

m. Hennessey

97-04-129

Minister of Health



Ministre de la Santé

Ottawa, Canada K1A 0K9

27 III 1997

The Honourable Lloyd Matthews, M.H.A.
Minister of Health (Responsible for Seniors)
Government of Newfoundland and Labrador
Prince Philip Drive
P.O. Box 8700
St. John's, Newfoundland
A1B 4J6



Dear Minister:

The purpose of this letter is to seek your concurrence to renew the Canada/Newfoundland/Native Peoples of Labrador Health Agreement (CNNPLHA) for the period September 1, 1996 to March 31, 1997.

The CNNPLHA was renewed this fiscal year for a five-month period, that is, from April 1, 1996 to August 31, 1996. This Agreement supplements provincial expenditures on public health nursing, the operation of nursing stations, and other related health care services to the Innu and Inuit in Labrador.

Health Canada is committed to supporting the devolution of health programs and services to the control of First Nations and Inuit communities, including the Labrador Innu and Inuit. To this end, the Labrador Inuit Health Commission, on behalf of the Labrador Inuit Association, negotiated a Health Transfer Agreement effective November 1, 1996. The Sheshatshiu Innu Band Council and the Mushuau Innu Band Council for Davis Inlet have also expressed interest in negotiating Health Transfer Agreements. The Innu and Inuit also want to administrate their public health nursing services, including the services now funded under the CNNPLHA.

I understand that recent discussions between Health Canada and provincial officials, and the Innu and Inuit, have resulted in considerable progress on this issue. Agreement was reached which will see 100% of the costs of public health nursing removed from the

.../2

Canada

- 2 -

Agreement and redirected to the Innu and Inuit. As well, I am advised that Premier Tobin and you have met and that you support the aspirations of the Innu and Inuit.

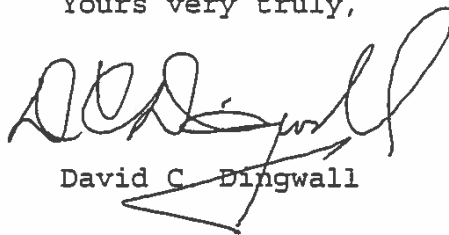
Although we had hoped to begin flowing the funding this fiscal year to the Innu and Inuit, the late date requires us to renew the CNNPLHA for the remainder of the fiscal year for the total amount covering the remaining seven-month period. However, I have been assured that funding for the public health nursing services will be redirected to the Innu and Inuit in 1997-98.

This letter, with your written concurrence, will serve as an interim agreement to cover the remaining funding for the period of September 1, 1996 to March 31, 1997. Under this interim agreement, Canada agrees to make a contribution to the Government of Newfoundland and Labrador of an amount not to exceed \$529,083 for the delivery of services for the period of September 1, 1996 to March 31, 1997.

It is understood and agreed that the terms and conditions of the Agreement dated April 1, 1984, will continue to apply.

If this interim agreement is acceptable, would you and the Premier indicate your concurrence by signing the two copies of the letter where indicated below, and return one copy to my office.

Yours very truly,

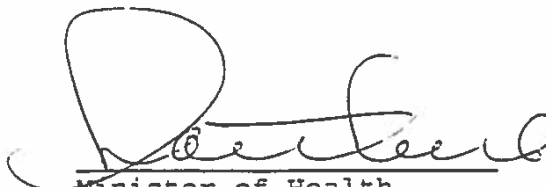


David C. Dingwall

I Concur:



Premier as Minister
Responsible for
Intergovernmental Affairs
or the Secretary to Cabinet
for Intergovernmental Affairs



Minister of Health
Government of
Newfoundland and
Labrador



GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR

Department of Health

April 2, 1997

Mr. Al Garman
Medical Service Branch
Health and Welfare Canada
Park Lane Terrace, Suite 301
5657 Spring Garden Road
Halifax, Nova Scotia
B3J 1V6

Dear Mr. Garman:

RE: Delegation of Public Health Nursing Services to the Innu and Inuit of Labrador

As a follow-up to our discussion of Thursday, March 27, 1997 regarding the above matter, I wish to summarize the points we discussed and confirm our agreement on various issues.

We concurred a formal agreement must be entered into between the Province and the Inuit and Innu of Labrador respectively before either organization is in a position to assume responsibility to directly administer public health nursing services. Since the Province considers public health nursing is an "insured" health benefit, and that jurisdiction for health is a provincial responsibility, the agreement to delegate authority rests with the Province.

Health Labrador Corporation (HLC) and the Labrador Inuit Health Commission (LIHC) have been working to arrive at a satisfactory arrangement to operationalize this transfer of responsibility. The LIHC prepared a draft Memorandum of Understanding which the Department of Health and HLC are currently reviewing. Once an agreement satisfactory to all parties has been reached, it will require approval by the provincial Cabinet. I have advised the LIHC of our position and reaffirmed the Department's commitment to achieving a formal agreement as soon as possible.

With respect to the status of negotiations with the Innu Nation, Mr. Sansford advised that a public health nurse has been recruited by the Innu Nation to commence

2

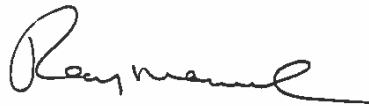
work in Sheshatshiu on April 1, 1997. We were further advised there is no agreement between the Innu Nation and HLC to permit the Innu to directly deliver public health nursing. You agreed to discuss this matter directly with Mr. Peter Penashue.

With respect to the funding provided the Province by Health Canada under the Canada/Newfoundland Native Peoples Health Agreements, you confirmed:

- letters of agreement for the balance of 1996-97 have been prepared and will be sent to the Department of Health shortly;
- funding normally provided the Province for public health nursing services will not flow to the Inuit and Innu for public health nursing until such time as agreements satisfactory to both parties are in place;
- Medical Services is drafting a new Native Peoples Health Agreement.

I trust the above reflects our discussion and agreements. If you note any omissions, or if your interpretation is different on any issue, I would appreciate your comments at your earliest convenience.

Yours sincerely,



ROY MANUEL
Assistant Deputy Minister
Institutions

/bd

c.c. D. Hughes
K. Sansford

3-18



GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR

Department of Health
Office of the Minister

March 12, 1997

Honourable David C. Dingwall
Minister of Health
Ottawa, ON
K1A 0K9


Dear Minister:

Thank you for your letter of February 11, 1997, regarding the transfer of Public Health Nursing Services to the Labrador Inuit Association (LIA) and the Innu Nation.

