



# Robinson Huron Treaty LITIGATION FUND

Atikameksheng  
Anishnawbek

Aundeck Omni  
Kaning

Batchewana  
First Nation

Dokis First Nation

Henvey Inlet  
First Nation

M'Chigeeng  
First Nation

Magnetawan  
First Nation

Mississauga  
First Nation

Nipissing  
First Nation

Ojibways of  
Garden River

Sagamok  
Anishnawbek

Serpent River  
First Nation

Shawanaga  
First Nation

Sheguiandah  
First Nation

Sheshegwaning  
First Nation

Thessalon  
First Nation

Wahnapiatae  
First Nation

Wasauksing  
First Nation

Whitefish River  
First Nation

Wiikwemkoong  
Unceded Territory

Zhiibaahaasing  
First Nation

November 5, 2021

## Ontario Court of Appeal Releases Judgment on Ontario's Stage 1 and 2 Appeals in Robinson-Huron Treaty Annuities Case

**Robinson-Huron Treaty Territory** – Representatives of the Robinson-Huron Treaty Litigation Fund welcome the judgment from the Court of Appeal that affirms much of the trial decision and only disagrees with the trial judgment on a limited number of issues.

The appeals were heard by five judges of the Court of Appeal which means that there are a number of specific reasons written by different members of the court. In the opening section of the decision the judgement states:

"The joint reasons provide the factual background to the case and summarize the court's conclusions on the issues arising in the appeals. As we explain, we unanimously reject the majority of the arguments raised on appeal. We dismiss Ontario's appeal from the Stage Two proceedings in its entirety ..."

"Our initial analysis of the judgement is that the Court of Appeal affirms the enforceability of the treaty and the obligation of the Crown to increase the annuities," said Chief Dean Sayers of Batchewana First Nation. "This decision shows yet again that Ontario must drop these lengthy and unnecessary appeals."

"The affirmation of the trial judges' decision regarding enforceability and treaty interpretation adds the Court of Appeal voice for the need for the parties to negotiate a settlement," said Ogimaa Duke Peltier of Wiikwemkoong. "We, again, urge the Government of Ontario to commit to negotiate a settlement of this matter. The Government of Canada and the Robinson-Huron leadership are both ready, willing and able."

The legal team for the 21 Robinson-Huron First Nations represented in this case will conduct a thorough review and analysis of the 300-page decision to provide a substantive assessment of the decision and the implications for the Stage 3 proceedings which will include a determination on the value of compensation and the apportionment of the liability of the federal and provincial governments.

The Robinson-Huron leadership and the legal team will have a press conference on Tuesday, November 9 at 10 am. Further information on this will follow.