

YESAA Oversight Group Meeting  
October 28, 2020 8:00 – 9:00am  
Teleconference

**Record of Decision**

**Participants**

Jasmina Randhawa, Oversight Group Chair - YG  
Emmie Fairclough, Oversight Group Member – CYFN  
Daryn Leas, Oversight Group Member – CYFN  
Dionne Savill, Oversight Group Member - CIRNAC  
Martin Guilbeault, CIRNAC Yukon Region  
Shane Kilpatrick, CIRNAC Yukon Region  
Michael Lemmon, CIRNAC Yukon Region  
Keith Maguire, Government of Yukon  
Sevn Bohnet, Government of Yukon

Guests: Government of Yukon - Lyle Dinn  
CIRNAC Ottawa - Gilles Binda

**1. Welcome – review agenda**

- Jasmina - welcomed everyone

**2. Approve September 29, 2020 meeting record**

- Draft meeting record distributed with meeting package
- Meeting record approved, no changes noted.

**3. Technical working group**

- The draft terms of reference were reviewed by the group.
- The group discussed and agreed that the TWG may seek “external” expertise and resources with the approval of the Oversight Group. It was acknowledged that the Parties may apply internal expertise and resources without the Oversight Group’s approval.
- The group discussed how to approach inviting YESAB to participate in the group. The group agreed to have the working group revise the TOR to clarify inviting YESAB to participate in the working group and that any need for additional expertise would require Oversight Group approval.
- Keith provided an overview of the workplan developed by the working group on the task of pursuing a focused legislative review of YESAA to address the issues surrounding amendments and renewals. A key step as Canada indicated is that a joint letter from Yukon Government and Yukon

First Nations to the Minister is required to initiate the review process. A separate background document intended to scope the issue is being developed by the working group.

- Canada confirmed that the workplan reflect the appropriate process and that once the letter requesting a legislative review is received by the Minister, CIRNAC will review the request and prepare a response for the Minister to consider.
- Lyle raised the questions if there is a role in implementation (of completed legislative changes) for the working group and is there any timelines or target dates for these workplan items?
- Discussion by the group - haven't considered the role the working group might have related to implementation as it is dependent on the outcome of any review and context of any potential changes. Also difficult to assign timing given uncertainties in the process beyond our control.
- Suggest adding a context section to the workplan identifying the considerations and components of the review as it is anticipated to progress through the process.
- All agreed that the working group should make the revisions as discussed and they will be considered approved. Jasmina asked if there were any other comments on amendments or renewals or the workplan.
- Daryn reiterated that on amendments and renewals, First Nations and CYFN have been clear on the position that any exemption relating to the review of an amendment or renewal is going to have to be based on the consent of the affected First Nation.
- Jasmina confirmed that YG is clear on understanding of the First Nations position on amendments and renewals.

- TASKS:
1. Working group to update the terms of reference to reflect:
    - a) The use of "external" expertise and resources with the approval of the Oversight Group, and;
    - b) That YESAB will be invited to participate in the TWG and participation of additional expertise will be subject to Oversight Group Approval.
  2. Working group to revise workplan to include a context section on the components review process.

#### **4. YESAA Forum**

- Sevn provided an update on YESAA forum planning. A facilitator been selected to support the forum proceedings and YG has initiated the

contracting process. Will be reconvening the steering committee to meet with the facilitator and work on setting up the session's schedule.

**5. Other Items** - None

**6. Next Meeting** - Scheduled for November 25, 2020

Meeting Adjourned at 9:00am