As you indicate, the next step in the process is the preparation of a renewed Agreement between the province and Health Canada. I understand that your office is now in the process of preparing a letter of agreement for the balance of 1996-97 as well as a renewed agreement for 1997-98. I look forward to receiving those documents in the near future to ensure that the province receives the balance of funding for this fiscal year as well as to confirm our arrangements for 1997-98.

On behalf of the Department of Health and the Government of Newfoundland and Labrador, I wish to express my appreciation to you and your officials for the support we have received from Health Canada in this initiative.

Yours sincerely,


LLOYD G. MATTHEWS
Minister of Health

/jel

Minister of Health



Ministre de la Santé

Ottawa, Canada K1A 0K9

20 Mar 1997

CODE # 97-03-018

C.C. 1. _____ 2. _____

2. _____ 5. _____

3. _____ 6. _____



The Honourable Lloyd Matthews, M.H.A.
Minister of Health
(Responsible for Seniors)
Government of Newfoundland and Labrador
Prince Philip Drive
P.O. Box 8700
St. John's, Newfoundland
A1B 4J6

Dept. of Health

MAR 5 1997

Office of the
Minister

Dear Minister:

Thank you for your letter of October 30, 1996, advising me that the Province agrees to negotiate the transfer of responsibility for the delivery of public health nursing services to the Labrador Inuit Association (LIA) and the Innu Nation.

As indicated in your letter, I also concur that any arrangements would need to be cost neutral for both the federal and provincial governments. This should not be difficult to achieve as the transfer will involve existing public health nursing services only.

My officials will continue to work towards amending the Canada/Newfoundland/Native Peoples of Labrador Health Agreement to enable funding for public health nursing services to flow directly to the Innu and Inuit. As current negotiations are limited to public health nursing services, the balance of the funding will flow to the Province. Once a final agreement has been reached, a letter will be prepared renewing the Health Agreement.

I am pleased that federal and provincial officials are able to work collaboratively to support the Innu and Inuit objective to acquire greater control over the health of their peoples. I look forward to our continued collaboration.

Yours sincerely,

David C. Dingwall



Canada



GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR

**Department of Health
Institutions Branch**

February 27, 1997

Sent Via Fax - 902-426-6764

Mr. Al Garman
Regional Director - Atlantic Region
Indian and Northern Health Services
Health Canada

Dear Mr. Garman:

Re: Native Peoples Health Agreement

As a follow up to our recent discussion regarding the future of the Native Peoples Health Agreement, this is to advise that the Department of Health concurs with the decisions as outlined in the document of December 6, 1996 (attached).

The decisions outlined in this document have been reviewed and supported by officials in Labrador and Aboriginal Affairs, Health Labrador Corporation, and the Department of Health. Therefore, it is the Department of Health's position that these decisions should form the basis of letters of agreement for the balance of the 1996-97 fiscal year as well as the 1997-98 agreement.

I understand that you will arrange to forward a letter of agreement for appropriate signatures for the remainder of 1996-97 so that the Province can receive the balance of funds for the period of September 1, 1996 - March 31, 1997. Perhaps your office could also prepare a draft agreement for 1997-98 reflecting our decisions. We will review the draft document as soon as possible once we receive it and arrange to discuss this with you sometime in March 1997.

- 2 -

On behalf of the Department of Health, the Department of Labrador and Aboriginal Affairs, and the Health Labrador Corporation, I wish to express our appreciation for your cooperation and support in this effort and look forward to our future deliberations.

Yours sincerely,

A handwritten signature in blue ink, appearing to read "Roy Manuel".

ROY MANUEL
Assistant Deputy Minister
Institutions

/jel

cc Mr. D. Hughes
Mr. K. Sansford

*Minister
If you could
have a letter
sent to the
Innu and Inuit
1991-92 - agreed
to the funding
for the year 1997*



GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR

Department of Health
Institutions Branch

*Mr. Munro
Rog.
Please see
re. Innu
Inuit
Feb 19/97*

February 19, 1997

Dr. R. Williams
Deputy Minister

Re: Native Peoples Health Agreement

As you are aware, we have been engaged in ongoing discussions with Health Canada, Labrador and Aboriginal Affairs, and Health Labrador Corporation regarding adjusting the arrangement for the future provision of health services to aboriginal peoples in Labrador.

We have now reached a point where an agreement in principle has been reached to transfer funding and responsibility for the direct delivery of public health nursing services to the Innu and Inuit by April 1, 1997 (letter from Minister dated October 30, 1996, attached).

Recent discussions with D. Hughes, K. Sansford, and A. Garman resulted in agreement on the key points to form the basis of a new letter of agreement between Health Canada and the province for the balance of fiscal year 1996/97 (attached is the record of decisions of December 6, 1996).

The next step is to have those decisions endorsed by the Minister so that Health Canada can draft the new letter of agreement. Health Labrador Corporation have advised the Department of Health that the amount of money to be transferred is \$280,000/annum. This is reflected in our budget plan for 1997/98.

As you are probably aware, the province has not received any adjustment since August 31, 1996, from Health Canada respecting their contribution to aboriginal health. Therefore, we would like to have this matter sorted out before the end of February in order to meet the April 1, 1997, time frame.

- 2 -

I am available to brief yourself and the Minister if requested.

Yours sincerely,



ROY MANUEL
Assistant Deputy Minister
Institutions

/jel

Attachment



GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR

Department of Health
Institutions Branch

January 14, 1997

Sent Via Fax - 902-426-6764

Mr. Al Garman
Regional Director - Atlantic Region
Indian and Northern Health Services
Health Canada

Dear Mr. Garman:

A handwritten signature in dark ink, appearing to be 'AL' or similar, written over the typed name 'Mr. Garman'.

Re: Record of Decisions (Draft 1)

We have reviewed the draft decisions of December 6, 1996, and have the following comments:

Items (as per draft note)

1. Agreed
2. With respect to this item, the Departments of Health and Labrador and Aboriginal Affairs and the Health Labrador Corporation support the component of this decision related to 100% of the direct costs being removed from the agreement. However, we have concern regarding the reference to removal of costs associated with "facility rentals infrastructure/administrative support." We need to clarify HSB's intention here as it could lead to having a cost impact for the board and the province.

We agree with the other points outlined in #2.

3. Agreed, however replace "given" with "delegated"
4. Concur with the first statement. The second statement should be deleted as it may prejudice discussion between Health Labrador Corporation and Inuit and Innu officials.

