MEMORANDUM OF UNDERSTANDING BETWEEN

NISHNAWBE-ASKI LEGAL SERVICES CORPORATION



AND

HIS MAJESTY THE KING IN RIGHT OF THE PROVINCE OF ONTARIO AS REPRESENTED BY THE SOLICITOR GENERAL, OPERATING AS THE ONTARIO PROVINCIAL POLICE



OPP POLICING TREATY#9 NW REGION PROTOCOL

March 2023

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OPP NWR RESTORATIVE JUSTICE AND VICTIM SUPPORT MEMORANDUM OF UNDERSTANDING

Between

Nishnawbe-Aski Legal Services Corporation

(Hereinafter referred to as the "NALSC")

AND

His Majesty the King in Right of the Province of Ontario as represented by the Solicitor General, operating as The Ontario Provincial Police, specifically Policing within Treaty #9 Territories and serving Treaty #9 community members residing within the Northwest Region of Ontario

(Herein referred to collectively as the "OPP NWR")

including the OPP Victim Specialist Program

(Hereinafter called "OPP VSP")

(Hereinafter referred to as the "OPP")

(Collectively, "the Parties")

WHEREAS the "NALSC" offers legal and justice program services to the 49 Nishnawbe-Aski Nation Chiefs who are members of the NALSC Corporation, in the areas of Pre-Charge Restorative Justice, Post-Charge Restorative Justice, Youth Justice, Youth Intervention, Victim Services, Child Welfare under the Talking Together Program, Bail Supervision, and Community Release & Reintegration to members of Nishnawbe Aski Nation;

AND WHEREAS the OPP NWR provide policing services within Treaty #9 Territory, and provide effective, efficient, and culturally appropriate policing for First Nation communities and community members of the NAN Territory (hereinafter collectively referred to as the OPP NWR);

And WHEREAS "OPP VSP" is a dedicated police-based program that ensures victims involved with investigations by the OPP have access to the rights and assistance to which they are entitled to under the law.

AND WHEREAS The OPP and NALSC wish to cooperate in an integration of these services such that the OPP are made aware of and agree to refer proper cases to these programs.

THEREFORE, THE Parties Agree to enter a protocol with the following conditions:

INTRODUCTION

Purpose of Protocol

The purpose of the protocol is to outline the working relationship between NALSC and OPP officers policing within Treaty #9 Territories and serving Treaty #9 community members residing within the Northwest Region of Ontario, and to outline protocol policies that are to be followed by both NASLC and OPP. The protocol will focus on collaboration between these agencies' existing programs and services.

DEFINITIONS

IIPVPP: Indigenous Intimate Partner Violence Prevention Program

LAO: Legal Aid Ontario

NALSC: Nishnawbe-Aski Legal Services Corporation

NAN: Nishnawbe Aski Nation

OPP NWR - Ontario Provincial Police North West Region

PLE: Public Legal Education

RJ: Restorative Justice

SADV: Sexual Assault Domestic Violence Worker

TTP: Talking Together Program

VNA: Victim Needs Assessment

VSP: Victim Specialist Program

VWL: Victim Witness Liaison

VWLP: Victim Witness Liaison Program

YI: Youth Intervention

YJ: Youth Justice

APPROVAL

The Protocol will take effect on the date of its signatures by both OPP and NALSC.

PROCESSES FOR REVIEW OR AMENDMENT

The Protocol will be reviewed and/or amended in partnership with OPP and NALSC every four years from the signing date of the Protocol.

PROGRAMS & SERVICES

1. NALSC RESTORATIVE JUSTICE PROGRAMS

Our focus is to right the wrongs done and help victims, offenders, their families, friends, and community members suffering as a result of a crime make amends. Restorative Justice works towards changing the mindset of offenders into that of productive members of society. Clients learn about themselves and ways they can be better within their communities. The goal of Restorative Justice is to help address the over-representation of Indigenous people in the mainstream justice system. We aim to achieve this goal by working with NAN First Nations in the administration of justice affecting their community and to provide a culturally based diversion to promote healing in the community.

1.1. Pre-Charge Diversions:

OPP NWR police officers, in cases where restorative justice measures are deemed appropriate by the OPP, may offer NALSC restorative justice programming to the offender prior to laying a charge. If the offender is voluntarily willing to complete RJ programming through NALSC, the officers will contact the NALSC Restorative Justice program manager by sending a pre-charge referral form:

Appendix "A" with completed signed consent from the offender, and the general occurrence report or synopsis.

