

## **B3. Attawapiskat First Nation**

A3.1 Outgoing Community Specific Correspondence

A3.2 Incoming Community Specific Correspondence



## B3.1 Outgoing Community Specific Correspondence



From: Meyer, James  
Sent: July 27, 2022 1:57 PM  
To: Chief David Nakogee [REDACTED]; [REDACTED] Dorothee Schreiber [REDACTED]  
Cc: info@martenfallsaccessroad.ca  
Subject: Marten Falls First Nation Community Access Road Questionnaire

Good afternoon everyone,

Hope you and the community are doing well. I phoned the band office but was unable to speak with anyone. I just wanted to follow up as the Marten Falls Community Access Road Project Team prepared a short questionnaire to understand the topics of most interest to Attawapiskat First Nation (e.g., wildlife, fish, water). We are also looking for input on the best ways to keep the community informed and gather your insights, feedback and perspectives throughout the Environmental Assessment and Impact Statement planning processes for the Community Access Road.

Please see the link to the questionnaire here: [Engagement Questionnaire](#). If you have an opportunity to fill out the questionnaire by August 12, 2022 that would be greatly appreciated!

I am available anytime over the phone if you have any questions or would like to setup a virtual meeting.

All the best,

James Meyer  
[REDACTED]

On behalf of the Marten Falls Community Access Road Project Team

From: Nokleby, Andrea  
Sent: October 26, 2022 9:59 AM  
To:   
Cc: Bob Baxter; Lawrence Baxter; Qasim Saddique; Meyer, James  
Subject: MFFN CAR IK Program Follow Up and Funding  
Attachments: Template - Confidential Indigenous Knowledge Sharing Agreement - 2022.docx; MFFN CAR Indigenous Knowledge Program Funding Agreement.docx

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Good Morning Chief Koostachin-Metatawabin,

We hope you and your community are doing well and enjoying the start of Autumn. We are reaching out to follow up on the Indigenous Knowledge (IK) Program. I am also including a previous communication on the Program that was sent in August for your reference.

The IK Program is a critical component of the information base upon which the assessment for the Marten Falls First Nation Community Access Road Project (MFFN CAR) will be conducted. The information generated through the Indigenous Knowledge Program will be used in concert with scientific approaches, and both knowledge systems will be given equal consideration in forming the foundation for baseline conditions, predicting potential project impacts, including potential impacts to your community's inherent Aboriginal rights and interests, and determining appropriate mitigation and monitoring methods. We see this as a way to empower communities to build capacity to develop and share knowledge and to inform the assessment.

To support communities in the IK Program, funding is available to participate. For your review and comment, we are re-attaching the:

Funding Agreement Template - This has been revised since we last sent it as follows:



- Section 3.1 Deliverables - this has been modified to remove reference to specific dates since the original timeline has passed and we included a check in meeting.
- Section 7.7 Notices - We have updated the contact information.

IK Sharing Agreement Template



We are very keen to work with your community in participating in this important program. We would be happy to set up a meeting to discuss the IK Program and ways in which your community can participate. We are here to support communities in sharing Indigenous Knowledge, and information on Indigenous Land and Resource Use and Aboriginal and Treaty rights and interests - we look forward to hearing from you.

Thank you and have a good day,

Andrea



Andrea Nokleby  
Partner  
Dillon Consulting Limited





**INDIGENOUS KNOWLEDGE  
INFORMATION SHARING AGREEMENT**

**Marten Falls First Nation  
Community Access Road  
CONFIDENTIAL INFORMATION**

**dated the \_\_\_\_\_ day of \_\_\_\_\_, 2022**

As part of the environmental/impact assessment and design of the Marten Falls Community Access Road Project, (the "Project"), XXXXX hereby agrees to provide Confidential Information pertaining to traditional and contemporary land use. The Confidential Information may include Indigenous Knowledge, traditional knowledge and values which have been acquired through experience, observation, from the land or from spiritual teachings, and handed down from one generation to another amongst the people of XXXX. Confidential Information may also include beliefs, practices, innovations, arts, spirituality, and other forms of cultural experience and expression that belong to the people of XXXX. For greater certainty, Confidential Information shall also include other information which, given the circumstances surrounding its disclosure and the context of the subject matter of discussions, would be considered confidential.

The Confidential Information provided by XXXX is provided to the Community Access Road Project Team and AECOM (the "Recipients"), to better understand how XXXX lands and resources may be affected by the Project. The Confidential Information can only be used for the Project (e.g. informing the environmental/impact assessment and design).

The Confidential Information may be used to better understand how XXXX community members are using the lands and resources and to consider adjustments such as to routing and to also potentially develop mitigation measures that may reduce the effect of the Project on the land and resources identified.

The Recipients of the Confidential Information will not use this Confidential Information for other purposes, such as informing other projects or for research purposes beyond those associated with the Project. The Recipients agree to protect and hold the Confidential Information in strict confidence. The Recipients maintain the right to disclose the Confidential Information as necessary to their employees and team members who will also be bound by the terms of this Agreement.

Except to the extent required by applicable law, Confidential Information will not be shared by the Recipient with other proponents, government agencies, other communities or external researchers without express written consent of XXXX.

The Recipients acknowledge and agree that the Confidential Information is the property of XXXX and nothing in this agreement transfers any ownership interest to the Recipients. All information provided will remain under the control of XXXX.

On termination of this Agreement or on written notice by XXXX, the Recipients shall as directed by XXXX to either: promptly destroy or return to XXXX all Confidential Information and all copies thereof.

The Recipients will take all prudent measures to ensure that the Confidential Information provided by XXXX is kept confidential. Data security measures and protocols will be implemented to maintain the security of the Confidential Information while in the custody of the Recipients. Data will be protected against such risks as unauthorized access, collection, use, disclosure or disposal.

**Agreed to on behalf of XXXX:**

\_\_\_\_\_  
(Authorized representative)

\_\_\_\_\_  
Date

**Agreed to on behalf of the Recipients:**

\_\_\_\_\_  
(Authorized representative)

\_\_\_\_\_  
Date

# Indigenous Knowledge Program Funding Agreement (the "Agreement")

THIS AGREEMENT made as of the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

## BETWEEN:

**INSERT NAME OF FIRST NATION**

(Hereinafter called the "Name of First Nation"),

## OF THE FIRST PART

- AND -

Marten Falls First Nation Project Team  
(Hereinafter called the "Project Team")

## OF THE SECOND PART

- AND -

Dillon Consulting Limited  
(Hereinafter referred to as "Dillon")

## OF THE THIRD PART

## WHEREAS

WHEREAS Marten Falls First Nation ("MFFN") is a remote First Nation community in northern Ontario located at the junction of the Albany and Ogoki rivers, approximately 430 km northeast of Thunder Bay.

AND WHEREAS the MFFN community is currently only accessible by air and a winter road. Given the unreliability of the winter road, MFFN is proposing an all-season community access road (the "Project") to connect MFFN to Ontario's provincial highway network (i.e., Highway 643) to the south via the existing Painter Lake Road.

AND WHEREAS MFFN is represented by the Project Team to assist MFFN with a Provincial Environmental Assessment and Federal Impact Assessment (the "Assessments") to assess the potential Project effects and benefits.

AND WHEREAS as part of the Assessment the Project Team would like to engage FN in the Indigenous Knowledge Program (the "IK") and to complete a Project-Specific IK Study ( the "IK Study")

AND WHEREAS the FN has agreed to participate in the IK program and produce an IK Study specific to the Project area and community.

AND WHEREAS, specific to this Agreement, the Project Team has retained Dillon for the sole purpose of the administration of the receipt of the IK Study and payment of the funding for the IK Study to the FN as set out in this Agreement.

**NOW THEREFORE THIS AGREEMENT WITNESSES** that the Project Team, FN and Dillon (the "Parties") hereby agree as follows:

## ARTICLE I: SCOPE OF SERVICES

**1.1 Services by the FN.** The FN shall complete and provide to the Project Team, an IK Study Report, covering the geographic area identified in Schedule A, with that degree of care, skill and diligence normally provided in the performance of an IK Study on projects of a similar nature.

**1.2 Scope of Services.** The FN shall complete the IK Study Report in accordance with the provisions as set out in the *MFFN Community Access Road Project - Indigenous Knowledge Program Guidance Document*, dated November 2020, a copy of which is attached as Schedule B.

## ARTICLE II: Project Team Responsibilities

**2.1 Information.** The Project Team shall provide to the FN, in a timely manner, relevant information required to complete the IK Study.