2

5. We generally concur with this statement; however, it should be rewritten to indicate delegation will be within existing legislation, thus:

"The Department of Health will ask the provincial Department of Justice how authority for public health nursing may be delegated within existing legislation to the LIA."

The remainder of the sentence should be deleted.

6. Agreed
7. Agreed
8. Agreed
9. During the discussions it was tentatively agreed the agreement could be extended beyond 1996/97 by a continuation of the exchange of letters. On reflection, the province would prefer a new federal/provincial agreement which excludes all those items no longer covered by the current agreement and provides a clear statement of those items to which the federal contribution is directed. This should be a five-year agreement, renewable with the concurrence of the parties, subject to revision or termination as a result of self-government negotiations. The new agreement, or a separate agreement, should give expression to the federal government's continuing commitment to fund public health nursing services in the communities of Nain, Hopedale, Makkovik, Postville, Rigolet, Davis Inlet and Sheshatshui.

Yours sincerely,



ROY MANUEL
Assistant Deputy Minister
Institutions

/jel

cc

Mr. D. Hughes
Mr. K. Sansford

REG. DIR. ATLANTIC

ID:9024266764

FEB 10'97

11:11 No.001 P.02

Record of Decisions

Federal/Provincial Bilateral Meeting on the Future of the Canada/Newfoundland/Native Peoples of Labrador Health Agreement (CNNPLHA)

December 6, 1996
St. John's, Newfoundland

Attendance

A. Garman, Health Canada
G. Baikie, Health Canada
R. Manuel, Newfoundland, Department of Health
D. Hughes, Newfoundland, Intergovernmental Affairs
K. Sansford, Health Labrador Corporation

1. As previously agreed, devolution of public health nursing services to Innu and Inuit control will be cost-neutral to the federal and provincial governments.
2. 100% of the direct costs of public health nursing services will be removed from the federal contribution and redirected to the Innu and Inuit. Because of the principle of cost-neutrality, there are other costs associated with the existing services which may also be removed from the CNNPLHA. However, the specifics will need to be negotiated in good faith to both support the Innu and Inuit in running their own services and to minimize any impact on the Health Labrador Corporation as a result of the dis-integration of service delivery. The Province will brief the Minister of Health before finalizing this decision.
3. As 100% of the costs associated with public health nursing services are removed from the agreement, a corresponding 100% of the provincial responsibility for these services will be removed from the Province and delegated to the Innu and Inuit.
4. Actual dollar figures associated with the public health nursing services will be negotiated between the Health Labrador Corporation and the Innu and Inuit.
5. The Department of Health will ask the provincial Department of Justice how authority for public health nursing may be delegated within existing legislation to the Innu and LIA.
6. Health Labrador Corporation will initiate the next meetings with the Innu and Inuit. Part of the negotiations will involve identifying how the Innu and Inuit systems will integrate with the HLC system.

REG. DIR. ATLANTIC

ID:9024266764

FEB 10'97

11:12 No.001 P.03

7. It was generally agreed that an interim agreement flowing funds directly to the Inuit this fiscal year may not be practical as dollar figures still have to be negotiated. Ultimately, however, this will be the subject of discussions between HLC and the Inuit.
8. It was agreed that an exchange of letters would be the preferred route to flow the remainder of the 1996/97 CNNPLHA to the Province. However, extending the agreement beyond 1996/97 would require a new federal/provincial agreement which provides a clear statement of those remaining items to which the federal contribution is directed. Newfoundland would prefer a five year agreement, however, Health Canada's authority only allows for a one year agreement. A clause would be required stating that the agreement does not supersede self-government negotiations. The province of Newfoundland has requested that a formal means be developed acknowledging that with the flow of Public Health Nursing funds going directly to the Innu and Inuit, Newfoundland would no longer be responsible for PHN services in the respective communities. *+ Labrador*



GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR

Department of Health
Office of the Minister

October 30, 1996

Hon. David C. Dingwell, P.C.
Minister of Health
Brooke Claxton Building
16th Floor, Postal Locator: 0916-A
Tunney's Pasture
Ottawa, ON
K1A 0K9

Dear Mr. Dingwell:

Re: Native Peoples Health Agreement

With respect to the current letter of agreement between Health Canada and the Province which covers the period of April 1, 1996, to August 31, 1996, I am pleased to advise that the Province agrees to negotiate the transfer of responsibility for the delivery of public health nursing services to the Labrador Inuit Association (LIA) and Innu Nation.

This agreement follows recent discussions with your officials, officials of the Province, Health Labrador Corporation, and the LIA and Innu Nation. I have advised officials of the LIA and Innu Nation of our decision to proceed with negotiations bearing in mind that any new arrangements will be cost neutral to the Province and will not prejudice the position of any of the parties in future self-government negotiations.

Consistent with this decision, we wish to proceed with negotiations with your department, in consultation with the LIA and Innu Nation, to amend the Native Peoples of Labrador Health Agreement:

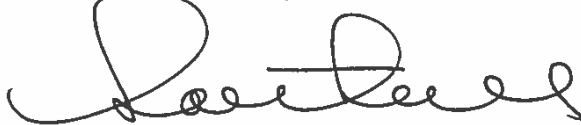
- ▶ to permit funding normally contributed by the federal government toward the cost of public health nursing services to flow directly to the LIA and Innu Nation;
- ▶ to ensure that the balance of funding provided in the Agreement continues to flow to the Province as a federal contribution toward other provincial programs and services provided the Inuit and Innu of Labrador.

2

Officials of the Department of Health, Health Labrador Corporation, and the Medical Services Branch are in the process of identifying the actual component of funds allocated to public health nursing for the Inuit and Innu. As soon as this is agreed to, I propose we revise our current letter of agreement.

On behalf of the Department of Health and the Government of Newfoundland and Labrador, I wish to express our appreciation to you and your officials for your efforts in working with the Province to address aboriginal health issues. I look forward to continued collaboration.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'L. Matthews', with a large loop at the end.

LLOYD G. MATTHEWS
Minister of Health

/jel



GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR

Department of Health
Office of the Minister

October 30, 1996

Mr. William Barbour
President
Labrador Inuit Association
P.O. Box 70
Nain, Labrador
A0P 1L0

Dear Mr. Barbour:

**RE: Native Peoples Health Agreement
Public Health Nursing Services**

I am pleased to inform you that the Department of Health and Health Labrador Corporation are prepared to begin negotiations on transferring responsibility for the delivery of Public Health Nursing Services to the Labrador Inuit Association (LIA).