NALSC will then send the referral to the appropriate worker for that specific community. The worker will contact the offender and initiate diversion process starting with a restorative justice circle. A report will be provided by NALSC to the referring officer outlining the result of this RJ Circle and any follow-up. In cases of summary conviction offenses, the process must be finalized within 120 days of the date of the incident.

If, for any reason, the process breaks down, the matter will be referred back to the referring officer, who will then proceed to lay charges if they wish to do so.

1.2. Post-Charge Diversions:

Once charges are laid, in cases deemed appropriate and where offenders are consenting to participate, OPP officers agree to note in their case file synopsis that an offender is recommended for the post-charge diversion with NALSC restorative justice program. Once Crown receives the case file synopsis, they may use their discretion to refer to restorative justice program using **Appendix "B"**.

1.3. Youth Restorative Justice:

The intent of this program is to guide youth to a better understanding of how their behavior affects others in the community and to make amends by giving back to the community in a meaningful way.

- a) The youth diversion process can be both pre- or post-charge. In cases deemed appropriate for pre-charge diversion, OPP officers shall, prior to the laying of charges, ensure the offender is voluntarily willing to complete restorative justice through NALSC. A request for referral shall be completed via a Form LE270, completed with explicit consent to the disclosure of personal information about the involved youth to the Nishnawbe-Aski Legal Services Corporation, relevant to the youth's participation in the referral program. This form will be forwarded to the NALSC for appropriate program referrals.
- b) Where the Ministry of Children, Community and Social Services (MCCSS) Youth Justice Division has a pre-existing program in place to track youth diversions, such as in the communities of Sioux Lookout and Pickle Lake, the LE270 form will include explicit consent to the disclosure of personal information about the involved youth to Youth Justice Division, MCCSS, and NALSC. This referral form will be submitted through the Youth Justice Division MCCSS Pre-Charge Diversion Program Youth Justice Administrator, for further collaboration with NALSC.
- c) If the youth has been charged and the charging officer believes post-charge diversion may be of benefit, the officer shall put a recommendation in their case file synopsis to the Crown for post-charge diversion with NALSC.

1.4. Youth Intervention:

The Youth Intervention Program works with Indigenous youth who have been in trouble with the law. The intervention workers work closely with probation officers, operating as a bridge between youth, police, and probation. Youth are provided with life skills using land-based activities and traditional knowledge. NALSC YI workers will ensure OPP officers are invited to attend youth intervention events. OPP officers, with youth and parental consent, are encouraged to send referrals on youth who would benefit from the intervention program utilizing the community referral form: **Appendix "C"**.

The referrals work to assist OPP NWR in crime prevention among the youth and encourage healthy lifestyles.

1.5. Band By-law:

The focus of the Band By-Law program is based on education and enforcement of community by-laws through restorative justice. OPP officers can refer individuals with bylaw infraction(s) to the program for participation in facilitated restorative justice circles using: **Appendix "A"**.

By providing communities with the opportunity to enforce their by-laws through restorative justice, NALSC encourages communication between community leaders and the OPP. Referrals can be made for any community by-law infraction that local leadership enforces, before officers lay charges, should these be applicable. All referrals to the Band By-Law program shall be completed within 120 days of the offence to ensure judicial measures are available to the investigating officer, if required.

1.6. Domestic Violence & Sexual Assault

This program is conducted through NALSC restorative justice programming and healing circles. The NALSC Sexual Assault Domestic Violence Worker (SADVW), in communication with the OPP and local victims support services, will focus specifically on resolving domestic violence and sexual assault cases. NALSC offers IIPVPP programming that can be made available to any NAN Member. These files will only be referred in a post charge setting, with referral made by the Crown's office, using **Appendix "B"**.

2. Victim Specialist Program

2.1. OPP -Victim Specialist Program

The OPP Victim Specialist Program is governed by the Framework for an OPP Victim-Centered Approach and managed by the Victim-Centered Approach Team. It is a dedicated police-based program, which is separate and distinct from community-based programs that offer victim services.

The mission of the OPP Victim Specialist Program is to ensure victims involved with investigations conducted by the OPP have access to the rights and assistance to which they are entitled under the law. The program facilitates effective communication and information sharing, and sets clear expectations, ensuring victims/survivors are provided the appropriate assistance to understand and participate throughout the investigative process and criminal justice system.

