

DEC-06-00 15:51 From: DEPT OF INDIAN & INUIT AFFAIRS

902-861-6341

T-844 P.02/04 Job-480

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DRAFT FOR DISCUSSION ONLY
December 6, 2000

MUSHUAU - CANADA - NEWFOUNDLAND

**PROTOCOL AGREEMENT ON A PROCESS
 TO RESPOND TO THE MUSHUAU COMMUNITY CRISIS**

December 6, 2000

BETWEEN

Mushuau Innu Band Council
 as represented by
 (hereinafter referred to as "Mushuau Innu")

AND

Canada
 as represented by the Departments of Health and Indian & Northern Development
 (hereinafter referred to as "Canada")

AND

The Province of Newfoundland & Labrador
 as represented by the Department of Health & Community Services

WHEREAS:

The Mushuau Innu have asked for assistance in addressing the current crisis in their community;

AND WHEREAS:

The Prime Minister of Canada, the Hon. Jean Chretien, in a November 28, 2000 meeting with Mushuau Innu leadership committed to providing assistance to Mushuau Innu;

AND WHEREAS:

The Premier of the Province of Newfoundland & Labrador, Hon. Beaton Tuck, in a November 28, 2000 meeting with the Innu Nation committed to providing assistance to the Innu of Labrador;

DEC-06-00 15:51 From: DEPT OF INDIAN & INUIT AFFAIRS

002-661-6341

T-944 P.03/04 Job-480

AND WHEREAS:

The Mushuau Innu developed and tabled the "9 Point Long Term Healing Plan" with Canada and Newfoundland;

AND WHEREAS:

It is acknowledged by the Parties that the scope of this Agreement addresses primarily the initial crisis response activities and further that it is not intended to be, and is not, a comprehensive response to the Mushuau Innu long term healing plan nor the 9-Point plan presented to the Prime Minister.

AND WHEREAS:

It is necessary that the parties to this Agreement develop a crisis response to begin the healing process and to address children and families at risk;

NOW THEREFORE THIS AGREEMENT WITNESSES THAT THE PARTIES AGREE AS FOLLOWS:

- 1 The parties will work diligently and in good faith to address the crisis situation facing the Mushuau Innu.
- 2 That no actions with respect to implementation of this Agreement or related subsequent actions pursuant to this Agreement, will take place without Mushuau Innu consent.
- 3 That Innu control throughout all phases of the healing process is a mutual goal.
- 4 The parties acknowledge and accept the Mushuau healing strategy which includes but is not limited to:
 - 4.1 Removal of children from risk situation to a safe & secure facility where detoxification and medical assessments can be undertaken.
 - 4.2 An acute detoxification, medical assessments and mobile treatment program.
 - 4.3 A comprehensive medically supervised Youth Treatment program.
 - 4.4 A family treatment program to reintegrate youth into families.
 - 4.5 Ongoing counselling and treatment through Family Healing and Cultural Centre in Naushih.
- 5 Subject to Section 2, the parties agree that the immediate crisis response will focus on

DEC-06-00 15:51 From: DEPT OF INDIAN & INUIT AFFAIRS

002-661-6341

T-944 P.04/04 Job-490

and deal with, amongst other things, the following issues:

- 5.1 Parental consent for children to be placed in provincial care as evidenced by signature of attached consent form. This consent to be jointly sought by Mushuau Innu staff and Innu approved provincial social service staff.
 - 5.2 Subject to 5.1, the immediate withdrawal of the children from situations of risk to a safe, secure medical facility. The current objective of the parties is to utilize the Charles Hospital in St. John's, Newfoundland as the detoxification and treatment centre.
 - 5.3 A medically supervised detoxification program to be inclusive of medical assessments and medical treatment as required. Staff and management, will include: Mushuau Innu, provincial medical and social services staff, and Mushuau Innu identified specialists.
 - 5.4 A voluntary treatment program inclusive of ongoing medical supervision and appropriate counselling. Staff will include Mushuau Innu, provincial medical and social services staff, and Mushuau Innu identified specialists.
 - 5.5 A mobile adult detoxification and treatment program to be operated by Mushuau Innu staff.
 - 5.6 Planning for a Family Renewal and Treatment Centre at Natuashish.
- 6 It is acknowledged by the Parties, that further to direction by the Prime Minister to the Mushuau Innu leadership, meetings will be convened with appropriate Ministers and the Premier to discuss implementation of the 9-Point plan. Representatives of Canada and Newfoundland agree to ensure that Ministers and the Premier are aware that this Protocol does not address, and is not intended to address, the entire 9-Point plan.
 - 7 Canada agrees to provide funding to Mushuau Innu, in an amount to be determined, to facilitate their involvement in negotiations pursuant to the 9-Point plan including costs associated with the planning meetings held to date.
 - 8 The parties agree that this protocol agreement shall not create or restrict any rights or obligations, by implication or otherwise, of the parties, save and except to participate in good faith negotiations pursuant to the objectives as set out above.

IN WITNESS WHEREOF the parties have executed this agreement the 6th day of December, 2000.