As discussed at recent meetings between the Labrador Inuit Health Commission and officials of Health Canada, Health Labrador Corporation and the Province, any new arrangements will be cost neutral to the Province and will not prejudice the position of any of the parties in future self-government negotiations.

The Department of Health will also proceed with negotiations with Health Canada, in consultation with the LIA and Innu Nation, to amend the Native Peoples of Labrador Health Agreement:

- to permit funding normally contributed by the federal government toward the cost of public health nursing services to flow directly to the LIA and Innu Nation;
- to ensure that the balance of funding provided in the Agreement continues to flow to the Province as a contribution toward other programs and services provided the Inuit and Innu of Labrador.

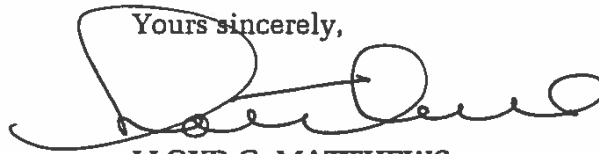
2

Since any change regarding service delivery in Labrador will have a direct impact on the Health Labrador Corporation, it will be necessary to negotiate an agreement between your organization and the board to avoid service duplication and ensure programs and services are delivered in a timely cost-effective manner. In the first instance, I suggest you contact Mr. Keith Sansford, Chief Executive Officer, Health Labrador Corporation, who will lead these negotiations.

I have written the Honourable David Dingwall, the Federal Minister of Health, requesting that steps be taken to revise the letters of agreement between the Province and Health Canada once the funding issues are resolved at the local level.

On behalf of the Department of Health and Premier Brian Tobin, I am pleased we have achieved this significant milestone and look forward to continuing to collaborate with you and others regarding health services delivery in Labrador.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Lloyd G. Matthews', with a large, stylized initial 'L'.

LLOYD G. MATTHEWS
Minister of Health

/jel

cc Honourable Brian Tobin
Mr. Peter Woodward
Mr. Al Garman
Ms. Iris Allen



GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR

Department of Health
Office of the Minister

October 30, 1996

Mr. Peter Panashue
President
Innu Nation
P.O. Box 160
Northwest River
Labrador
A0P 1M0

Dear Mr. Panashue:

**RE: Native Peoples Health Agreement
Public Health Nursing Services**

I am pleased to inform you that the Department of Health and Health Labrador Corporation are prepared to begin negotiations on transferring responsibility for the delivery of Public Health Nursing Services to the Innu Nation Health Commissions in Davis Inlet and Sheshatshui.

As discussed at recent meetings between the Innu Nation and officials of Health Canada, Health Labrador Corporation and the Province, any new arrangements will be cost neutral to the Province and will not prejudice the position of any of the parties in future self-government negotiations.

The Department of Health will also proceed with negotiations with Health Canada, in consultation with the LIA and Innu Nation, to amend the Native Peoples of Labrador Health Agreement:

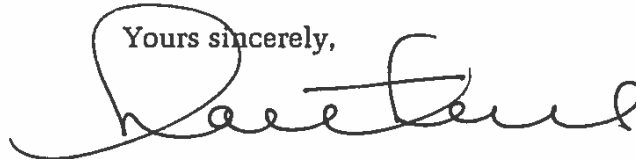
- to permit funding normally contributed by the federal government toward the cost of public health nursing services to flow directly to the LIA and Innu Nation;
- to ensure that the balance of funding provided in the Agreement continues to flow to the Province as a contribution toward other programs and services provided the Inuit and Innu of Labrador.

Since any change regarding service delivery in Labrador will have a direct impact on the Health Labrador Corporation, it will be necessary to negotiate an agreement between your organization and the board to avoid service duplication and to ensure that programs and services are delivered in a timely cost-effective manner. In the first instance, I suggest you contact Mr. Keith Sansford, Chief Executive Officer, Health Labrador Corporation, who will lead these negotiations.

I have written the Honourable David Dingwall, the Federal Minister of Health, requesting that steps be taken to revise the letters of agreement between the Province and Health Canada once the funding issues are resolved at the local level.

On behalf of the Department of Health and the Premier, the Honourable Brian Tobin, I am pleased that we have achieved this significant milestone and look forward to continuing to collaborate with you and others regarding health services delivery in Labrador.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'L. Matthews', written over a circular scribble.

LLOYD G. MATTHEWS
Minister of Health

/jel

cc Honourable Brian Tobin
 Mr. Peter Woodward
 Mr. Al Garman
 Chief Katie Rich
 Chief Greg Andrew



GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR

Department of Health
Office of the Minister

October 10, 1996

Honourable Brian Tobin
Premier
Office of The Premier
8th Floor, East Block
Confederation Building
St. John's, Newfoundland
A1B 4J6

Dear Premier:

**RE: Native Peoples Health Agreement
Devolution of Public Health Nursing**

I am writing to update you on the status of negotiations with Health Canada and the Labrador Inuit Association (LIA) and Innu Nation respecting the future direction for some components of health services in Labrador.

The current Canada/Newfoundland Native Peoples Health Agreement expired August 31, 1996. It has been in place since 1984 and is renewed annually through an exchange of letters between the federal Minister of Health and the Province. The agreement provides an annual contribution of \$907,000 to the Province to assist in the provision of insured health services to aboriginal peoples in Labrador.

The federal government has adopted a policy of devolving to Aboriginal groups responsibility for all services it provides to Aboriginal peoples. The federal Minister advised me that further renewal of the Agreement depends on the Province reaching an agreement with the LIA and Innu Nation concerning devolution of public health services. In the event there is no consensus, federal officials indicate the federal government will abrogate the Agreement and fund the LIA and Innu Nation directly for public health nursing services.

The situation in Labrador differs somewhat from other jurisdictions where the federal government provides the full cost of public health services to aboriginal people

*MJ Manual
Rog.
Please see
minutes re
P. protocol
as found
Tup
Bw
Oct 18/96*

living on reserves or federal lands. In Labrador, funding provided under the Agreement contributes to the costs of provincial health programs and services. Simply transferring those funds to the LIA and Innu Nation would have a significant impact on the Health Labrador Corporation, since the Board would be obliged to seek additional funds from the Province or reduce programs and services.

Recent discussions with Health Canada have been positive. There is agreement that any funds transferred from the Agreement to the Aboriginal groups be tied to services. The net effect should be cost neutral to the Province.