Victim Specialists have the distinct and unique responsibility to provide supports specific to the investigative process through the assistance and guidance of the investigating member. Responsibilities focus on serving victims in the traumatic aftermath of victimization by providing essential information on their role in the criminal justice/investigative process, including a victim's rights to information, case status information, resource information and identification of their needs.

Officers responding to calls for service shall complete a Victim Needs Assessment (VNA) where required by OPP Protocol. This form is a mechanism that allows victims / survivors the opportunity to express their individual needs to front line officers and provide requests for accommodations or additional supports. If a victim/survivor indicates specific supports/accommodations are required, the VNA will trigger a referral to a Victim Specialist to provide further assistance throughout the investigative process. This process triggers internal investigative supports based on identified needs, rather than external community supports. This ensures the OPP are providing effective communication and information to victims/survivors of crime and clear expectations are set.

The Victim Specialist Program works in collaboration with OPP community partners, to facilitate a holistic approach to meet the short, medium and long term needs of victims/survivors. This leads to an increase in referrals to victim services and community supports.

OPP Victim Specialists will familiarize themselves with the NALSC Victim Witness Liaison Program and work with this program to ensure NAN Community Members are provided appropriate supports. Should the victim choose to work with the NALSC VWLP, a referral form with explicit consent to the disclosure of personal information about the involved individual to the Nishnawbe-Aski Legal Services Corporation, relevant to the individual's participation in NALSC VWLP, signed by the victim, can be forwarded by the OPP Victim Specialist to the NALSC Victim Witness Liaison Coordinator for further dissemination to frontline workers.

2.2. Victim Witness Liaison Program (VWLP)

The Victim Witness Liaison Program (VWLP) offers service to Nishnawbe Aski Nation (NAN) community members, regardless of where they are currently residing. The VWLP assists victims and witnesses of all ages in dealing with the consequences of victimization, understanding the criminal justice system, and knowing their rights and responsibilities. The VWLP achieves this mandate by providing information, offering support, making appropriate referrals, acting as a liaison, and advocating for improved services.

NALSC VWL will work with the OPP to ensure that victims and witnesses are offered the appropriate supports and services, as per their rights. OPP officers can refer individuals with VWLP using: **Appendix "D"**.

3. NALSC-ALTERNATIVE DISPUTE RESOLUTION AND CHILD WELFARE

3.1. Talking Together

Talking Together is a restorative approach for dealing with child welfare issues. If, as a result of a criminal occurrence, children become involved with the child welfare system, OPP officers can refer the case to the Talking Together Manager, who will work with the

family and the community to mediate the matter in accordance with the Talking Together Protocols with the relevant Child Welfare Agencies. Should the investigating officer determine, that case could benefit from these services, they will contact the Talking Together program manager using referral form: **Appendix "E"**.

4. JUSTICE SERVICES

4.1. Legal Aid

NALSC Legal Aid Ontario Area Office 48 administers legal aid certificates, duty counsel and advice lawyer services to members of Nishnawbe Aski Nation First Nations.

(1) At times, NALSC Community Legal Workers will require OPP NWR officers to facilitate access to detachments and a private interview space to support access to legal services for clients in custody.

4.2. Indigenous Bail Verification & Supervision/Community Release & Reintegration

NALSC Indigenous Bail Verification and Supervision Program and Community Release and Reintegration Program support NAN members at the pre-trial stage. The workers develop release plans by locating potential sureties, finding appropriate addresses, and providing verified information to court officials. The program also offers bail supervision to eligible accused persons who do not have the financial means or social ties to be released pending trial.

a) OPP detachments with an active NALSC Indigenous Bail Verification and Supervision Program will inform offenders being held in custody for Bail or WASH court the option of connecting with the local bail worker responsible for that community, through their lawyer. Signage will be posted in the lodging area of detachment advising individuals of this service option as well. As feasible, OPP officers will facilitate a private, unrecorded space for an intake interview between the Bail Worker and the accused, so that appropriate release plans can be put in place.

The Indigenous Bail Verification and Supervision Program and Community
Release and Reintegration Program ensure that clients are supervised in

the community such that they attend their court dates, comply with conditions of release and reside at approved addresses. It also assists clients in navigating the criminal court process and offers voluntary bail aftercare supportive programming. When clients do not comply with the terms of bail supervision, they are case managed into compliance. When case management fails, they are in breach and the breach process is initiated. Bail Workers may request the support of OPP officers to complete a compliance check on an individual, in relation to their court-ordered conditions of release.