## ARTICLE III: FN RESPONSIBILITIES

**3.1 Deliverables.** The FN shall provide the following reports, upon the timelines set out:

- *IK Program check in meeting with the Project Team for FN to provide a status update and share preliminary data (GIS)/Draft Report/Information), and*
- *Final IK Study Report and associated mapping/GIS files.*

## ARTICLE IV: Compensation

**4.1 Compensation.** The Project Team agrees to compensate FN for the IK Report, in the amount of \$30,000, inclusive of all applicable taxes (the "IK Payment").

**4.2 Schedule of Payments.** Upon execution of this Agreement by all parties, the Project Team shall direct Dillon to pay the FN the IK Payment based upon the following schedule:

- *An initial payment of \$10,000 within 30 days of the execution of this Agreement by all Parties,*
- *A second payment of \$10,000 within 30 days of receipt, by the Project Team, of the IK Program status update meeting and preliminary data (GIS)/Draft Report/Information,*
- *A final payment of \$10,000 within 30 days of receipt, by the Project Team, of the Final IK Study Report and associated mapping/GIS file.*

Notwithstanding article 7.7, the FN here by directs Dillon to make the three individual IK Payments, payable to \_\_\_\_\_ and to deliver the payments to \_\_\_\_\_, and this shall be Dillon's good and valid authority to do so.

## ARTICLE V: CONFIDENTIALITY, USE AND DISCLOSURE

**5.1 Confidentiality.** The Project Team and the FN have previously executed an Indigenous Knowledge Information Sharing Agreement (the "IK Agreement"). The Project Team and the FN Parties agree that all matters relating to the confidentiality, use and disclosure of the IK Report shall be governed by the IK Agreement. In the event of any conflict between terms of the IK Agreement and this Agreement, the terms and conditions of the IK Agreement shall govern.

## ARTICLE VI: CONFIRMATION

**6.1 Confirmation.** The FN confirms that it will complete the *Final IK Study Report and associated mapping/GIS files* with due care, attention, and diligence.

## ARTICLE VII: OTHER

**7.1 Governing Law.** This Agreement shall be governed by the laws of the Province of Ontario.

**7.2 Entire Agreement.** This Agreement (a) constitutes the entire agreement and understanding between the Parties with respect to the subject matter hereof and (b) supersedes all prior agreements, understandings, negotiations and discussions by or between the Parties pertaining to the subject matter of this Agreement. There are no warranties, representations or other agreements, whether oral or written, express or implied, collateral or otherwise, by or between the Parties pertaining to the subject matter of this Agreement except as set forth in this Agreement.

**7.3 Acknowledge and Confirmation of Project Team and FN.** The Project Team and the FN confirm and agree that Dillon's only obligations under this Agreement is the payment of the IK Payment upon the terms and conditions set out in Article 4.2. The Project Team and FN acknowledge and agree that Dillon shall have no other obligations or requirements, of any kind or nature whatsoever, with respect to this Agreement or the IK Study. The Project Team and the FN agree and acknowledge that Dillon makes no representations, and shall have no responsibility, as to the completeness of the IK Report nor any obligations or requirements regarding the timeliness of the draft or final IK Report to the FN or the Project Team.

**7.4 Independent Professional Services FN.** The FN is an independent professional services provider in performing services under this agreement, and accordingly it is further acknowledged that the FN is an independent contractor.

**7.5 Assignment.** Neither party may assign this Agreement without the prior consent in writing of the other party.

**7.6 Modification and Waiver.** This Agreement may not be modified, amended or supplemented except by written agreement of the Parties. No act or omission by a party, other than a written waiver, shall constitute a waiver of any provision of this Agreement. No waiver of any provision of this Agreement shall constitute a waiver of any other provision, nor shall any such waiver constitute a continuing waiver, unless otherwise specifically agreed in writing by the Parties.

**7.7 Notices.** All notices, instructions and other communications required or permitted to be given hereunder must be in writing and must be delivered via email, or mailed by first class mail, to the parties and at the addresses set forth, in the event of a notice being sent by first class mail the notice shall be deemed to be received by the addressee on the fifth business day after the mail is postmarked:

- Project Team - Qasim Saddique, Project Director
  - Email: [REDACTED]
  - Address: [REDACTED]
- FN insert contact person and title
  - Email
  - Address
- Dillon - Andrea Nokleby, MFFN CAR Project Consultant:
  - Email: [REDACTED]
  - Address: [REDACTED]

**7.8 Inurement.** This Agreement shall be binding upon the Parties, and shall continue in full force and effect in the event any Party is permitted to assign this Agreement or if there is any change in ownership, control or management of any Party.

**7.9 Counterparts, Signatures and Retention.** This Agreement may be executed in one or more counterparts, each of which is an original, and which, taken together, shall constitute one and the same agreement. The signing of a facsimile copy or portable document format (PDF) copy of this Agreement and any amendments thereto shall have the same effect as the signing of an original. The retention of an electronic version of this Agreement is permitted and the subsequent production of an electronic version of this document shall be treated as if it was the production of an original signed copy.

**IN WITNESS WHEREOF** the Parties hereto have executed this Agreement all as of the day and year first above written.

**First Nation**

Per: \_\_\_\_\_  
I/We have authority to bind the XX FN.  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

Per: \_\_\_\_\_  
I/We have authority to bind the XX FN.  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

**Marten Falls First Nation Project Team**

Per: \_\_\_\_\_  
I/We have authority to bind the MFFN Project Team.  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

Per: \_\_\_\_\_  
I/We have authority to bind the MFFN Project Team.  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

**Dillon Consulting Limited**

Per: \_\_\_\_\_  
I/We have authority to bind Dillon Consulting Limited  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

Per: \_\_\_\_\_  
I/We have authority to bind the Dillon Consulting Limited.  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: \_\_\_\_\_

From: MFFN Community Access Road Project Team <info@martenfallsaccessroad.ca>  
Sent: Thursday, November 10, 2022 12:23 PM  
To: sylvia.koostachinmetatawabin@attawapiskat.org  
Cc: [REDACTED]

Subject: Marten Falls First Nation Community Access Road Project  
Attachments: 2022-11-10-MFCAR-Introduction Letter to Attawapiskat First Nation Chief and Council.pdf

Good afternoon Chief Sylvia Metatawabin-Koostachin,

Please see the attached letter from the Marten Falls First Nation Community Access Road Project Team regarding a potential meeting between Attawapiskat First Nation Chief and Council and the Community Access Road Project Team.

If you have any questions or comments to share about the Community Access Road Project, please let us know.

Sincerely,

The Marten Falls Community Access Road Project Team

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MFFN Community Access Road Project Team

Visit our website: <http://www.martenfallsaccessroad.ca/>

Follow us on Facebook: <https://www.facebook.com/MFFNCommunityAccessRoadProject/>

Call us: 1 800-764-9114

Email us: [info@martenfallsaccessroad.ca](mailto:info@martenfallsaccessroad.ca)



## MARTEN FALLS FIRST NATION COMMUNITY ACCESS ROAD

November 10, 2022

Attawapiskat First Nation

[REDACTED]

[REDACTED]

Dear Chief Sylvia Metatawabin-Koostachin,

Congratulations on being elected as Attawapiskat First Nation's new Chief, and wishing you and Council each the best of luck and good health.

With your election, we would like to take the opportunity to re-introduce Attawapiskat First Nation to our Community Access Road Project and provide an offer to meet with our Project Team at a place and time of your convenience.

In way of introduction, the Marten Falls First Nation Community Access Road is a proposed all-season road which will provide a safe and reliable connection to the provincial highway network for our community; it is a vital life-line for our long-term sustainability, well-being and survival. (Please note that the Community Access Road Project does not include a road to the Ring of Fire and is a separate project to the Northern Road Link Project.)

Currently, we are in the early stages of a coordinated provincial (Ontario) Environmental Assessment (EA) and a federal Impact Assessment (IA). The EA / IA process will determine the preferred route and identify how the proposed Community Access Road may affect the social, cultural, economic, built and natural environments. To identify the route the road will follow and to understand how best to avoid and / or minimize project impacts, data is collected, studies are conducted and people are consulted with. We encourage Attawapiskat First Nation's participation in this important planning process and look forward to understanding your perspective and receiving your input.

As such, we would like to extend an invitation for yourself and Attawapiskat First Nation's Council to meet with Chief Bruce Achneepineskum and the Community Access Road Project Team. This would be an opportunity to provide an overview about the Community Access Road Project, learn about your interests related to the Project and discuss ongoing and upcoming opportunities to participate. If of interest to Attawapiskat First Nation, we can also initiate discussions regarding the development of a consultation and engagement protocol for our Project. The Community Access Road Project Team will be available to meet in Thunder Bay during the first week of December 2022. Would any of the following dates and times work for a meeting?