The LIA and Innu Nation are seeking more control over health services for their people. This will be an important component of the forthcoming self-government negotiations. As an interim measure they have proposed the Province delegate responsibility for public health nursing to the LIA and Innu Nation. As an initial step, the LIA, Innu Nation and Health Canada propose that Canada provide that portion of the funding which contributes to the Province's costs for public health nursing directly to the LIA/Innu Nation. Negotiations would focus upon both aboriginal groups purchasing public health nursing services from the Health Labrador Corporation. Planning would also commence with respect to transferring responsibility for the direct delivery of public health nursing services to the LIA and Innu Nation by April 1, 1997, if possible.

Our officials advise we can proceed in the direction proposed by Health Canada and the Aboriginal groups with the support of the board without incurring any additional costs. For its part, the Health Labrador Corporation is generally supportive of measures which will provide the Aboriginal groups in Labrador more control over the health services they receive. The Board has concerns, however, with the possible implications of devolution and self-government for the future viability of the Corporation.

We require, therefore, a policy decision to begin the negotiations to transfer responsibility for public health nursing services to the LIA and the Innu Nation. Since this would result in a role change for the Health Labrador Corporation, it will be necessary to negotiate an agreement regarding program delivery between the board and the LIA and Innu Nation. This agreement would require ratification and approval by Health Canada and the Province to reflect the changes in funding provided the Province under the Native Peoples Health Agreement and the amount flowing directly to LIA and the Innu Nation from Health Canada.

With your approval, I will negotiate with Health Canada, the LIA and Innu Nation an amendment to the Native Peoples Health Agreement:

- to permit funding normally provided toward the cost of public health nursing to flow directly to the LIA and Innu Nation; and

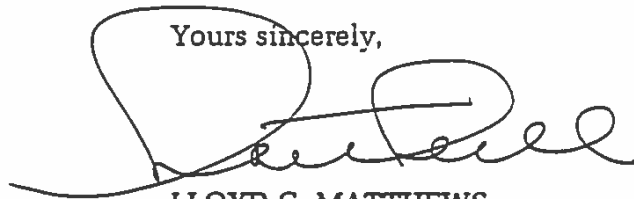
3

- to ensure that the balance of funding continues to flow to the Province as a contribution toward other programs and services covered by the Agreement.

Further, and if you concur, I propose to enter into negotiations with the LIA and Innu Nation respecting the devolution of responsibility for public health nursing services. These negotiations will be based on the understanding that any interim arrangement will be cost neutral to the Province and will not prejudice the positions of any of the parties to the Aboriginal self-government negotiations. As a corollary, I will direct the Health Labrador Corporation to analyse the implications of devolution and self-government on future operations.

These recommendations have been discussed with officials of the Labrador and Aboriginal Affairs Secretariat, which will be involved in the negotiations to ensure they are consistent with the Province's position at the land claims and self-government tables.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'L. Matthews', written over a large, stylized circular flourish.

LLOYD G. MATTHEWS
Minister of Health

/jel

**Native Peoples Health Agreement
Devolution of Public Health Nursing
(Labrador)**

- Current Native Peoples Health Agreement expired August 31, 1996 (provides annual contribution of \$907,000 to the province to assist in providing health services to native peoples of Labrador).
 - Federal Government has taken a position to devolve responsibilities for health services to aboriginal groups.
 - Current situation in Labrador - LIA and Innu Nation wish to have more control for health services. This is an important component of forthcoming self-government negotiations.
 - Interim measure proposed by LIA/Innu Nation supported by Health Canada is to delegate responsibility for public health nursing to the LIA and Innu Nation. This would see that portion of the federal contribution transferred for public health nursing transferred to those groups directly. Negotiations would focus upon the groups purchasing public health nursing services from the Board initially.
 - The Departments of Health and Labrador and Aboriginal Affairs Secretariat and Health Labrador Corporation are supportive of this plan.
 - It is agreed that this must be cost neutral to the province and to the federal government and that it will not result in a duplication of service.
 - Agreements will be worked out with the board supported by the Department of Health and Health Canada to ensure that roles are complimentary.
 - Minister of Health requests approval to negotiate the following with Health Canada, LIA, and Innu Nation:
 - permit that portion of the funding in the Agreement toward the cost of public health nursing to flow directly to the LIA and Innu Nation as soon as possible; (estimated at 250,000 - 275,000)
 - ensure that the balance of contributions continues to flow to the province.
- (Above would be interim measure so as not to prejudice self-government negotiations.)
- Long Term Plan - Negotiations would focus upon the devolution of public health nursing to the LIA and Innu Nation whereby those groups are delegated authority to directly administer public health nursing in their respective communities.

REG. DIR. ATLANTIC

ID:9024266764

SEP 27'96

13:51 No.012 P.02

MEETING BETWEEN LABRADOR INUIT HEALTH COMMISSION,
NEWFOUNDLAND AND HEALTH CANADA

Thurs.
WEDNESDAY OCTOBER 3, 1996

- draft agenda -

0900

*Lab. Inuit
Dev. Corp office
Goose Bay*

1. Public Health Nursing

- * to provide an update on negotiations between LIHC and LRHSB on how public health nursing will be funded and provided to the Inuit communities
- * to explore the potential impacts on the residual treatment nursing program of changes to public health nursing

2. The Future of Health Agreement Funding

- * to discuss how the above negotiations will affect the future of the Agreement
- * to seek agreement on a process to amend the existing Agreement (in the context of ongoing land claim/self-government negotiations) if warranted
- * to seek agreement on Health Agreement funding for the remainder of this fiscal year

3. Capital

- * to discuss how the health facilities in the Inuit communities will be maintained, expanded, equiped and replaced as necessary in the context of program transfer, land claims and self-government

4. Devolution

- * to explore the possibilities of devolution of the provincial program/funding to the LIHC

REG. DIR. ATLANTIC

ID:9024266764

SEP 27'96

13:52 No.012 P.03

MEETING BETWEEN INNU NATION/DAVIS INLET,
NEWFOUNDLAND AND HEALTH CANADA

wed
TUESDAY OCTOBER 2, 1996

Innu Nation office
Sheet 1400

- draft agenda -

1. Public Health Nursing

- * to discuss how public health nursing will be funded and provided to the Innu communities
- * to explore the potential impacts on the residual treatment nursing program of changes to public health nursing

2. The Future of Health Agreement Funding

- * given the above, to discuss how the Agreement will operate in the future
- * to seek agreement on a process to amend the existing Agreement (in the context of ongoing land claim/self-government negotiations) if warranted

3. Devolution

- * to explore linkages between the above issues and devolution of the provincial program/funding to Innu Nation/Davis Inlet

REG. DIR. ATLANTIC

ID:9024266764

SEP 27'96

7:24 No.004 P.02

Health
CanadaSanté
Canada

Suite 634, 1557 Hollis Street
Halifax, Nova Scotia
B3J 1V6

SEP 27 1996

Mr Roy Manual
Department of Health
P.O. Box 8760
St. John's, Newfoundland
A1B 4J6

Dear Mr. Manual:

**Re: Canada/Newfoundland Native Peoples of Labrador Health
Agreement**

This is to confirm our tripartite meetings scheduled for October 2 and October 3, 1996 in Labrador.