- b) OPP officers will support the Bail Workers reporting a breach charge where their client is known to be breaching the conditions of their release, as follows:
 - The Bail Worker consults with their supervisor (outside the community)
 and sends them a copy of the existing Release Order, along with the
 breach detail.
 - The Supervisor will write up the breach "Will Say" statement and send
 it back to the Bail Worker. This "Will Say", along with a copy of the
 Release Order, will be brought in -person by the Bail Supervision
 worker, to the relevant OPP detachment.
 - 3. If necessary, The Officer assigned to the occurrence will contact the supervisor for any further details.
- c) If an additional charge is laid on an individual known to be an active client with the Bail Supervision Program, following a compliance check or otherwise, the OPP officer will notify the Bail Worker, as the individual is still in the Bail Supervision Program until such time as their release order is varied in front of the courts.

4.3. Gladue Program

NALSC's Gladue department is composed of a team of writers and aftercare workers. The writers prepare Gladue Reports for sentencing submissions for NAN members in criminal proceedings under s. 718.2(e) of the Criminal Code. As the Gladue program no longer provides services at the pre-trail stage, all writing services will begin at the sentencing stage.

The Aftercare Program, also known as the caseworker program, will begin as soon as a referral has been initiated by lawyers/crowns. With support being provided to clients after sentencing in implementing the recommendations made in the Gladue Report.

OPP officers will direct any NAN community members requesting information on Gladue and on their Gladue rights to NALSC for information and advice.

5. EDUCATION SERVICES

5.1. Public Legal Education:

Public Legal Education (PLE) seeks to provide NAN community members with an opportunity to obtain information about the law and justice system. PLE works to improve access to justice. It gives people the information needed to help them understand the law, how to deal with legal issues that affect their lives and how to use the opportunities and the protections offered by the legal system.

NWR OPP officers will request PLE within communities if they so recognize a need and participate in presentations to leadership where needed.

The PLE department at NALSC will work with the OPP, where needed, on programs offered by both NALSC and the OPP. Educational projects and resources will be collaborated, when possible.

6. TRAINING AND RESOURCES

6.1. Protocol Educational Flowcharts

Pre-Charge Flow charts **Appendix "F"** depicting the referral processes outlined in this protocol will be made available to OPP detachments regularly serving Treaty #9 community members, for posting in areas regularly accessed by officers determining next-steps in their investigations. When an officer has completed their initial investigation and developed reasonable grounds to lay a charge, the flow charts can assist officers in deeming if the victim(s), witness(es), or accused(s) will benefit from NALSC programming and offer the appropriate referrals.

6.2. Training and Resources

NALSC agrees to provide training to OPP officers who may refer individuals to the Restorative Justice and Talking Together Programs, as part of the information sharing about NALSC services. These training seminars may be conducted at local OPP detachments, or incorporated into regional training efforts, as requested by OPP personnel.

NALSC will provide program information pamphlets to the OPP that can be distributed to potential program participants, ensuring that NALSC programs are clearly explained, and referral requirements are understood by individuals consenting to participate with NALSC programs. This literature will be reviewed by officers with individuals being offered referral services, as required, prior to referral.

7. STAFFING

7.1. NALSC will provide:

NALSC will provide an updated list of available programs and Program Managers to applicable OPP detachments. This list will include information on where to send referral forms and contact details for each Program Manager. Additionally, they will designate a worker for each community. Please refer to **Appendix "G"** for further details. Specific programming updates will be included in the staffing updates as they arise.

7.2. OPP NWR will provide:

The OPP will provide contact information for the referring officer and shift sergeant approving all referrals sent through the NALSC. When required, NALSC will contact local on-duty officers via the Ontario Provincial Police Communications Centre non-emergency line, at 1-888-310-1122. Ongoing communications with referring officers can be completed via officer emails as received in referral packages. Should contact personnel change, alternate contact information will be forwarded to the NALSC workers.

7.3. Conditions of Employment Acknowledgement:

OPP NWR and NALSC will work together to ensure the safety and aftercare of all employees through Traditional methods such as healing circles, and mental health support. Where available, Mobile Crisis Response Team support may also be accessed by any of the involved workers.

