

**SPECIFIC CLAIMS TRIBUNAL
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

Date: 20110810

File no.: SCT-7002-11

MONTREAL, QUEBEC, August 11, 2011

PRESENT: The Honourable Johanne Mainville

BETWEEN:

OSOYOOS INDIAN BAND

Claimant (RESPONDENT)

And

HER MAJESTY THE QUEEN IN THE RIGHT OF CANADA

As represented by the Minister of Aboriginal Affairs and Northern Development Canada

Respondent (APPLICANT)

ORDER

[1] CONSIDERING the Request for Leave to File a Notice of Application and the Notice of Application for the Resolution of a Procedural Issue filed by the Applicant (hereinafter the "Crown");

[2] CONSIDERING that the Respondent (hereinafter the "Band") filed a Declaration of Claim on July 29, 2011;

[3] CONSIDERING that in its Notice of Application for the Resolution of a Procedural Issue the Crown seeks an extension until September 30, 2011 for filing a Response to the Declaration of Claim;

[4] CONSIDERING the Affidavit of Brian McLaughlin no. 1 sworn August 9, 2011 and filed in support of the Notice of Application for the Resolution of a Procedural Issue;

[5] CONSIDERING that the Band has consented to the extension of time sought by the Crown, as appears from the Exhibit A attached to Brian McLaughlin's affidavit;

[6] CONSIDERING that there is no evidence that such extension would unduly delay the resolution of the claim or would cause a prejudice to the Band;

[7] CONSIDERING Rules 2, 3, 4, 29, 30 and 34 of the Specific Claims Tribunal Rules of Practice and Procedure;

THIS TRIBUNAL ORDERS THE FOLLOWING:

GRANTS Leave to file a Notice of Application;

GRANTS the Application for the Resolution of a Procedural Issue and **EXTENDS** the timeframe until September 30, 2011 for filing of the Crown's Response.

JOHANNE MAINVILLE

Johanne Mainville, SCT Member