Phone: 1-800-764-9114

Email: [info@martenfallsaccessroad.ca](mailto:info@martenfallsaccessroad.ca)

Web: <http://www.martenfallsaccessroad.ca>







## MARTEN FALLS FIRST NATION COMMUNITY ACCESS ROAD

- December 6, 2022, between 9am and 3pm;
- December 7, 2022, between 9am and 3pm; and
- December 8, 2022, between 9am and 12pm.

Based on your preferred date, we can set up a virtual meeting or arrange for an in-person meeting in the Thunder Bay area; please let us know your preference. We look forward to hearing from you. Your input is important.

Sincerely,



Qasim Saddique  
Project Director



Lawrence Baxter  
Senior Community Member Advisor

cc:

Bruce Achneepineskum, Chief, Marten Falls First Nation

Lawrence Baxter, Senior Community Member Advisor, MFFN Community Access Road Project Team

Bob Baxter, Senior Community Member Advisor, MFFN Community Access Road Project Team

Jack Moonias, Community Member Advisor, MFFN Community Access Road Project Team

Qasim Saddique, Project Director, MFFN Community Access Road Project Team

Jennifer Bruin, Technical Advisor, MFFN Community Access Road Project Team

James Meyer, MFFN Community Access Road Project Consultant



From: Meyer, James  
Sent: November 24, 2022 12:52 PM  
To: [REDACTED]  
Cc: [REDACTED] MFFN Community Access Road Project Team  
Subject: Marten Falls First Nation Community Access Road Project Update  
Attachments: 2022-11-24-MFFN Community Coordinator Job Posting.pdf

Good afternoon Chief Sylvia Koostachin-Metatawabin,

I hope you are doing well. I am following up on a call I attempted earlier today regarding the letter the Marten Falls First Nation Community Access Road Project Team sent you on November 10, 2022. I just want confirm that you have received the letter and if you had any questions or comments about it. Please let me know if you need me to resend it! The MFFN CAR Project Team is very interested in having a meeting with Attawapiskat First Nation Chief and Council, if the dates of availability within the letter do not work, please me know and we will organize new dates.

We also have a lot of upcoming Project updates and activities:

Public Information Centre #4

Join us at PIC #4 for updates and information on our upcoming Effects Assessment Methods Milestone, including field studies from the past year and the draft methods on how the route alternatives will be assessed and recommended.

PIC #4 will be held in Thunder Bay on December 7 and Geraldton December 8.

Valued Components Webinars / Videos

We are hosting our second Webinar on Tuesday November 29 at 4 p.m. EST on Surface Water, Fish and Fish Habitat. More info and registration can be viewed here:

<http://www.martenfallsaccessroad.ca/get-involved/>

We also shared our newest video on Cumulative Effects which can be viewed here: <https://www.martenfallsaccessroad.ca/cumulative-effects/>

Impact Statement Extension

The Community Access Road Project is subject to a federal Impact Assessment, which requires an Impact Statement within three years of the Notice of Commencement of the Impact Assessment.

The Project is requesting a 3.5-year extension, which would shift the dates from February 24, 2023 to July 24, 2026. The Impact Assessment Agency of Canada will be notifying Attawapiskat First Nation about this extension request and will provide an opportunity to review the request and provide comments.

Aboriginal and Treaty Rights and Interests Workshops

There will be upcoming workshops on Aboriginal and Treaty Rights and Interests in early 2023, stay tuned for more details.

Community Coordinator Program

The MFFN CAR Project has funding available to hire an Attawapiskat First Nation community member to help distribute Project information, collect data and provide guidance on engagement with the community. Please let me know if this is something Attawapiskat First Nation is interested in participating in.

Thank you,  
James Meyer  
On behalf of the MFFN Community Access Road Project Team

[REDACTED]

From: Meyer, James  
Sent: November 24, 2022 8:50 AM  
To: [REDACTED]  
Subject: MFFN Community Access Road Project Notifications

Good morning Andrew,

I hope you are doing well, my name is James Meyer I am with the Marten Falls First Nation Community Access Road Project Team. We have been sending Project updates and notifications to you recently and just want to confirm if you are still interested in staying on our Project contact list?

Please let me know if you have any questions!

All the best,  
James Meyer  
On behalf of the MFFN Community Access Road Project Team

From: Meyer, James  
Sent: November 24, 2022 8:49 AM  
To: [REDACTED]  
Subject: MFFN Community Access Road Project Notifications

Good morning Steve,

I hope you are doing well, my name is James Meyer I am with the Marten Falls First Nation Community Access Road Project Team. We have been sending Project updates and notifications to you recently and just want to confirm if you are still interested in staying on our Project contact list?

Please let me know if you have any questions!

All the best,  
James Meyer  
On behalf of the MFFN Community Access Road Project Team

From: MFFN Community Access Road Project Team <info@martenfallsaccessroad.ca>  
Sent: Tuesday, December 20, 2022 12:07 PM  
Subject: Save the Date Aboriginal and Treaty Rights Forum - February 2023  
Attachments: Save the Date - 2 Day Aboriginal and Treaty Rights and Interests Forum - Thunder Bay February 2023.pdf

Good Afternoon,

On behalf of the Marten Falls First Nation Community Access Road Project, please find attached a Save the Date for an upcoming Aboriginal and Treaty Rights Forum to be held in Thunder Bay in early February. Further information to come in January.

We wish you and your community a peaceful holiday and a prosperous New Year!

--

MFFN Community Access Road Project Team

Visit our website: <http://www.martenfallsaccessroad.ca/>

Follow us on Facebook: <https://www.facebook.com/MFFNCommunityAccessRoadProject/>

Call us: 1 800-764-9114

Email us: [info@martenfallsaccessroad.ca](mailto:info@martenfallsaccessroad.ca)

# ABORIGINAL AND TREATY RIGHTS AND INTERESTS

COMMUNITY ACCESS ROAD (CAR) • WEBEQUIE SUPPLY ROAD (WSR) • NORTHERN ROAD LINK (NRL)

# SAVE THE DATE

## 2-DAY

ABORIGINAL AND TREATY RIGHTS  
AND INTERESTS FORUM

HOSTED BY  
THE PROVINCE OF ONTARIO



## Thunder Bay

Victoria Inn Hotel and Convention Centre  
555 Arthur St W

## February 8 & 9

Travel day: February 7<sup>th</sup>



*The Province will fund up to 2 - 3 Participants from your community to attend in person.  
Funding includes **Travel, Accommodation and Meals.***

The forum provides a private and inclusive space for representatives of your community to meet with representatives from the Province of Ontario and CAR, NRL, WSR Project Teams to:



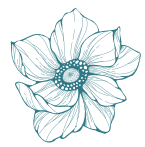
Develop a shared  
understanding of  
Aboriginal and Treaty  
Rights within each  
Project area(s)



Identify  
community-specific  
contexts and values  
associated with Aboriginal  
and Treaty Rights in the  
Project area(s)



Share information  
about the Projects



Discuss the Aboriginal  
and Treaty Rights and  
Interests Assessment  
Processes

*Please note, the purpose of this forum is  
to discuss Aboriginal and Treaty Rights,  
and not to collect Indigenous Knowledge.*

## WE LOOK FORWARD TO SEEING YOU THERE!

A formal invitation with additional  
details will follow in  
**January 2023**

For further information please contact:

The Province of Ontario: [EA.Partipciant.Fund@ontario.ca](mailto:EA.Partipciant.Fund@ontario.ca)  
CAR: Andrea Nokleby: [anokleby@dillon.ca](mailto:anokleby@dillon.ca)

WSR: Mark Knell: [mark.knell@snclavalin.com](mailto:mark.knell@snclavalin.com)  
NRL: Mishal Naseer: [mnaseer@dillon.ca](mailto:mnaseer@dillon.ca)



MARTEN FALLS FIRST NATION  
**COMMUNITY ACCESS ROAD**



Ontario

From: MFFN Community Access Road Project Team <info@martenfallsaccessroad.ca>  
Sent: Friday, January 13, 2023 2:08 PM  
To: ea.participant.fund@ontario.ca  
Subject: Save the Date Aboriginal and Treaty Rights Forum - February 2023  
Attachments: Invitation - 2 Day Aboriginal and Treaty Rights and Interests Forum - Thunder Bay February 2023.pdf

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Good Afternoon,

Happy New Year!

On behalf of the Marten Falls First Nation Community Access Road Project, please find attached an invitation for an upcoming Aboriginal and/or Treaty Rights and Interests Forum that is being held in Thunder Bay on February 8 & 9, 2023. Information on participant funding and how to RSVP is included in the invitation. Additional contact information is also included in the invitation.