8. MEETINGS

8.1. Program Management

Meetings between OPP and NALSC will be scheduled every 6 months and will be attended by the assigned program / detachment leads or an approved delegate. An annual review of the protocol will be scheduled to discuss how to better implement the protocol with both parties, so that adjustments can be made as needed.

8.2. Internal Training

OPP officers and VSP workers will be supplied with copies of this Agreement and updated Appendices. NALSC agrees to supply the OPP officers with updated program information and resources as these become available.

OPP officers/ VSP workers will be encouraged to receive training and promote referral to NAN programming when working with individuals from NAN-supported communities.

9. Signatories

This agreement will take effect from the date of signing.	
M Spt	12 JUN 2024
C/Supt. Brian MacKillop - Commander - North West Region Da	
< <insert and="" organization="" party="" signatory="" third="" title="">></insert>	Date
A/Executive Duector	June CZ (4)
< <insert additional="" and="" as="" needed<="" organization="" p="" party="" signatory="" title=""></insert>	d>> Date

APPENDICES

Appendix A - Pre-Charge/Bylaw Referral Form

Appendix B - Post-Charge Referral Form

Appendix C - Youth Intervention Form

Appendix D - Victim Witness Liaison Program Form

Appendix E - Talking Together Program Referral Form

Appendix F - Pre-Charge Referral Flow Chart

Appendix G - NALSC Program Managers



Appendix A - Pre-Charge/Bylaw Referral Form



Nishnawbe-Aski Legal Services Corporation Restorative Justice Pre-Charge Referral

Date of Referral.	_	
Referral Source (Name & Organization):		V W C M C C C C C C C C C C C C C C C C C
Name of Accused:	Date of Birth:	-
Accused Contact Information:	44	
Charges Being Diverted:		
*By-law related offence YES or NO		
Incident Date:	Incident Location	
Complainant(s) Name:	Contact Information (or Officer's phone number):	Date of Birth:
Complainant Consent:		
Complainant Signature		Date
Officer Signature		Date
Accused Consent: 1. I understand that a police officer be is using their discretion to divert me 2. I understand that if I do not comple to proceed with charging me with a 3. I consent to attend the Restorative Justice Program. 4. I understand that any statements man against me in a Court of Law. 5. I understand that in order to particinal man actions.	e to the Restorative Justice Program, to the Restorative Justice Program, eriminal offence. Justice Program and to comply with the during a circle are confidential	arge me with a criminal offence but n. the police officer has the discretion n all the terms of the Restorative and sacred and are not to be used
Accused Signature		Date
If under 18, Parent/Guardian Signature		Date
Attention: Alternative Community Justice Mana	iger En	nail: rjreferral@nanlegal.on.ca



Appendix B - Post-Charge Referral Form



Nishnawbe-Aski Legal Services Corporation Restorative Justice Post-Charge Referral

Date of Referral:		
Referral Source (Name & Organia	zation):	
Name of Accused:	Date of F	Birth:
Accused Contact Information:		
	Charge(s) Location:	
Victim(s) Name:	Contact Information (or Crown phone number):	Date of Birth:
Victim Consent:		
Victim Signature		Date
nave the discretion to proceed with	h prosecution if the accused does not succe	Safully complete the program. Date
Accused Consent: 1. I understand that the prose their discretion to divert m 2. I understand that if I do no through the court process. 3. I consent to attend the Resi Justice Program. 4. I understand that any states against me in a Court of La	participate in the Restorative Justice prog	spect of conviction but is using , my charge(s) may proceed h all the terms of the Restorative and sacred and are not to be used
Accused Signature		Date
If under 18, Parent/Guardian Signatur	re	Date
Attention to Restorative Justice Manager	Email: rj	referral a nanlegal on ca



Appendix C - Youth Intervention Form



Community Youth Intervention Program Community Referral

Intake Form

Client Name:	
D.O.B	Gender Male / Female
Address:	First Nation:
Parent / Guardians	Telephone #
Referrer	
The Youth Intervention Program is looking for community activities; this does not meal law in any way. By signing this referral for youth can participate in community service and will allow the youth worker to take the without being marked absent.	in that the youth are in conflict with the m, the parent or guardian agrees that the traditional activities, rabbit snaring,
All safety measures will be taken while on a of property will not be the responsibility of Youth Intervention Worker.	
Parent/ Guardian Name:	
Signature:	
YIW: Sign	nature:



