(a)

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Agenda item #2: Qalipu First Nation

Background

- Qalipu First Nation (QFN) is a Band under the **Indian Act**. In September 2011, the federal government created QFN as a “landless band”, meaning that QFN members are First Nations, but the Band has no **Indian Act** reserve.
- While status under the **Indian Act** is a matter of exclusive Federal jurisdiction, concerns are often expressed regarding QFN enrollment, particularly involving members of the Federation of Newfoundland Indians (FNI).

Analysis

29(1)(a)

Potential Speaking Points

- We would urge Canada to work to resolve these outstanding concerns with QFN.

Agenda item #3: Innu Nation

Background

- The Governments of Canada and Newfoundland and Labrador are continuing to advance work with Innu Nation towards a Final Land Claims Agreement for the Innu of Labrador.

Potential Speaking Notes

- The Governments of Canada and Newfoundland and Labrador are continuing to advance work with Innu Nation towards a Final Land Claims Agreement for the Innu of Labrador and all parties remain committed to negotiating the Final Agreement expeditiously.

Agenda item #4: NunatuKavut Community Council

Background

- NunatuKavut Community Council (NCC) first filed a statement of claim for land with the Government of Canada in 1991 when it was known as the Labrador Metis Association.
- In 2019, the Government of Canada signed a Memorandum of Understanding with NCC recognizing NCC as an Indigenous collective capable of holding Section 35 rights. NL is not a party to this Table.

Analysis

29(1)(a)

Potential Speaking Points

- The Government of Newfoundland and Labrador urges the Government of Canada to make a decision on the NunatuKavut Community Council's land claim as quickly as possible.

Agenda item # 5: Food Security

Background

- Isolated communities on the North Coast of Labrador have the highest costs of food in the Province. Food and other goods are trucked to suppliers in Happy Valley-Goose Bay and delivered via air or seasonal marine service to these communities.
- The Federal Government's Nutrition North Canada (NNC) program provides year-round funding to retailers/wholesalers in isolated communities to cover the cost of shipping eligible food and goods via air. To be eligible for the NNC program, a community must lack year-round surface transportation. On the North Coast of Labrador, Hopedale, Makkovik, Nain, Natuashish, Postville and Rigolet are the eligible communities under the program.

Analysis

29(1)(a)

Potential Speaking Points

- Food insecurity remain a significant challenge for Indigenous peoples in Newfoundland and Labrador, no more so than in Labrador's northern communities where people are facing difficult circumstances.
- The cost of living generally, and food insecurity specifically, is astounding in northern and isolated Indigenous communities and is having a tremendous negative impact on the well-being of Indigenous people.
- I am advocating that Governments work together to find solutions to these urgent concerns.

Prepared/Approved by: K. Burry/J. Barnes/J. Higgins

Ministerial Approval:

June 2, 2024