We look forward to seeing you there.

--

MFFN Community Access Road Project Team  
Visit our website: <http://www.martenfallsaccessroad.ca/>  
Follow us on Facebook: <https://www.facebook.com/MFFNCommunityAccessRoadProject/>  
Call us: 1 800-764-9114  
Email us: [info@martenfallsaccessroad.ca](mailto:info@martenfallsaccessroad.ca)

## ABORIGINAL AND/OR TREATY RIGHTS AND INTERESTS

WEBEQUIE SUPPLY ROAD (WSR) • MARTEN FALLS FIRST NATION COMMUNITY ACCESS ROAD (MFFN CAR) • NORTHERN ROAD LINK (NRL)

# YOU ARE INVITED!

2-DAY ABORIGINAL AND/OR TREATY  
RIGHTS AND INTERESTS FORUM

HOSTED BY  
THE PROVINCE OF ONTARIO



### Thunder Bay

Victoria Inn Hotel and Convention Centre  
555 Arthur Street West

February, 8 & 9  
2023



Webequie First Nation and Marten Falls First Nation encourage you to participate in a 2-day forum focused on discussing potential impacts to northern Indigenous communities' Aboriginal and/or Treaty Rights and Interests as they relate to the following Projects:

**Webequie Supply Road (WSR) • Northern Road Link (NRL)**  
**Marten Falls First Nation Community Access Road (MFFN CAR)**



#### Participant Funding

The Province of Ontario will fund up to 3 representatives from your community to attend, including travel, accommodation and meals. All questions about funding or the coordination of funding should be directed to the Province of Ontario at [ea.participant.fund@ontario.ca](mailto:ea.participant.fund@ontario.ca).

Additional community representatives are welcome to attend.



#### Purpose

The Purpose of this Forum is to create a respectful, culturally-sensitive, and collaborative space to develop an understanding of Aboriginal and/or Treaty Rights and Interests in any of the Project areas (WSR, MFFN CAR, and NRL) as your Aboriginal and/or Treaty Rights and Interests and Interests may be impacted by these Projects. *Please note the purpose of this event is to discuss Aboriginal and/or Treaty Rights and Interests and not to collect Indigenous Knowledge.*



#### Who Should Attend from your Community

Representatives who are knowledgeable about and comfortable speaking to the Rights and Interests of your community in any of the Project areas are encouraged to attend.

RSVP to [ea.participant.fund@ontario.ca](mailto:ea.participant.fund@ontario.ca) by January 27<sup>th</sup>  
(note that you can still attend without an RSVP)



MARTEN FALLS FIRST NATION  
COMMUNITY ACCESS ROAD



Ontario



# ABORIGINAL AND/OR TREATY RIGHTS AND INTERESTS

WEBEQUIE SUPPLY ROAD (WSR) • MARTEN FALLS FIRST NATION COMMUNITY ACCESS ROAD (MFFN CAR) • NORTHERN ROAD LINK (NRL)

## PRELIMINARY AGENDA

### Wednesday, February 8

- 7:00 - 8:45** ○ Breakfast
- 9:00** ○ Welcome and Opening Ceremony
- Purpose/Overview of the Aboriginal and/or Treaty Rights and Interests Forum
- Presentations on the roles of the Proponent, Crown and Indigenous Communities in understanding and assessing Aboriginal and/or Treaty Rights and Interests
- Questions & Answers
- 12:00** ○ Lunch
- 1:00** ○  Aboriginal and/or Treaty Rights and Interests Individual Community Breakout Sessions
-  Plenary/Group Sessions: Presentations and Activities
- 4:30** ○ End of Day 1 Regroup
- 6:00** ○ Dinner

### Thursday, February 9

- 7:00 - 8:45** ○ Breakfast
- 9:00** ○ *Continued* - Aboriginal and/or Treaty Rights and Interests Individual Community Breakout Sessions
- *Continued* - Plenary/Group Sessions: Presentations and Activities
- 12:00** ○ Lunch
- 1:00** ○ *Continued* - Aboriginal and/or Treaty Rights and Interests Individual Community Breakout Sessions
- *Continued* - Plenary/Group Sessions: Presentations and Activities
- 4:30** ○ Regroup: Closing Comments & Next Steps

Community representatives are also invited to meet with members of the Cultural Heritage and Archaeology Teams.



**Individual Breakout Sessions:** Representatives from NRL, MFFN CAR, WSR, Impact Assessment Agency of Canada, and the Province are each hosting separate meeting spaces for individual community representatives to discuss Aboriginal and/or Treaty Rights and Interests related to each Project.



**Plenary/Group Sessions:** For those Participants not in an Individual Breakout Session, we will be hosting a series of presentations and activities in the main Forum area.

In attendance to discuss the Projects and the assessment of Aboriginal and/or Treaty Rights and Interests will be representatives from:

- Webequie First Nation and Marten Falls First Nation
- Project Teams for WSR, MFFN CAR, and NRL
- Impact Assessment Agency of Canada
- Province of Ontario
- Consulting Teams: Dillon Consulting Limited, AECOM, SNC-Lavalin

For further information please contact:

**The Province of Ontario:** [ea.participant.fund@ontario.ca](mailto:ea.participant.fund@ontario.ca)  
**MFFN CAR:** Andrea Nokleby: [anokleby@dillon.ca](mailto:anokleby@dillon.ca)

**WSR:** Michael Fox: [michael.fox@indigenouseengagement.ca](mailto:michael.fox@indigenouseengagement.ca)  
**NRL:** Mishal Naseer: [mnaseer@dillon.ca](mailto:mnaseer@dillon.ca)

RSVP to [ea.participant.fund@ontario.ca](mailto:ea.participant.fund@ontario.ca) by January 27<sup>th</sup> (note that you can still attend without an RSVP)



MARTEN FALLS FIRST NATION  
**COMMUNITY ACCESS ROAD**



From: Meyer, James  
Sent: January 13, 2023 11:47 AM  
To: sylvia.koostachinmetatawabin@attawapiskat.org  
Cc: [REDACTED]; MFFN Community Access Road Project Team  
Subject: MFFN Community Access Road Project Consultation and Engagement Reports

Good morning Chief Sylvia Koostachin-Metatawabin,

Happy new years! Hope you enjoyed the holidays.

I am following up on a phone call and voicemail I left this morning regarding the Attawapiskat First Nation Interim Record of Consultation and Engagement and the Milestone #1 Progress Report for the Marten Falls First Nation Community Access Road Project that were distributed on December 6, 2022. If you have any questions or would like to schedule a meeting to discuss the reports and timeline, please let me know and we can begin planning a date. If you could also please let me know if you have received the link to the reports that would be greatly appreciated! I have relinked them below for reference:

<https://drive.google.com/drive/folders/1wWuYOY0Z2AdJ0Ky0IrIgp7zAeJi78OBE?usp=sharing>

Have a great weekend,  
James Meyer  
On behalf of the Marten Falls First Nation Community Access Road Project Team

From: Meyer, James  
Sent: January 25, 2023 10:35 AM  
To: sylvia.koostachinmetatawabin@attawapiskat.org  
Cc: [REDACTED] Nokleby, Andrea; MFFN Community Access Road Project Team  
Subject: Invitation: Aboriginal and/or Treaty Rights and Interests Forum - February 2023  
Attachments: Invitation - 2 Day Aboriginal and Treaty Rights and Interests Forum - Thunder Bay February 2023.pdf

Good morning Chief Sylvia Koostachin-Metatawabin and Attawapiskat First Nation Councillors,

This is a reminder for the upcoming Aboriginal and / or Treaty Rights and Interests Forum being held in Thunder Bay on February 8 & 9, 2023. If you have not RSVP'd yet, we would love for Attawapiskat First Nation to attend and participate. Additional information on participant funding and how to RSVP is included in the invitation attached.

Andrea Nokleby is also cc'd and can answer any questions you may have.

Best,  
James Meyer  
On behalf of the Marten Falls First Nation Community Access Road Project Team

## ABORIGINAL AND/OR TREATY RIGHTS AND INTERESTS

WEBEQUIE SUPPLY ROAD (WSR) • MARTEN FALLS FIRST NATION COMMUNITY ACCESS ROAD (MFFN CAR) • NORTHERN ROAD LINK (NRL)

# YOU ARE INVITED!

2-DAY ABORIGINAL AND/OR TREATY  
RIGHTS AND INTERESTS FORUM

HOSTED BY  
THE PROVINCE OF ONTARIO



### Thunder Bay

Victoria Inn Hotel and Convention Centre  
555 Arthur Street West

February, 8 & 9  
2023



Webequie First Nation and Marten Falls First Nation encourage you to participate in a 2-day forum focused on discussing potential impacts to northern Indigenous communities' Aboriginal and/or Treaty Rights and Interests as they relate to the following Projects:

**Webequie Supply Road (WSR) • Northern Road Link (NRL)**  
**Marten Falls First Nation Community Access Road (MFFN CAR)**



#### Participant Funding

The Province of Ontario will fund up to 3 representatives from your community to attend, including travel, accommodation and meals. All questions about funding or the coordination of funding should be directed to the Province of Ontario at [ea.participant.fund@ontario.ca](mailto:ea.participant.fund@ontario.ca).