Appendix D - Victim Witness Liaison Program Form



NISHNAWBE - ASKI LEGAL SERVICES CORPORATION

Referral to Victim Witness Liaison Services CONFIDENTIAL

Scan and Email to: vwlp@nanlegal.on.ca

1. REFERRED BY		
Date of Referral: d/m/y		
Name:		ition:
Organization:		
Telephone Number:		Postal Code:
2. VICTIM INFORMATION		
Name:		D.O.B: d/m/y
Address;	Province:	Postal Code
Telephone Number:	Relations	hip to accused:
Language(s) Spoken:		Interpreter Required:Yes
Parent / Guardian's Name (If victim is under	18 years):	
Address of Guardian:		Province: Postal Code
Telephone of Guardian (If different than Vict	tim's):	Alternative:
3. INCIDENT INFORMATION		
Court File Number (if applicable):		Date of Incident: d/m/y
Investigating Officer:	Badge Number:	Incident Number
Force / Detachment:	Telephone Nur	mber:
Summary of Incident:		
4. SERVICES REQUIRED		
Case Specific InformationCICB A	support / Accompaniment pplication	_Court Preparation / Orientation _Needs Assessment Other:

Updated January 30, 2024

5. ACCUSED INFORMATION

Name (Accused): _						D.O.B: d_	/m	/у
harges:	<u> </u>			·				
awyer for the Acc	used:			Lawy	er's Telephone Num	 ber:		
s the accused a Y	oung Offe	nder? Y	ES / NO	Is the	e accused in custody	? YES / N	0	
Was the accused re	eleased or	n an und	ertaking/condition	ons? YES	5 / <u>NO</u>			
Note: Please att	ach Unde	ertaking	with this refe	□ rral if av	│ □ 'ailable <u>or</u> check b	oxes below	:	
								A 400 - 100
			·					
] Abstain fro	m Alcoho	and Illic	it Drugs		No weapons		Curfew	
Report								
] Resides wi	th					<u> </u>		
Other					··-			
COURT INFOR								
* Court Date: d	/m	/Y	Location:					
nd Court Date: d_	/m	/y	Location:	1 (5)				
. COMMENTS								
								83.121.032
. SIGNATURE O								
ate:			Signatu	re of Refe	rent:			

Updated January 30, 2024



Appendix E - Talking Together Program Referral Form



NISHNAWBE ASKI LEGAL SERVICES CORPORATION TALKING TOGETHER PROGRAM - REFERRAL FORM - CONFIDENTIAL

Please send completed referral form to talkingtogether@nanlegal.on.ca
If you have any questions, call Toll Free: 1 800 465 5581 or Cell: 807 620 8150/807 621 3532.

FOR OFFICE USE ONLY

LEVEL OF KISK High:	Medium:	Low:	Initials:
OFFICE OF THE CHILDREN'S LAWYER CONTACTE	D? Yes:	No:	initials
REVIEWED & APPROVED BY MANAGER:			
	Contact in	formation	
Applicant/Client Name		First Nation	
		THE TRUE POINT	· · · · · · · · · · · · · · · · · · ·
Mailing Address		Telephone Number	Date of Birth
		Email Address	
		Elilau Aduluss	·
Mother's Name (if different from above)		First Nation	
		1	
Mailing Address		Telephone Number	Date of Birth
			250000000000000000000000000000000000000
		Email Address	
F_AL _J_ 61 416 1105 6 1			
Father's Name (if different from above)	· · ·	First Nation	
Mailing Address		Telephone Number	Date of Birth
		Email Address	

Date (if yes):

Date (if yes):

If yes, state conditions:

O Yes O No

Yes No

O Yes O No

Nishnawbe-Aski Legal Services Talking Together Program Referral – Confidential February 2024

Relationship Status -Applicant/Parents

Involvement with CAS

Current/Previous

Domestic Violence Issues

Current/Previous

safety

(i.e., married, common-law, etc.,)
Child/Children brought to a place of

Band Council Representative Information

Name of Council R	lepresentative	Address, Tele	phone #, Fax	# & Email Address
-			······	
·				
	CAS (Wor	ker) Information		
Worker's Name &	Agency Name	Address, Tele	phone #, Fax f	# & Email Address
				-
	Referra	al Information		
Referral Date	Reason for Referral		Refer	ent Name, Address & Phone No.
	Child/Chil	dren Information	<u> </u>	
	Chia/Chia	aren mormation		
First Name	Last Name	DOB	Sex	Placement
9				
	Court Orders (If A	Applicable) Agreen	nents	
Customary Care Ag	reement (If Applicable)	Voluntary Car	e Agreement ((if Applicable)
YES NO Expiry Date:		O YES O	NO Expiry D	ate:
	 			