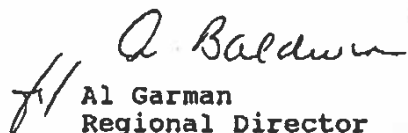
The meeting with the Innu Nation and Davis Inlet Band Council is scheduled for 2:00 pm on October 2, 1996 at the Innu Nation Office in Sheshatshui.

The meeting with the Labrador Inuit Health Commission is scheduled for 9:00 am on October 3, 1996 at the Labrador Inuit Development Corporation office at 215 Hamilton River Road in Happy Valley Goose Bay.

I trust that you will advise the Labrador Regional Health Services Board representative.

If you have any questions or need more information, please contact this office at (902) 426-6201.

Yours truly,


Al Garman
Regional Director
Indian & Inuit Health
Services
Atlantic Region

CC: Gail Baikie





GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR

Department of Health
Institutions Branch

September 8, 1997

Mr. Al Garman
Medical Service Branch
Health and Welfare Canada
Park Lane Terrace, Suite 301
5657 Spring Garden Road
Halifax, Nova Scotia
B3J 1V6

al
Dear Mr. Garman:

Re: Canada/Newfoundland Native Peoples of Labrador Health Agreement

We agreed you would draft a new Canada/Newfoundland Native Peoples of Labrador Health Agreement. I have asked Mr. Keith Sansford, Chief Executive Officer of Health Labrador Corporation, to provide me estimates of the costs of distinct services delivered by the Corporation to the Aboriginal communities in Labrador. This information should make it easier to identify specific programs the federal government can cost-share or for which it may wish to assume full financial responsibility. Once compiled, I will send it to you so you can begin drafting the new Agreement.

It is unlikely, however, we will be able to conclude a new Agreement before the end of this fiscal year. In the interim, I recommend we continue the current arrangement of an Exchange of Letters between the federal and provincial Ministers of Health. We agreed Health Canada will transfer the full costs of public health nursing services in the Inuit and Innu communities directly to the Labrador Inuit Health Commission and the Mushuau Innu and Sheshatshiu Innu Health Commissions respectively. The cost of these services is estimated at \$280,000. This leaves a balance of \$627,000 which, including any cost-of-living increase, should form the basis of an extension to the current Agreement. I understand that discussions are ongoing between the Health Labrador Corporation and officials of the LIA/LIHC regarding the budget allocation. If those discussions result in an adjustment to the present figure, I suggest we deal with that under separate cover.

Negotiations respecting the delegation of public health nursing services to the Innu and Inuit have gone well. Our initial approach has been to have Health Labrador Corporation contract with the Aboriginal groups for services normally delivered by the Corporation. The Corporation continues to provide ultimate supervision for public health staff employed by the Aboriginal groups.

As discussed, the process of delegation, or devolution from the federal perspective, would be simplified if Health Canada formally accepted responsibility, under S. 91(24) of the *Constitution Act, 1867*, to provide public health nursing services in the Aboriginal communities. This would obviate the need for a delegation agreement between the provincial Minister of Health and the Aboriginal groups. It would also end the jurisdictional confusion, for the Province and Aboriginal groups, associated with an arrangement whereby the federal government fully funds public health nursing services which continue under provincial jurisdiction. This can be accomplished either by a letter from the federal Minister of Health assuming jurisdiction or a Memorandum of Understanding (MOU) between the provincial and federal Departments of Health.

Failing an assumption of jurisdiction by Health Canada, the Province will require assurances that Health Canada:

- will continue to fund the full costs of public health nursing services to the Aboriginal communities;
- will provide the Province full funding for public health nursing services in the Aboriginal communities if Health Canada decides, for whatever reason, to discontinue direct funding to the Aboriginal groups; and
- will be responsible for the costs of public health nursing services in self government negotiations with the Innu Nation and Labrador Inuit Association.

This can be accomplished by a MOU between the federal and provincial Departments of Health separate from the Native Peoples Health Agreement.

I will be leaving the Department of Health on September 26, 1997, to take up the position of CEO with the Peninsulas Health Care Board. I would like these issues resolved, if possible, before my successor assumes his or her responsibilities.

3

It has been a pleasure working with you and your staff, and I am sure my successor will enjoy the same level of cooperation we have achieved.

Yours sincerely,



ROY MANUEL
Assistant Deputy Minister
Institutions

/jel

cc K. Sansford
D. Hughes
M. Hennessey



GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR

Department of Health
Institutions Branch

September 8, 1997

Mr. Al Garman
Medical Service Branch
Health and Welfare Canada
Park Lane Terrace, Suite 301
5657 Spring Garden Road
Halifax, Nova Scotia
B3J 1V6

Dear Mr. Garman:

Re: Canada/Newfoundland Native Peoples of Labrador Health Agreement

We agreed you would draft a new Canada/Newfoundland Native Peoples of Labrador Health Agreement. I have asked Mr. Keith Sansford, Chief Executive Officer of Health Labrador Corporation, to provide me estimates of the costs of distinct services delivered by the Corporation to the Aboriginal communities in Labrador. This information should make it easier to identify specific programs the federal government can cost-share or for which it may wish to assume full financial responsibility. Once compiled, I will send it to you so you can begin drafting the new Agreement.

It is unlikely, however, we will be able to conclude a new Agreement before the end of this fiscal year. In the interim, I recommend we continue the current arrangement of an Exchange of Letters between the federal and provincial Ministers of Health. We agreed Health Canada will transfer the full costs of public health nursing services in the Inuit and Innu communities directly to the Labrador Inuit Health Commission and the Mushuau Innu and Sheshatshiu Innu Health Commissions respectively. The cost of these services is estimated at \$280,000. This leaves a balance of \$627,000 which, including any cost-of-living increase, should form the basis of an extension to the current Agreement. I understand that discussions are ongoing between the Health Labrador Corporation and officials of the LIA/LIHC regarding the budget allocation. If those discussions result in an adjustment to the present figure, I suggest we deal with that under separate cover.