Additional community representatives are welcome to attend.



#### Purpose

The Purpose of this Forum is to create a respectful, culturally-sensitive, and collaborative space to develop an understanding of Aboriginal and/or Treaty Rights and Interests in any of the Project areas (WSR, MFFN CAR, and NRL) as your Aboriginal and/or Treaty Rights and Interests and Interests may be impacted by these Projects. *Please note the purpose of this event is to discuss Aboriginal and/or Treaty Rights and Interests and not to collect Indigenous Knowledge.*



#### Who Should Attend from your Community

Representatives who are knowledgeable about and comfortable speaking to the Rights and Interests of your community in any of the Project areas are encouraged to attend.

RSVP to [ea.participant.fund@ontario.ca](mailto:ea.participant.fund@ontario.ca) by January 27<sup>th</sup>  
(note that you can still attend without an RSVP)



MARTEN FALLS FIRST NATION  
**COMMUNITY ACCESS ROAD**



Ontario

# ABORIGINAL AND/OR TREATY RIGHTS AND INTERESTS

WEBEQUIE SUPPLY ROAD (WSR) • MARTEN FALLS FIRST NATION COMMUNITY ACCESS ROAD (MFFN CAR) • NORTHERN ROAD LINK (NRL)

## PRELIMINARY AGENDA

### Wednesday, February 8

- 7:00 - 8:45 ○ Breakfast
- 9:00 ○ Welcome and Opening Ceremony
- Purpose/Overview of the Aboriginal and/or Treaty Rights and Interests Forum
- Presentations on the roles of the Proponent, Crown and Indigenous Communities in understanding and assessing Aboriginal and/or Treaty Rights and Interests
- Questions & Answers
- 12:00 ○ Lunch
- 1:00 ○  Aboriginal and/or Treaty Rights and Interests Individual Community Breakout Sessions
-  Plenary/Group Sessions: Presentations and Activities
- 4:30 ○ End of Day 1 Regroup
- 6:00 ○ Dinner

### Thursday, February 9

- 7:00 - 8:45 ○ Breakfast
- 9:00 ○ *Continued* - Aboriginal and/or Treaty Rights and Interests Individual Community Breakout Sessions
- *Continued* - Plenary/Group Sessions: Presentations and Activities
- 12:00 ○ Lunch
- 1:00 ○ *Continued* - Aboriginal and/or Treaty Rights and Interests Individual Community Breakout Sessions
- *Continued* - Plenary/Group Sessions: Presentations and Activities
- 4:30 ○ Regroup: Closing Comments & Next Steps

Community representatives are also invited to meet with members of the Cultural Heritage and Archaeology Teams.



**Individual Breakout Sessions:** Representatives from NRL, MFFN CAR, WSR, Impact Assessment Agency of Canada, and the Province are each hosting separate meeting spaces for individual community representatives to discuss Aboriginal and/or Treaty Rights and Interests related to each Project.



**Plenary/Group Sessions:** For those Participants not in an Individual Breakout Session, we will be hosting a series of presentations and activities in the main Forum area.

In attendance to discuss the Projects and the assessment of Aboriginal and/or Treaty Rights and Interests will be representatives from:

- Webequie First Nation and Marten Falls First Nation
- Project Teams for WSR, MFFN CAR, and NRL
- Impact Assessment Agency of Canada
- Province of Ontario
- Consulting Teams: Dillon Consulting Limited, AECOM, SNC-Lavalin

For further information please contact:

**The Province of Ontario:** [ea.participant.fund@ontario.ca](mailto:ea.participant.fund@ontario.ca)  
**MFFN CAR:** Andrea Nokleby: [anokleby@dillon.ca](mailto:anokleby@dillon.ca)

**WSR:** Michael Fox: [michael.fox@indigenouseengagement.ca](mailto:michael.fox@indigenouseengagement.ca)  
**NRL:** Mishal Naseer: [mnaseer@dillon.ca](mailto:mnaseer@dillon.ca)

RSVP to [ea.participant.fund@ontario.ca](mailto:ea.participant.fund@ontario.ca) by January 27<sup>th</sup> (note that you can still attend without an RSVP)



MARTEN FALLS FIRST NATION  
**COMMUNITY ACCESS ROAD**



From:

MFFN Community Access Road Project Team <info@martenfallsaccessroad.ca>

Sent:

Wednesday, February 1, 2023 1:05 PM

Subject:

Follow up on the ATRI Forum

Attachments:

Invitation - 2 Day Aboriginal and Treaty Rights and Interests Forum - Thunder Bay February 2023.pdf

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Hello,

We are following up on our invitation to the Aboriginal and/or Treaty Rights and Forum hosted by the Province of Ontario in Thunder Bay on February 8 & 9, 2023. If you have not already RSVP'd, it is not too late to do so!

We are re-attaching the invitation for further information on the Forum and additional contact information. Please also join us for dinner and entertainment on the first evening!

We look forward to seeing you there.

---

MFFN Community Access Road Project Team  
Visit our website: <http://www.martenfallsaccessroad.ca/>  
Follow us on Facebook: <https://www.facebook.com/MFFNCommunityAccessRoadProject/>  
Call us: 1 800-764-9114  
Email us: [info@martenfallsaccessroad.ca](mailto:info@martenfallsaccessroad.ca)

From: Meyer, James  
Sent: February 2, 2023 10:55 AM  
To: sylvia.koostachinmetatawabin@attawapiskat.org  
Cc: [REDACTED]; MFFN Community Access Road Project Team  
Subject: RE: MFFN Community Access Road Project Consultation and Engagement Reports

Good morning Chief Sylvia Koostachin-Metatawabin,

I am just following up on the two Consultation and Engagement Reports linked below for the Marten Falls First Nation Community Access Road. Will Attawapiskat First Nation be providing comments on your section of the reports? The deadline was January 31, 2023 but please let me know if you plan on commenting and require additional time. If I don't hear from you, we'll go ahead and finalize the sections for the public versions. I'll reach out again the week of February 13, 2023.

Let me know if you have any questions!

Thank you,  
James Meyer  
On behalf of the Marten Falls First Nation Community Access Road Project Team



From: Meyer, James  
Sent: February 23, 2023 2:20 PM  
To: [REDACTED]  
Cc: [REDACTED] MFFN Community Access Road Project Team; Ross, Kathryn  
Subject: RE: MFFN Community Access Road Project Consultation and Engagement Reports

Good afternoon Chief Sylvia Koostachin-Metatawabin,

Hope you are doing well. Just wanted to follow up to let you know we will be finalizing Attawapiskat First Nation's section of the public versions for the Interim Record of Consultation and Engagement and Milestone #1 Progress reports. Please let us know if you have any questions or would like to organize a meeting to discuss the reports or anything on the Community Access Road Project.

Moving forward my colleague Kathryn Ross (cc'd here) will be the primary contact for Attawapiskat First Nation to communicate with on the MFFN Community Access Road Project as I will be moving to a new role. I wish you and Council, and the community all the best for 2023 and beyond!

Take care,  
James Meyer  
On behalf of the Marten Falls First Nation Community Access Road Project Team

---



From: MFFN Community Access Road Project Team <info@martenfallsaccessroad.ca>  
Sent: Friday, March 31, 2023 1:16 PM  
To: [REDACTED]  
Subject: Follow up on Community Access Road & Attawapiskat First Nation

Good afternoon Chief Sylvia Koostachin-Metatawabin,

I hope you and Attawapiskat First Nation are doing well. I left a voicemail today about the Marten Falls First Nation Community Access Road to follow up on a few items:

Does Attawapiskat First Nation have any comments on the Archaeology reports below (and linked here: [https://drive.google.com/drive/folders/1\\_8IWWg\\_4-ZNINraqIRQYgSVkwvYeoCmO?usp=sharing](https://drive.google.com/drive/folders/1_8IWWg_4-ZNINraqIRQYgSVkwvYeoCmO?usp=sharing))? If you have any questions, comments, would like to meet with our archaeology team or need additional time to review please let me know.

