

CBA National Aboriginal Law Conference – Sydney, NS – June 2015

“Advancing Economic Development Goals via Litigation” – Daniela Bassan¹

Nova Scotia

Government of Nova Scotia Consultation – News update

<http://novascotia.ca/abor/office/what-we-do/consultation/>

Terms of Reference for a Mi'kmaq-Nova Scotia-Canada Consultation Process

http://novascotia.ca/abor/docs/MK_NS_CAN_Consultation_TOR_Sept2010_English.pdf

Government of Nova Scotia Policy and Guidelines: Consultation with the Mi'kmaq of Nova Scotia

http://novascotia.ca/abor/docs/April%202015_GNS%20Mi'kmaq%20Consultation%20Policy%20and%20Guidelines%20FINAL.pdf

Proponents' Guide: The Role of Proponents in Crown Consultation with the Mi'kmaq of Nova Scotia

<http://novascotia.ca/abor/docs/Proponents%20Guide%20November%202011%20Oecopy.pdf>

Canada – Nova Scotia Memorandum of Understanding on Cooperation regarding Duty to Consult

<http://novascotia.ca/abor/docs/Consultation/NOVASCOTIACANADAMOUFINAL.pdf>

New Brunswick

Government of New Brunswick Duty to Consult Policy – News update

http://www2.gnb.ca/content/gnb/en/departments/aboriginal_affairs/duty_to_consult.html

Government of New Brunswick Duty to Consult Policy

<http://www2.gnb.ca/content/dam/gnb/Departments/aas-saa/pdf/en/DutytoConsultPolicy.pdf>

Prince Edward Island

Prince Edward Island Consultation Agreement – News update

http://www.marketwired.com/printer_friendly?id=1690130

Government of Prince Edward Island Provincial Policy on Consultation with the Mi'kmaq

<http://www.gov.pe.ca/photos/sites/aboriginalaffairs/file/Provincial%20Policy%20on%20Consultation%20with%20the%20Mikmaq%20-%20Revised%20March%203,%202014.pdf>

¹ Daniela Bassan is a Partner at Stewart McKelvey in Halifax, Nova Scotia. Research assistance of Cyndi Murphy, Knowledge Manager, Stewart McKelvey is acknowledged with many thanks.

Final Consultation Agreement

http://www.gov.pe.ca/photos/original/aas_consult.pdf

Frequently Asked Questions on Duty to Consult

<http://www.gov.pe.ca/aboriginalaffairs/dutytoconsult>

Newfoundland and Labrador

Government of Newfoundland and Labrador's Aboriginal Consultation Policy on Land and Resource Development Decisions

http://www.laa.gov.nl.ca/laa/publications/aboriginal_consultation.pdf

Ontario

Duty to Consult Policy – News update

<http://www.ontario.ca/aboriginal/duty-consult-aboriginal-peoples-ontario>

Draft Guidelines for Ministries on Consultation with Aboriginal Peoples Related to Aboriginal Rights and Treaty Rights

<http://www.ontario.ca/document/draft-guidelines-ministries-consultation-aboriginal-peoples-related-aboriginal-rights-and-treaty>

Environmental Assessments: Consulting Aboriginal Communities

<http://www.ontario.ca/government/environmental-assessments-consulting-aboriginal-communities>

Aboriginal Consultation Guide for preparing a Renewable Energy Approval (REA) Application

<http://aer.ca/documents/actregs/JointOperatingProcedures.pdf?0.0907360311247784>

Consultation Process Interim Measures Agreement between the Algonquins of Ontario, Her Majesty in Right of Ontario and Her Majesty the Queen in Right of Canada

<https://www.aadnc-aandc.gc.ca/eng/1100100032101/1100100032102>

British Columbia

British Columbia: Consulting with First Nations – News update

<http://www2.gov.bc.ca/gov/topic.page?id=8CF98F756A984198AFD80AEA0E472F05>

Building Relationships with First Nations

http://www2.gov.bc.ca/gov/DownloadAsset?assetId=C3995CF6FB431B9AE2AE22B0206B32&filename=building_relationships_with_first_nations_english.pdf

Guide to Involving Proponents when Consulting First Nations

http://www2.gov.bc.ca/gov/DownloadAsset?assetId=E7440CDF3C864AA8B63D48EA79D37BA1&filename=involving_proponents_guide_when_consulting_with_first_nations.pdf

Consultation Protocols and Guidelines

Bibliography Reference Sheet

- Updated Procedures for Meeting Legal Obligations when Consulting First Nations
http://www2.gov.bc.ca/gov/DownloadAsset?assetId=9779EDACB673486883560B59BEBE782E&filename=legal_obligations_when_consulting_with_first_nations.pdf
- Guide to Involving Proponents when Consulting First Nations in the Environmental Assessment Process
http://www.eao.gov.bc.ca/pdf/EAO_Proponent_Guide_Dec2013.pdf

Alberta

- Joint Operating Procedures for First Nations Consultation on Energy Resource Activities
<http://aer.ca/documents/actregs/JointOperatingProcedures.pdf?0.0907360311247784>
- Energy Ministerial Order 105/2014 and Environment and Sustainable Resource Development Ministerial Order 53/2014
http://aer.ca/documents/actregs/MO105_2014.pdf?0.8976690041925599
- Alberta's First Nations Consultation Guidelines on Land and Natural Resource Management
http://www.aboriginal.alberta.ca/documents/First_Nations_Consultation_Guidelines_LNRD.pdf?0.7736245944762552
- Guidelines Correction
http://www.aboriginal.alberta.ca/documents/Guidelines_Correction.pdf?0.7470796493228895
- Government of Alberta Proponent Guide to First Nations Consultation Procedures for Land Dispositions
<http://www.aboriginal.alberta.ca/documents/ProponentGuide-FirstNationsConsultation-ProceduresLandDispositions.pdf?0.7379565375833788>
- The Government of Alberta's Policy on Consultation with First Nations on Land and Natural Resource Management, 2013
<http://www.aboriginal.alberta.ca/documents/GoAPolicy-FNConsultation-2013.pdf?0.04578548747805372>

Federal

- Strengthening Partnerships: Consultation Protocols
https://www.aadnc-aandc.gc.ca/DAM/DAM-INTER-HQ-AI/STAGING/texte-text/consultation_protocols_brochure_may2014_1400092325879_eng.pdf