				· · · · · · · · · · · · · · · · · · ·
	Legal Re	presentatives		

Nishnawbe-Aski Legal Services Talking Together Program Referral – Confidential February 2024

Office of the Children's Lawyer (OCL) Phone #	Mother's Law	yer Name & Ph	one#	Father's Lawyer Name & Ph	one#
	Partic	cipant informat	lon		-
Name	Contact#	Address	,	Relationship	
 -	 				
					
 .					
					•
	Confe	rence Preparati	-		<u>-</u>
Goal	Come	rence rreparaci	Date	Place	
·	·				
riefing Notes & Additional Information (re	: trial/conferenci	ng dates):			
Client's Signature:		Signatures	Date:	<u> </u>	
Referent's Signature:			Date:		
		·			
	FOR	OFFICE USE ONL	Y		
Manager's Signature:					
Date Reviewed and Approved:					
Name of Talking Together Facilitator (Assi	gned to):			· · · · · · · · · · · · · · · · · · ·	



Appendix F – Pre-Charge Referral Flow Chart

Pre-Charge Referral Flow Chart

A Police officer has reasonable grounds to believe that an individual has committed a criminal offence.

The officer swears in the information and the accused must attend court.

Regular court process may result in conviction, or the Crown may screen for Post-Charge Restorative Justice.

At the discretion of the officer, they can make a referral to Pre-Charge Restorative Justice with the victim's agreement for an alternative form of Justice.

NALSC processes the referral and assigns a worker, with the requirement that the case must be completed within a maximum of 120 days. The offender is then contacted to ensure their understanding of Restorative Justice, willingness to participate voluntarily, and agreement with the program's terms.

Once the offender agrees to participate, a restorative justice circle is held to discuss the details of the harm caused and how to repair it. The circle results in an agreement outlining the conditions and steps needed to repair the harm. A Circle Summary Report is then submitted to the referring officer.

If the offender fails to complete any agreement conditions within the set term, the case is referred to the officer to proceed with charges.

Regular court process resumes.

If the offender partially completes their agreements, the worker will assess the reasons and provide the information to all parties involved. The officer will consult with the victim to decide whether to close the case or proceed with charges.

The offender completes the agreement conditions and is verified by the worker, a letter of completion is submitted to the officer to close the case.

No charges are laid.



Appendix G - NALSC Program Managers List

Contact Us

Nishnawbe Aski Legal Services Corp

REFERRAL EMAILS

Please submit all completed forms to these emails below.

Restorative Justice - Pre-charge/Bylaw/Post-Charge

rireferral@nanlegal.on.ca

Talking Together Program

talkingtogether@nanlegal.on.ca

Victim Witness Liaison Program

vwlp@nanlegal.on.ca

Community Youth Intervention Program

squequish@nanlegal.on.ca

MANAGERIAL TEAM

Kenneth Sackaney, Restorative Justice Department Manager (West)

- O ksackaney@nanlegal.on.ca
- 0 807-627-6484

Leahan Parrott, Restorative Justice Department Manager (East)

- O |parrott@nanlegal.on.ca
- O 705-288-2500

Stallone Quequish. Talking Together Program Manager

- O squequish@nanlegal.on.ca
- 0 807-738-5871

Vernon Morris, Alternative Community Justice Programs Manager (Bylaw, SADV, Pre-Charge)

- O vmorris@nanlegal.on.ca
- O 807-738-2954

Carol Buswa. Talking Together Program Manager

- O cbuswa@nanlegal.on.ca
- O 807-621-3532

Alana Odawa-Lindstone. Victim Witness Liaison Program Manager

- O aodawa@nanlegal.on.ca
- O 807-631-2857

Doreen Stone. Legal Aid Program Manager

- O dstone@nanlegal.on.cq
- O 807-632-1001

Lenny Carpenter. Gladue Program Manager

- O icarpenter@nanlegal.on.ca
- O 705-363-6559

Amanda Ratte. Bail Program Manager

- O aratte@nanlegal.on.ca
- O 705-288-5515

PUBLIC LEGAL EDUCATION

Cheryl Suggashie. Public Legal Education & Communications Lead

- O csuagashie@nanlegal.on.ca
- O 807-620-9253