In November 2022 we sent a re-introduction letter and offered to set up a meeting with Attawapiskat First Nation and the Marten Falls First Nation Community Access Road Project Team. Are you interested in a meeting?

In May 2022, the former Chief mentioned Attawapiskat First Nation would be providing an Impacts to Rights Assessment that could be shared to inform the Community Access Road environmental assessment. Will the community still be providing this document and do you have a sense of timing? It would be great to receive it by June 30, 2023 to be considered in the existing conditions reports.

Lastly, a reminder that we have funding available to support a Community Coordinator from Attawapiskat First Nation to help with consultation and engagement efforts on the Community Access Road. We would be happy to meet to provide more information.

Please don't hesitate to reach out and we look forward to hearing from you.

Kathryn Ross [REDACTED]

On behalf of the MFFN Community Access Road Project Team

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MFFN Community Access Road Project Team

Visit our website: <http://www.martenfallsaccessroad.ca/>

Follow us on Facebook: <https://www.facebook.com/MFFNCommunityAccessRoadProject/>

Call us: 1 800-764-9114

Email us: [info@martenfallsaccessroad.ca](mailto:info@martenfallsaccessroad.ca)

--

From: Andrea Nokleby  
Sent: Tuesday, May 2, 2023 9:15 AM  
To: [REDACTED]  
Cc: Bob Baxter; Lawrence Baxter; Qasim Saddique; Ross, Kathryn  
Subject: Follow-up Re: MFFN CAR IK Program Key Dates  
Attachments: MFFN CAR Indigenous Knowledge Program Funding Agreement.docx

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Good Morning Chief Koostachin-Metatawabin,

I hope this email finds you well. It was very nice to meet with representatives from Attawapiskat First Nation at the Aboriginal and/or Treaty Rights and Interests Forum in Thunder Bay in February.

I am following up on the Indigenous Knowledge (IK) Program schedule for the Marten Falls First Nation Community Access Road Project. There are a few key milestones that we want to continue to highlight for you:

- Preliminary draft existing conditions reporting is to be largely completed in 2023 for environmental (e.g., fish and fish habitat) and social (e.g., visual) disciplines. Please note this was previously stated as "existing conditions reporting" and not preliminary draft existing conditions reporting in the February 2023 letter.
- The evaluation of the alternative routes to select a preferred route is to be completed by the end of this year (2023).

In order to meet the study schedule, it is critical that IK and information on Indigenous Land and Resource Use be shared with the MFFN CAR Project Team by [June 2023](#), so that this information is included in the preliminary draft existing conditions reporting and is available for consideration in the route selection which will begin in September 2023.


We will continue to support communities in sharing IK beyond this date and to incorporate this information in subsequent steps of the assessment processes (e.g. updates to the existing conditions, effects assessment, impact management, and project design).


We look forward to finalizing an IK Sharing Agreement and the Funding Agreement (re-attached) with Attawapiskat First Nation to support this important work. If you have any questions on the IK Program or would like further information, I'd be happy to set up a time to discuss further.


Thank you and enjoy your day,

Andrea

Andrea Nokleby  
Partner  
Dillon Consulting Limited







On Tue, May 2, 2023 at 9:06 AM Nokleby, Andrea <[REDACTED]>

Hello Dorothee,

Thank you for your email - I appreciate you following up.

I will take this back to the team. In the meantime, if you have any questions on IK Funding please let me know.

I hope everyone has a good day,

Andrea

Andrea Nokleby  
Partner  
[Dillon Consulting Limited](#)



|

|

On Tue, May 2, 2023 at 12:58 PM Nokleby, Andrea <[REDACTED]> wrote:

Hello Dorothee and Chief Koostachin-Metatawabin,

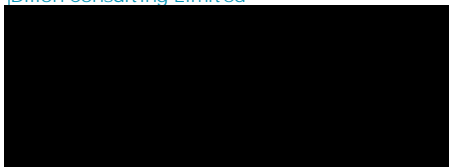
I just confirmed with members of the team that a communication had been sent in response to Attawapiskat First Nation's May 11, 2022, correspondence on June 13, 2022. I am re-attaching that letter to this email. I will also forward you the full correspondence in a separate email. Since that time, we sent outreach correspondence following the election and subsequent follow ups since then.

You will note that in the June 13, 2022 response letter, we had asked to set up a time to meet to further discuss Attawapiskat First Nation's proposed approach to the Indigenous Knowledge Program and the assessment of Aboriginal and Treaty Rights and Interests. Would you be able to provide some dates/times that would work for representatives of Attawapiskat First Nation? I'm copying Kathryn Ross in this communication who will be able to assist in coordinating a meeting.

We look forward to the opportunity to further discuss this with you. Hope you have a good afternoon,

Andrea

Andrea Nokleby  
Partner  
Dillon Consulting Limited



|\_|\_|\_|

|

From: Nokleby, Andrea [REDACTED]  
Sent: Tuesday, May 02, 2023 4:02 PM  
To: Dorothee Schreiber [REDACTED]  
Cc: Sylvia Koostachin-Metatawabin [REDACTED]; Pauline Tookate [REDACTED]; Jack Linklater JR [REDACTED]; Ross, Kathryn [REDACTED]; Qasim Saddique [REDACTED]; Bob Baxter [REDACTED]; Cafaro,Caitlin [REDACTED] (IAAC/AEIC) [REDACTED]  
Subject: Re: Follow-up Re: MFFN CAR IK Program Key Dates

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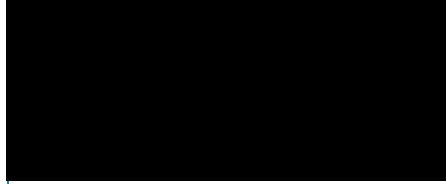
Hello Dorothee,

Thank you for your email. We will review in better detail and provide a response back.

Have a good evening,

Andrea

Andrea Nokleby  
*Partner*  
Dillon Consulting Limited



\_\_\_\_\_

\_\_\_\_\_

From: Nokleby, Andrea <[anokleby@dillon.ca](mailto:anokleby@dillon.ca)>  
Sent: May 31, 2023 7:00 AM  
To: Sylvia Metatawabin <[sylvia.metatawabin@attawapiskat.org](mailto:sylvia.metatawabin@attawapiskat.org)>; Xavier Wheesk <[xavier.wheesk@attawapiskat.org](mailto:xavier.wheesk@attawapiskat.org)>; Steve Hookimaw <[steve.hookimaw@attawapiskat.org](mailto:steve.hookimaw@attawapiskat.org)>; Dorothee Schreiber <[dorothee.schreiber@gmail.com](mailto:dorothee.schreiber@gmail.com)>  
Cc: Qasim Saddique <[qsaddique@suslop.com](mailto:qsaddique@suslop.com)>; Michael Fox <[michael.fox@indigenouseengagement.ca](mailto:michael.fox@indigenouseengagement.ca)>; Bob Baxter <[bbaxter48@gmail.com](mailto:bbaxter48@gmail.com)>; Lawrence Baxter <[lawrencebax@gmail.com](mailto:lawrencebax@gmail.com)>; Ashawasegai-Pereira, Jennifer <[Jennifer.Ashawasegai-Pereira@snclavalin.com](mailto:Jennifer.Ashawasegai-Pereira@snclavalin.com)>; Mishal Naseer <[mnaseer@dillon.ca](mailto:mnaseer@dillon.ca)>; Knell, Mark <[mark.knell@snclavalin.com](mailto:mark.knell@snclavalin.com)>; Wallace, Craig <[Craig.Wallace@snclavalin.com](mailto:Craig.Wallace@snclavalin.com)>; Ross, Kathryn <[kathryn.ross@aecom.com](mailto:kathryn.ross@aecom.com)>; [gordonw@webequie.ca](mailto:gordonw@webequie.ca)  
Subject: MFFN CAR, WSR, NRL ATRI Forum - Follow Up

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Good Morning Chief Koostachin-Metatawabin

On behalf of the Marten Falls First Nation Community Access Road (MFFN CAR), Webequie Supply Road (WSR), and Northern Road Link (NRL) Project Teams, we want to thank Attawapiskat First Nation for attending the Aboriginal and Treaty Rights (ATRI) and Forum that was hosted in Thunder Bay in February of this year. We really appreciate you participating.

We have consolidated all the comments/questions provided by representatives of your community. Please find attached the following documents for your review/comment:



- Thank You to Participants!
  - General ATRI Comment Summary
  - NRL ATRI Breakout Session - Community-Specific Summary
  - WSR CAR ATRI Breakout Session - Community-Specific Summary
- Please let us know if you have any questions or comments on any of the information attached.