*Letter was returned
to our mail on Oct. 3/97
due to incorrect address
Joanne faxed
another copy to them
after a phone call
to explain to them*

Negotiations respecting the delegation of public health nursing services to the Innu and Inuit have gone well. Our initial approach has been to have Health Labrador Corporation contract with the Aboriginal groups for services normally delivered by the Corporation. The Corporation continues to provide ultimate supervision for public health staff employed by the Aboriginal groups.

As discussed, the process of delegation, or devolution from the federal perspective, would be simplified if Health Canada formally accepted responsibility, under S. 91(24) of the *Constitution Act, 1867*, to provide public health nursing services in the Aboriginal communities. This would obviate the need for a delegation agreement between the provincial Minister of Health and the Aboriginal groups. It would also end the jurisdictional confusion, for the Province and Aboriginal groups, associated with an arrangement whereby the federal government fully funds public health nursing services which continue under provincial jurisdiction. This can be accomplished either by a letter from the federal Minister of Health assuming jurisdiction or a Memorandum of Understanding (MOU) between the provincial and federal Departments of Health.

Failing an assumption of jurisdiction by Health Canada, the Province will require assurances that Health Canada:

- will continue to fund the full costs of public health nursing services to the Aboriginal communities;
- will provide the Province full funding for public health nursing services in the Aboriginal communities if Health Canada decides, for whatever reason, to discontinue direct funding to the Aboriginal groups; and
- will be responsible for the costs of public health nursing services in self government negotiations with the Innu Nation and Labrador Inuit Association.

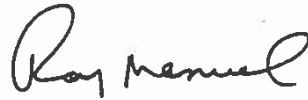
This can be accomplished by a MOU between the federal and provincial Departments of Health separate from the Native Peoples Health Agreement.

I will be leaving the Department of Health on September 26, 1997, to take up the position of CEO with the Peninsulas Health Care Board. I would like these issues resolved, if possible, before my successor assumes his or her responsibilities.

3

It has been a pleasure working with you and your staff, and I am sure my successor will enjoy the same level of cooperation we have achieved.

Yours sincerely,

A handwritten signature in black ink that reads "Roy Manuel". The signature is written in a cursive style with a large, stylized "R" and "M".

ROY MANUEL
Assistant Deputy Minister
Institutions

/jel

cc K. Sansford
D. Hughes
M. Hennessey

Meeting with Officials of LIA**September 5, 1996**

Present: William Barbour
Iris Allen
Maggie Webb
Kathy Babstock
Keith Sansford
David Hughes
Roy Manuel
Shirley Montague

Items Discussed:

1. Public Health Nursing - Goal of LIA to bring Public Health Nursing to the coast/ enhance services/own structure.

LIA's position - agreement to take over Public Health Nursing in LIA communities. Like to provide whole package of services to people in LIA communities. LIA would be able to provide an enhanced level of service. Discussions on health services (tied to land claims and self-governance) agreed by LIA officials that Health tied to this also. Discussions regarding Public Health Nursing could continue (WB/LA). Prior discussions did take place with Department of Health. Labrador Board responsible for provision of all health services in Labrador. Minister requests that meetings be arranged between LIA/ Board.

Agreed that meetings between the board and LIA would be beneficial. Meetings will be arranged in the near future.

2. Federal funding issue - part of larger discussion regarding self-governance involves federal government. Federal government provided additional funding for 6 more nurses and overhead costs based upon federal government's standards.

Minister requests that board and LIA officials now meet to discuss the implication of this additional funding for both parties.

file
Native Health
file

Agenda

Meeting with LIA Officials

**September 5, 1996 at 0900
Department of Health Executive Board Room**

1. Introductions
2. Public Health Nursing Services
3. Status Native Peoples Health Agreement
4. Other



GOVERNMENT OF
NEWFOUNDLAND AND LABRADOR

Department of Health
Institutions Branch

August 23, 1996

Mr. Al Garman
Regional Director
Indian and Inuit Health Services
Atlantic Region
Health Canada
1557 Hollis Street
Halifax NS B3J 3V4

Dear Mr. Garman: *AL*

Re: Record of Decision of July 30, 1996, Meeting

As a follow up to our recent conversation and review of the most recent draft of the decisions of the above meeting, this is to confirm that the Department of Health concurs with those as per the attached. I have discussed this with David Hughes and he concurs as well.

We look forward to our upcoming discussions in September as we continue to work toward a satisfactory solutions to those issues.

Yours sincerely,

A handwritten signature in dark ink, appearing to read "Roy Manuel".

ROY MANUEL
Assistant Deputy Minister
Institutions

/jel

cc Dr. R. Williams
Mr. D. Hughes



Health Santé
Canada Canada

Ralston Building
1557 Hollis Street
Halifax, Nova Scotia
B3J 1V6

AUG 13 1996

RECEIVED

AUG 19 1996

ASSISTANT DEPUTY
MINISTER

Dr. R.J. Williams
Deputy Minister of Health
Government of Newfoundland and Labrador
Confederation Building, West Block
Higgins Line, P.O. Box 8700
St. John's, Newfoundland
A1B 4J6

Dear Dr. Williams:

Subsequent to sending you the record of decisions of our meeting of July 30, I had a further discussion with Roy Manuel at which time we agreed to make a few additional amendments to the document. These are reflected in the attached.

I look forward to continued cooperation between our departments in resolving our mutual issues.

Sincerely yours,

Al Garman
Regional Director
Indian and Inuit Health
Services
Atlantic Region

cc. Roy Manuel
David Hughes
Don Ferguson
Paul Cochrane

HEALTH CANADA/NEWFOUNDLAND DEPARTMENT OF HEALTH
MEETING OF JULY 30, 1996
DRAFT RECORD OF DECISIONS

Participants: Dr. R. Williams
R. Manuel
D. Hughes
D. Ferguson
A. Garman

1. In discussing a proposed initiative to involve the four Atlantic provinces in talks with Health Canada on federal/provincial issues, it was agreed that the "Labrador situation" is unique and so this type of forum may not be the optimal way to address it.
2. In light of progress in the federal initiative to devolve control of federally-funded health programs to Native groups, tripartite meetings with the Inuit and Innu to negotiate the future of the Canada/Newfoundland Health Agreement will be scheduled as soon as possible. Health Canada will take the lead in making the arrangements.
3. It was clarified that Health Canada funds for the Agreement have not been affected by the federal Program Review exercise - the funds remain intact. Therefore, the key issue for discussion (per item #1) is how and to whom these funds will flow in the future.
4. It was clarified that the Labrador Regional Health Board has authority to negotiate with the Inuit and Innu on all operational issues, eg. the Board's service delivery, the relationship between the Inuit/Innu-run health programs and those provided by the Board, etc. To the extent Health Canada will be involved in these discussions it will play a supportive role to the Native organizations.
5. It was clarified that the Province intends to continue providing the same level of health care to the Inuit/Innu communities as other comparable Labrador communities receive. On this basis it was clear that any additional or new funds that Health Canada may be able to make available to the Inuit/Innu would be to supplement and complement the provincial services, but not to replace them or establish parallel health services.

