



1% Fund/Portal

Frequently Asked Questions

1 What is the 1% fund and who is eligible?

The Robinson Huron Treaty (RHT) Settlement Compensation Disbursement Agreement (CDA) set aside 1% of the total RHT past compensation settlement for eligible non-member individuals. Compensation to non-member individuals is only applicable for past Crown breaches of the RHT.

Eligible Non-member individuals are either: a former RHT member who prior to September 9, 2023 was a registered member of one of the 21 RHT First Nations and received or were entitled to receive a RHT treaty payment; or is an individual who was on the Sudbury General List prior to September 9, 2023.

To determine the amount of compensation, we need to first determine how many individuals qualify for the 1% fund. It is also important to know how many individuals are eligible for compensation to enable us to ensure that the 1% fund has sufficient capital to compensate all eligible individuals. This calculation process is part of best practices in these types of claims.

For example, in the Assembly of First Nations (AFN) child and family services and Jordan's Principle class actions, the first group of claimants will have to wait three years from the date of settlement to begin to apply for enhancement payments. This is because the AFN settlement agreement has a fixed budget of \$7.25 billion for the removed child class. Individuals under the AFN class action are entitled to a base compensation payment, which will be paid out first. The remaining funds will be made available for enhanced compensation payments at a later date.

2 Who is NOT eligible for the 1% fund?

Current members of the 21 RHT First Nations registered after September 9, 2023 (including eligible members of the 21 RHT First Nations who missed the registration deadline of 1 of the 21 First Nations), and individuals without Indian status.

3 When will I get my 1% fund one-time per capita payment?

1% fund one-time per capita payments are not currently available. Several legal steps must take place before these payments will be distributed to eligible individuals. This includes knowing how many individuals qualify under the 1% fund so that proper payments can be calculated for distribution, establishing the application process for the distribution, and developing the process for distribution.



GLOSSARY OF TERMS

1% fund: *In 2012, the Chief and Councils of the Lake Huron First Nations of the Robinson Huron Treaty wanted to ensure that former members of their communities were not forgotten in the Robinson Huron Treaty Settlement Agreement for the past annuity compensation. This is why they made the decision, based on Anishinaabe legal principles, to set aside funds for these individuals as part of the Settlement's Compensation Disbursement Agreement (CDA). This set aside is referred to as the 1% fund. It is available for individuals who were unilaterally taken off the treaty list or unilaterally put on the treaty list by the federal government's Indigenous Services Canada (ISC) without consent of the Chiefs and Councils of the Lake Huron First Nations before September 9, 2023.*

Compensation Disbursement Agreement (CDA): *This agreement was established by the RHT First Nations leaders in August 2012. It defines how the ten billion dollar settlement is to be allocated to RHT First Nations and non RHT First Nations individuals.*

Former RHT members: *People who used to be registered to an RHT First Nation and transferred to another First Nation that is not an RHT First Nation.*

RHT: *Robinson Huron Treaty of 1850.*

RHTLF: *Refers to the Robinson Huron Treaty Litigation Fund. RHTLF was created to undertake and pursue litigation and/or negotiations related to the Robinson-Huron Treaty Annuities Claim on behalf of the settlors of the RHTLF and/or their members who receive or are entitled to receive annuities under the Robinson Huron Treaty of 1850, as well as others who receive or are entitled to receive annuities under the said Treaty.*

Sudbury General List (Sudbury 817): *An administrative Indigenous Services Canada (ISC) list for people who have no formal ties to a RHT First Nation but still hold status under the Indian Act. Individuals who are on this list have a status number that begins with 817. These individuals were added to this list unilaterally by ISC without the consent of the RHT First Nations.*

4 How can I apply to get the 1% fund one-time per capita payment?

There is no application process currently in place. However, we are currently accepting requests for access to the online 1% portal on our website: www.rht1850.ca. All current available information on the 1% fund is on the 1% portal. All updates on the upcoming application process for the 1% fund one-time per capita payments will be posted on the 1% portal.

5 Who will distribute the 1% fund one-time per capita payments?

An Administrator (not any of the 21 First Nations) will be appointed to process applications and distribute the 1% fund one-time per capita payments.

6 Who will assist individuals to apply for the 1% fund one-time per capita payment?

Any preapplication questions can be sent to info@rhtlf.org. Once an Administrator is hired, they will assist and answer all inquiries. The Administrator will have sufficient information about each of the individuals to make the application process simple.



Robinson Huron Treaty
LITIGATION FUND