Representatives of the Project Teams, would also be happy to set up additional meetings to further discuss any aspects of the project, including Attawapiskat First Nation's Aboriginal and Treaty Rights as they relate to each Project.




Each Project Team will also be following up separately on any Project-specific correspondence.

Thank you and have a wonderful day,

Andrea



Andrea Nokleby  
Partner  
[Dillon Consulting Limited](#)  
3820 Cessna Drive Suite 510  
Richmond, British Columbia, V7B 0A2  
T - 604.295.7070 ext. 4247  
F - 604.278.7894  
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[ANokleby@dillon.ca](mailto:ANokleby@dillon.ca)  
[www.dillon.ca](http://www.dillon.ca)



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## ABORIGINAL AND/OR TREATY RIGHTS AND INTERESTS

WEBEQUIE SUPPLY ROAD (WSR) • MARTEN FALLS FIRST NATION COMMUNITY ACCESS ROAD (MFFN CAR) • NORTHERN ROAD LINK (NRL)

# MIIGWECH / MIIGWETCH / THANK YOU!

Webequie First Nation and Marten Falls First Nation greatly appreciate your community's participation in the 2-day Aboriginal and/or Treaty Rights and Interests Forum held in Thunder Bay on February 8th & 9th, 2023. The Forum focused on discussing potential impacts to northern Indigenous communities' Aboriginal and/or Treaty Rights and Interests as they relate to the following Projects:

**Webequie Supply Road (WSR) • Northern Road Link (NRL)**  
**Marten Falls First Nation Community Access Road (MFFN CAR)**

**AS PART OF THE ASSESSMENT PROCESSES FOR THE PROJECT(S),  
OUR GOAL IS TO WORK WITH YOU TO:**



Develop an understanding of Aboriginal and/or Treaty Rights and Interests by each community within each distinct Project area



By understanding Rights and Interests we will be in a better position to have discussions about potential Project(s) impacts



Together, we can then look at ways of avoiding, reducing and mitigating potential negative impacts while enhancing potential opportunities to support Aboriginal and/or Treaty Rights and Interests

The Forum was also an important opportunity to:

- Meet face-to-face
- Connect on how we can work together
- Better understand the roles we all play in assessing potential impacts to Aboriginal and/or Treaty Rights and Interests
- Reduce consultation fatigue
- Provide input into the MFFN CAR Cultural Heritage and Archaeology Program

For your review and comment, please find attached:

- ➔ Summary of comments your community provided in the individual Project-Specific Breakout Session(s) and the MFFN CAR Cultural Heritage and Archaeology Workshop
- ➔ Summary of comments provided during the group plenary session (Day One Morning)

As First Nation Proponents we understand that assessing potential impacts to Aboriginal and/or Treaty Rights and Interests is complex and iterative. As such, we would greatly appreciate the opportunity to meet with your community one-on-one to further our conversations on this important part of the assessment processes.

Based on positive feedback, we plan on hosting another session in the coming months.  
Please stay tuned for more information.

To ***schedule a one-on-one meeting*** or to share further information about your Aboriginal and/or Treaty Rights and Interests with Project Team Representatives please contact:

**MFFN CAR:** Andrea Nokleby: [anokleby@dillon.ca](mailto:anokleby@dillon.ca)

**NRL:** Mishal Naseer: [mnaseer@dillon.ca](mailto:mnaseer@dillon.ca)

**WSR:** Michael Fox: [michael.fox@indigenousengagement.ca](mailto:michael.fox@indigenousengagement.ca)



MARTEN FALLS FIRST NATION  
**COMMUNITY ACCESS ROAD**





## ABORIGINAL AND/OR TREATY RIGHTS AND INTERESTS FORUM

FEBRUARY 7<sup>th</sup> & 9<sup>th</sup>, 2023

THUNDER BAY, ON

GENERAL SUMMARY

#	Indigenous Community	Comment/Issue Raised	Post Forum Response
1.	Webequie First Nation	Need to condense information in a way communities can understand as big documents is not their way to looking at things.	The proponents are taking steps to ensure the project information is understood, such as generating fact sheets, newsletters, and plain language summaries of key documents. In addition, some key documents are translated to Indigenous languages. The proponents will endeavour to continue to provide project information in a way that is concise and uses layman's terms whenever possible.
2.	Webequie First Nation	Important to take the time to listen and learn from First Nations.	Comment acknowledged. The proponents are committed to pursuing open dialogue and consultation with Indigenous communities during the environmental assessment processes.
3.	Attawapiskat First Nation	Community members do not know what is going on with the road Projects. Proponents tend to deal with Chief and Council and information does not get down to the grassroots people. The colonial processes of Chief and Council do not always represent the interests of the Treaty Rights holders.	The proponents will continue to discuss with community leadership how to ensure that community members are reached directly during consultation and engagement activities.
4.	Attawapiskat First Nation	Do not see Treaty people at the forum, only business people.	All Indigenous communities scoped into the EA/IA processes by the Province and IAAC were invited to attend the ATRI Forum.
5.	Attawapiskat First Nation	Do not see Treaty people at the forum, only business people.	All Indigenous communities scoped into the EA/IA processes by the Province and IAAC were invited to attend the ATRI Forum.

## ABORIGINAL AND/OR TREATY RIGHTS AND INTERESTS

Webequie Supply Road (WSR) • Northern Road Link (NRL) • Marten Falls First Nation Community Access Road (MFFN CAR)

#	Indigenous Community	Comment/Issue Raised	Post Forum Response
6.	Attawapiskat First Nation	We (Attawapiskat First Nation) only received notice for the IAAC Northern Road Link Project Open House one day before the session. IAAC is not advertising its consultation and they are not meeting with the people.	Thank you for this comment. We will share with IAAC.
7.	Attawapiskat First Nation	It is important to talk to Treaty Rights holders and that is why he is streaming the session back to the community.	The proponents will look into options to live-stream consultation and engagement activities when possible.
8.	Webequie First Nation (Chief)	Information being shared at the Forum will help the Proponents see what the impacts to Aboriginal and Treaty Rights may be and will help them make good decisions.	Comment acknowledged.
9.	Webequie First Nation (Chief)	Need to find balance between traditional way of living and the new way of life.	Comment acknowledged. The proponents looks forward to learning more about Indigenous communities' traditional way of life through the Indigenous Knowledge (IK) Programs.
10.	Webequie First Nation (Chief)	There are challenges of keeping Aboriginal and/or Treaty Rights and Interests information confidential. It will be up to each community to decide whether to share information, get feedback and report back to their communities	The proponents acknowledge that it is up to each community to decide whether to share information. It is anticipated that Indigenous Knowledge (IK) collected through the IK Programs will be governed by IK Sharing Agreements that indicate how confidential information will be used to inform the effects assessment but will be protected from public or third-party disclosure.
11.	Webequie First Nation (Chief)	Transparency is important when discussing Aboriginal and/or Treaty Rights and Interests.	Comment acknowledged.

## ABORIGINAL AND/OR TREATY RIGHTS AND INTERESTS

Webequie Supply Road (WSR) • Northern Road Link (NRL) • Marten Falls First Nation Community Access Road (MFFN CAR)

#	Indigenous Community	Comment/Issue Raised	Post Forum Response
12.	Aroland First Nation	Some communities pulled out of the Forum because they were told that advisors were not welcome at the Forum. Aroland First Nation decided to stay despite the fact they did not have their advisors with them to get information as they were not able to meet because of the COVID pandemic.	"The proponents acknowledge there was a miscommunication during the planning of the ATRI Forum. The proponents thank Aroland First Nation for staying in the forum despite this miscommunication. The proponents welcome Indigenous community Advisors/Consultants in all Indigenous consultation and engagement activities for the EA/IA processes.
13.	Aroland First Nation	The group is talking about consultation but this cannot be consultation if community advisors are not present.	The proponents welcome Indigenous community Advisors/Consultants in all Indigenous consultation and engagement activities for the EA/IA processes.
14.	Aroland First Nation	Aroland First Nation is key to the Projects but feels left out. Further, it is a hard position us (for Aroland First Nation) if our neighbours to the north want to do things. The Proponents need to do better.	Comment acknowledged. Marten Falls First Nation and Aroland First Nation have initiated a nation to nation dialogue to resolve concerns raised by Aroland First Nation and are working towards building a collaborative relationship.
15.	Aroland First Nation	The Proponents need to do better to understand what Aroland First Nation wants to do as well.	The proponents are committed to collaborating with Aroland First Nation throughout the EA/IA processes.
16.	Aroland First Nation	We (Aroland First Nation) is attending the Forum to build relationships with our neighbours.	The proponents thank Aroland First Nation for participating in the ATRI Forum. The proponents also aim to build relationships with our neighbours, and are committed to pursuing open dialogue and consultation with Indigenous communities during the EA/IA processes.

