

FILE NO.: SCT-5001-11

DATE: 20131010

**SPECIFIC CLAIMS TRIBUNAL**  
**TRIBUNAL DES REVENDICATIONS PARTICULIÈRES**

**BETWEEN:** )  
)  
BEARDY’S & OKEMASIS BAND #96 )  
AND #97 ) Ron Maurice and Steve Carey, for the  
) Claimant  
)  
Claimant )  
- and - )  
)  
HER MAJESTY THE QUEEN IN RIGHT )  
OF CANADA ) Lauri Miller and David Smith, for the  
As represented by the Minister of Indian ) Respondent  
Affairs and Northern Development )  
)  
Respondent )  
- and - )  
)  
JAMES SMITH CREE NATION ON )  
BEHALF OF THE CHAKASTAYPASIN )  
BAND OF THE CREE NATION, LITTLE ) Ron Maurice and Steve Carey, for the  
PINE FIRST NATION, LUCKY MAN ) Intervenors  
FIRST NATION, MOOSOMIN FIRST )  
NATION, MOSQUITO GRIZZLY )  
BEAR’S HEAD LEAN MAN FIRST )  
NATION, MUSKEG LAKE CREE )  
NATION, ONE ARROW FIRST )  
NATION, ONION LAKE CREE )  
NATION, POUNDMAKER CREE )  
NATION, RED PHEASANT FIRST )  
NATION, SWEETGRASS CREE )  
NATION, YOUNG CHIPPEWAYAN )  
FIRST NATION, THUNDERCHILD )  
FIRST NATION )  
)  
Intervenors )  
- and - )  
)  
PREMIÈRE NATION DES ) Paul Dionne and David Schulze, for the  
ATIKAMEKW D’OPITICIWAN ) Intervenor  
)  
Intervenor )

## **ORDER**

### **Honourable Harry Slade**

[1] **PURSUANT TO** Rule 45 of the *Specific Claims Tribunal Rules of Practice and Procedure* (the *Rules*), an Application for Leave to Intervene was filed on December 23, 2011 by Claimant's counsel, Mr. Ron Maurice, on behalf of 13 First Nations in Saskatchewan (the '13 First Nations').

[2] On March 22, 2012, a joint proposal was filed, dated March 19, 2012, signed by Claimant's Counsel, who also represents the 13 First Nations, and Respondent's Counsel. The Proposal outlines the agreed upon nature of the participation of the 13 First Nations, pursuant to Rule 45(b) of the *Rules*. The proposal is attached to this order.

[3] The intervening 13 First Nations, by their Counsel, accept the terms of the proposal, as attached.

### **THE TRIBUNAL HEARBY ORDERS that:**

[4] The 13 First Nations identified in the style of cause are now deemed Intervenors in the claim *Beardy's and Okemasis Band # 96 and #97 v Her Majesty the Queen in Right of Canada (as represented by the Minister of Indian Affairs and Northern Development)*, in Tribunal file number SCT-5001-11.

HARRY SLADE

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Honourable Harry Slade  
Specific Claims Tribunal Canada

**Beardy's and Okemasis Band #96 and #97**

v.

**Her Majesty the Queen in Right of Canada,  
as represented by the Minister of Aboriginal Affairs and Northern  
Development Canada**

SPECIFIC CLAIMS TRIBUNAL	
TRIBUNAL DES REVENDICATIONS PARTICULIÈRES	
FILED	March 22, 2012
Guillaume Phaneuf	
Ottawa, ON	17

Rule 45(b) Nature of the 13 Intervenor First Nations' (the "Intervenors")  
Participation in the Proceedings

**Proposal**

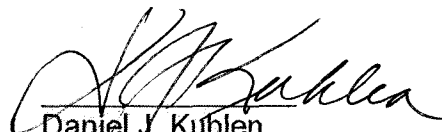
With respect to the application for leave to intervene in this proceeding, the parties jointly propose the following with regard to the nature of the participation of the Intervenors pursuant to Rule 45(b):

Canada consents to the application for leave subject to the following conditions:

- 1) The Intervenors will participate solely as observers in relation to the hearing of the issues surrounding Canada's Application to Strike the specific claim of the Beardy's and Okemasis First Nation. They will not call evidence, or submit any written or oral arguments during this phase of the proceeding;
- 2) This shall be without prejudice to the rights of the Intervenors to participate in a different manner once this phase of the proceeding has been completed; and,
- 3) The parties agree to revisit the matter of the nature of the Intervenors participation in subsequent phases of the proceeding once the issues related to Canada's Application to Strike have been resolved.

Dated at Saskatoon, Saskatchewan this 19<sup>th</sup> day of March, 2012.

  
Ron Maurice  
Counsel for the Claimant

  
Daniel J. Kuhlen  
Counsel for the Respondent