- 2 -

6. The Province would be willing to renew the Health Agreement to the end of the fiscal year through an exchange of letters. With the concurrence of the Inuit/Innu (in light of item #2) Health Canada would agree to this as well.
7. Both parties would be willing to attempt to rewrite the Health Agreement in a simplified format (acknowledging that with the fast-tracking of both the Inuit and Innu land claims and self-government negotiations the Agreement may be superseded fairly quickly).

Minister of National Health
and Welfare



Ministre de la Santé nationale
et du Bien-être social

*Native Health
file*

MAR 29 1996

The Honourable Lloyd Matthews, M.H.A.
Minister of Health
(Responsible for Seniors)
Government of Newfoundland and Labrador
Prince Philip Drive
P.O. Box 8700
St. John's, Newfoundland
A1B 4J6

MAR 11 1996

Dear Minister:

The interim agreement for the period April 1, 1995 to March 31, 1996, between the Government of Canada and the Government of Newfoundland and Labrador for the provision of financial assistance in respect of the delivery of health care services to the Innu and Inuit in Labrador will expire on March 31, 1996.

Our officials are continuing discussion aimed at developing new arrangements for future years. These include negotiations with the Labrador Inuit Health Commission on behalf of the Labrador Inuit Association, for the transfer to the Inuit of health services and programs presently administered by Health Canada. It is anticipated that a Health Transfer Agreement will be finalized by August 1996 at which point the Inuit will also be looking to assume responsibility for public health nursing, which is now funded under the Canada/Newfoundland/Native Peoples of Labrador Health Agreement (CNNPLHA).

Tripartite discussions regarding the CNNPLHA have been temporarily on hold pending the Province of Newfoundland developing a position paper on aboriginal health issues. I would be very interested in meeting with you and the Premier of Newfoundland and Labrador, to exchange views regarding the relative roles of the federal and provincial governments in providing health care services to the Inuit and Innu people of Labrador.

.../2

- 2 -

Although there is no requirement for a notice of termination by either party to the CNNPLHA, Canada is hereby providing notice to the Government of Newfoundland and Labrador that changes may be made to the Agreement depending on the outcome of the negotiations with the Inuit.

In the interim until the negotiations with the Inuit are completed, this letter, with your written concurrence, will serve as an interim agreement to cover the continuation of the existing funding for the five month period, April 1, 1996 to August 31, 1996.

Under this interim agreement, Canada agrees to make a contribution to the Government of Newfoundland and Labrador of an amount not to exceed \$377,917.00 for the delivery of services for the period April 1, 1996 to August 31, 1996. It is further understood that, if the negotiations are not finalized by August 31, 1996, further changes to the Agreement will be made.

It is understood and agreed that the terms and conditions of the Agreement dated April 1, 1984, will continue to apply.

If this interim agreement is acceptable, would you and the Premier, indicate your concurrence by signing the two copies of the letter where indicated below, and return one copy to my office.

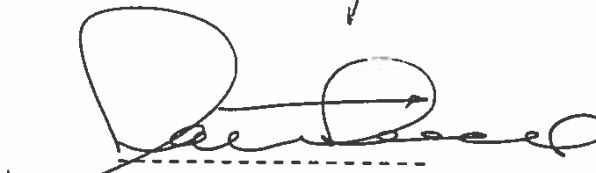
Yours very truly,


David C. Dingwall

Concur:



Premier as Minister
Responsible for
Intergovernmental Affairs or the
Secretary to Cabinet for
Intergovernmental Affairs


Minister of Health
Government of
Newfoundland and
Labrador

REG. DIR. ATLANTIC.

ID:9024266764

AUG 19'96

10:22 No.003 P.02

HEALTH CANADA/NEWFOUNDLAND DEPARTMENT OF HEALTH
MEETING OF JULY 30, 1996
DRAFT RECORD OF DECISIONS

Participants: Dr. R. Williams
R. Manuel
D. Hughes
D. Ferguson
A. Garman

1. In discussing a proposed initiative to involve the four Atlantic provinces in talks with Health Canada on federal/provincial issues, it was agreed that the "Labrador situation" is unique and so this type of forum may not be the optimal way to address it.
2. In light of progress in the federal initiative to devolve control of federally-funded health programs to Native groups, tripartite meetings with the Inuit and Innu to negotiate the future of the Canada/Newfoundland Health Agreement will be scheduled as soon as possible. Health Canada will take the lead in making the arrangements.
3. It was clarified that Health Canada funds for the Agreement have not been affected by the federal Program Review exercise - the funds remain intact. Therefore, the key issue for discussion (per item #1) is how and to whom these funds will flow in the future.
4. It was clarified that the Labrador Regional Health Board has authority to negotiate with the Inuit and Innu on all operational issues, eg. the Board's service delivery, the relationship between the Inuit/Innu-run health programs and those provided by the Board, etc. To the extent Health Canada will be involved in these discussions it will play a supportive role to the Native organizations.
5. It was clarified that the Province intends to continue providing the same level of health care to the Inuit/Innu communities as other comparable Labrador communities receive. On this basis it was clear that any additional or new funds that Health Canada may be able to make available to the Inuit/Innu would be to supplement and complement the provincial services, but not to replace them or establish parallel health services.

REG. DIR. ATLANTIC

ID:9024266764

AUG 19'96

10:23 No.003 P.03

- 2 -

6. The Province would be willing to renew the Health Agreement to the end of the fiscal year through an exchange of letters. With the concurrence of the Inuit/Innu (in light of item #2) Health Canada would agree to this as well.
7. Both parties would be willing to attempt to rewrite the Health Agreement in a simplified format (acknowledging that with the fast-tracking of both the Inuit and Innu land claims and self-government negotiations the Agreement may be superseded fairly quickly).