## ABORIGINAL AND/OR TREATY RIGHTS AND INTERESTS

Webequie Supply Road (WSR) • Northern Road Link (NRL) • Marten Falls First Nation Community Access Road (MFFN CAR)

#	Indigenous Community	Comment/Issue Raised	Post Forum Response
17.	Aroland First Nation	Aroland First Nation will not support any development until the federal Regional Assessment is completed. What will the cumulative effects be. Aroland First Nation has written letters to that effect.	<p>"The proponents acknowledge Aroland First Nation's request that the Regional Assessment precede the individual road assessments; however, completion of the Regional Assessment in the Ring of Fire Area is not a requirement for the proponents to proceed with the individual EA/IA processes. It is the proponents' understanding that the Impact Assessment Agency of Canada (the Agency) is currently engaging with interested Indigenous communities on a proposed approach for a Regional Assessment that could be co-led by the Agency, Indigenous communities and Ontario. Information generated by the Regional Assessment will be incorporated into the Project's EA/IA as it becomes available.</p> <p>The decision to proceed with the EA/IA processes for the three road projects is consistent with the agreements between the proponents and the Province of Ontario. The proponents are committed to realizing the intended/perceived benefits of the roads for their respective communities, and the region as a whole, within a reasonable timeframe. Deferring/pausing the individual EA/IA processes does not align with these objectives.</p> <p>The EA/IA for the road projects will each include a cumulative effects assessment. The scoping of the cumulative effects assessments will include other past, present or reasonably foreseeable projects and activities, including the other road projects as well as proposed mining projects in the region.</p>



## ABORIGINAL AND/OR TREATY RIGHTS AND INTERESTS

Webequie Supply Road (WSR) • Northern Road Link (NRL) • Marten Falls First Nation Community Access Road (MFFN CAR)

#	Indigenous Community	Comment/Issue Raised	Post Forum Response
18.	Aroland First Nation	The parties need to rethink the strategy about not allowing advisors. It is strange that government and Proponent advisors are here, yet First Nations are denied their advisors. Aroland First Nation will listen, watch, participate and report back to the community.	The proponent acknowledges there was a miscommunication during the planning of the ATRI Forum. The proponent welcomes Indigenous community Advisors/Consultants in all Indigenous consultation and engagement activities for the NRL Project's EA/IA process.
19.	Aroland First Nation (Chief)	Need to work with Council to answer to members. We came to listen and everyone needs to work together. Proponents need to work with Aroland First Nation.	The proponents are committed to collaborating with Aroland First Nation throughout the EA/IA processes.
20.	Aroland First Nation (Chief)	We (Aroland First Nation) welcome and support Marten Falls First Nation for the Community Access Road Project only, but now there are other things attached (NRL, WSR). Why is Aroland First Nation not involved and why wasn't the community been asked to participate in the development of the Project(s).	Comment acknowledged. Marten Falls First Nation and Aroland First Nation have initiated a nation to nation dialogue to resolve concerns raised by Aroland First Nation and are working towards building a collaborative relationship.
21.	Aroland First Nation (Chief)	The Road Projects will affect everyone and we (Aroland First Nation) are already seeing impacts that will change everything. You can not reverse impacts.	The proponents understand the roads would result in effects/changes, and are conducting individual EA/IA processes in an effort to better understand those effects and develop measure to mitigate negative effects and enhance positive effects.
22.	Aroland First Nation (Chief)	We (Aroland First Nation) want to build a relationship with Marten Falls First Nation and we don't want to fight with our relations. Government is making us fight with our relations and it is confusing.	The proponents appreciate Aroland First Nation's desire to build a relationship and work together.
23.	Aroland First Nation (Chief)	Received texts from other First Nations about opting out of the Forum. We thought about opting out, but I wanted to be open and share my feelings, so we stayed at the Forum.	The proponents appreciates Aroland First Nation's participation in the ATRI Forum.
24.	Marten Falls First Nation	Marten Falls First Nation representative asked to respond to some of the comments made by the Aroland First Nation Chief.	Comment acknowledged.

## ABORIGINAL AND/OR TREATY RIGHTS AND INTERESTS

Webequie Supply Road (WSR) • Northern Road Link (NRL) • Marten Falls First Nation Community Access Road (MFFN CAR)

#	Indigenous Community	Comment/Issue Raised	Post Forum Response
25.	Marten Falls First Nation	Marten Falls First Nation representative noted that the Proponents have made every effort to meet and consult with Aroland First Nation, but this has been refused for a number of reasons including the COVID pandemic.	Comment acknowledged.
26.	Marten Falls First Nation	There are many ways to communicate, so the Marten Falls First Nation representative disagrees with the notion that the Proponent is not consulting. Issues should not be construed as an argument but rather debating.	Comment acknowledged.
27.	Marten Falls First Nation	Marten Falls First Nation representative recalled a story of a proposed forestry agreement between 3 First Nations that was stalled for more than a year. The Chiefs finally met to discuss and they were able to reach an agreement. There needs to be meetings with just the Chiefs. They did not have advisors and consultants back then. Chiefs need to get together and talk. That is why they are elected.	Comment acknowledged.

## B3.2 Incoming Community Specific Correspondence



On Tue, May 2, 2023 at 8:26 AM Dorothee Schreiber [REDACTED] wrote:

Hi Andrea,

Chief Sylvia forwarded your message to me. Please note that we responded on May 11, 2022, regarding the Indigenous Knowledge Program. Please see the letter attached. We did not receive a response to that letter. We would still appreciate receiving a response on our requests (1) to receive draft chapters of the EA as you prepare them and before they are submitted to the regulator, and (2) to share with us the caribou collar data that you are gathering as part of your baseline data collection.

Thanks,  
Dorothee



I

On Tue, May 2, 2023 at 12:10 PM Dorothee Schreiber [REDACTED] wrote:

Hi Andrea,

Unfortunately, the June 13th letter you sent us does not respond in any meaningful way to the issues we raised in our letter of May 11th, 2022.

With respect, we have already clearly outlined our approach to the impacts to rights assessment, and we do already have a clear understanding of the "Project schedule and key milestones." We do not, therefore, at this time, need a meeting to discuss those issues. Your repeated request for a meeting appears to be sidestepping our direct request for (1) draft chapters as they become available, and (2) caribou data as it becomes available.

Please let us know when you will begin sending us draft chapters of your impact statement, as they become available and before you submit them to the regulator. You have not answered us on this point.

We have also asked you to share with us the baseline caribou data you are collecting. You say that this data has not been "fully analyzed." We are not asking for "fully analyzed" data -- we are asking you to share the raw data with us, as it becomes available. We do not accept your assertion that the "collar data is confidential until after the provincial / federal joint assessment reporting and review is complete. At that time, collar data will be made available to trained and licenced users via the provincial Natural Heritage Information Center database." You are collecting data on Attawapiskat First Nation territory. Your refusal to share the baseline caribou data as it becomes available goes against the expectation of the Impact Assessment Agency of Canada, that the proponent share baseline data with the affected First Nations communities when they request it.

Please refer to the following guidance from IAAC: <https://www.canada.ca/en/impact-assessment-agency/services/policy-guidance/practitioners-guide-impact-assessment-act/guidance-indigenous-participation-ia.html>

The guidance really highlights the need for proponents to work in collaboration with the consulted communities over the course of the process. While you as the proponent might expect us to only be interested in traditional land use, anything that we identify as a valued component for the project should lead to us having complete information about the item so that we can prepare our own impacts to rights assessment. More simply put, we can't assess the impacts on valued components/land use/rights if we do not have complete information. The Agency insists on the proponent's early engagement specifically for those reasons. We cannot wait until you submit your impact statement to the regulator to have access to your analysis and the baseline data you are collecting.

Please also refer to the Indigenous Engagement and Partnership Plan for the Marten Falls CAR: <https://iaac-aeic.gc.ca/050/evaluations/document/140988>. In this document, IAAC makes clear that it expects the proponent, during the development of the impact statement to "present project information, results of baseline studies, and brief Indigenous groups on technical matters." The Indigenous Engagement and Partnership Plan also makes clear that an Indigenous community's preferred approach to consultation should be respected.

Please do answer our request for draft chapters of the impact statement, and please provide us with the caribou data you are collecting. For the caribou data, please send us what you have collected so far. I am copying Caitlin Cafaro of the Impact Assessment Agency here, so that we can have the Agency's assistance in this matter. The two letters are attached again, for Caitlin's reference.

Thanks,  
Dorothee