

**ACTION PLAN IMPLEMENTATION STATUS UPDATE
REPORT TO THE EVALUATION, PERFORMANCE MEASUREMENT AND REVIEW COMMITTEE
AS OF DECEMBER 31, 2013**

Treaties and Aboriginal Government			
<i>Evaluation of the Process of Negotiating Comprehensive Land Claims and Self-Government Agreements</i>			
APPROVAL DATE: 2013-11-22			
PROJECT RECOMMENDATIONS	ACTION PLAN	EXPECTED COMPLETION DATE	PROGRAM RESPONSE
<p>1. Adopt a proactive policy approach to more effectively manage and respond to risks and strategically shape or influence the evolving legal framework.</p>	<p>A Crown / Aboriginal high level dialogue is underway that partly aims to examine the negotiation policy framework to more effectively address section 35 rights. Further, the government's new approach to comprehensive claims (modern treaty) and self-government negotiations provides a more risk and results-based strategic focus. In short, a proactive policy approach is being implemented in order to achieve more timely results, while also exploring strategic alternatives to address Aboriginal rights, and promote economic development and self-sufficiency. The courts consistently point toward negotiations to achieve reconciliation in the Crown/ Aboriginal relationship; and the government's good faith conduct in negotiations is guided by the evolving legal framework.</p>	<p><i>Start Date:</i></p> <p><i>New Approach September 2012</i></p> <p><i>Completion: Ongoing implementation</i></p>	<p>Status: Underway (Ongoing)</p> <p>Update/Rationale: As of 31/12/2013:</p> <p>The high level work by the Senior Oversight Committee was completed on December 1, 2013. This joint work is now under review internally before next steps are determined.</p> <p>The development of the Results-Based Approach is underway. The input gathered from partners during 2012 engagement process has provided valuable input into the development of options for improvements to policies and processes.</p> <p>AES: EPMRB to continue to monitor this action item.</p>
<p>2. Strengthen the approach to oversight and reporting.</p>	<p>Canada's new results-based approach to negotiations seeks to improve accountability to Cabinet, to strengthen our oversight and reporting framework through the adoption of strategic regional management plans and associated annual reports. We are also examining options to streamline existing internal approval processes in order to realize more timely results. Finally, the Federal Action Plan and Profile (FAPP), a negotiations case management system pilot, will be renovated to enhance its capacity to contribute to strategic planning, reporting and</p>	<p><i>Start Date:</i></p> <p><i>New Approach September 2012</i></p> <p><i>Completion: March 2014</i></p>	

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	management at the individual table, regional and national level to better align resources with priorities. For example, the FAPP can be utilized to identify common impediments at negotiation tables in different regions thus enabling more effective investment of policy resources. That said, consideration of resource implications will be important when examining possible changes to reporting and oversight. AANDC will work with work with OGDs and CAs on strengthening the FSC and add more rigor to the oversight process.		
3. Strengthen the approach to table planning.	Table planning already exists through multiparty work planning, table and mandate review processes, and the use of internal federal action plans (see FAPP above) for each table to establish strategic objectives and to inform decisions on the allocation of financial and human resources to achieve those objectives. Implementation of the new approach aims to strengthen table planning with a more strategic level focus through the use of Regional Management Plans (RMPs) and associated annual reports. RMPs were piloted in 2013 within AANDC and modifications are currently being applied to address lessons learned. Finally, under the new approach Canada will introduce multi-year negotiations plans to ensure all the parties share common ground on goals and objectives, along with an annual review to reconfirm federal participation.	<p><i>Start Date:</i></p> <p><i>New Approach September 2012</i></p> <p><i>Completion:</i></p> <p><i>March 2015</i></p>	
4. Implement systems to maintain	Negotiations already utilize departmental IT systems to maintain and share documents as		

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documents and manage negotiations.	they evolve. However greater leveraging of technology and increased use of standard language in agreements is an element of the new approach, and will be examined as we look to improve and streamline our internal processes. The results- based focus of the new approach, with RMPs etc, will enhance our strategic management of negotiations. Streamlining efforts will further explore this while balancing effective use of O&M expenditures.	<i>Start Date:</i> <i>September 2012</i> <i>Completion:</i> <i>March 2015</i>	
5. To improve results-based reporting, coordinate the ongoing monitoring of the efficiency and effectiveness of comprehensive land claims and self-government negotiations.	The planned improvements to TAG's result-based reporting capacity align with this recommendation. As noted above, implementation of the new approach will realize a number of results based reporting improvements. Complementary to the new approach will be a renovated FAPP which will utilize the efficiencies of a genuine database program. The FAPP will enable a cost effective focal point for strategic outcome planning, reporting and management, which simultaneously seeks to reduce the ad hoc and inefficient reporting burden on negotiation teams. In addition, measures are being taken to enhanced intra-negotiation / implementation branch collaboration at the working level (e.g., federal negotiators network) and senior levels to augment existing fora such as the weekly TAG Management and Senior Management meetings. Policy Development and Coordination Branch already tracks and reports on efforts to resolve regional and national table issues. Financial Management	<i>Start Date:</i> <i>September 2012</i> <i>Completion:</i> <i>March 2014</i>	

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	and Strategic Services Branch already tracks and reports on negotiations costs. Implementation Branch monitors fulfilment of modern treaty obligations. Leveraging this type of existing data, when coupled with other planned improvements in TAG processes, will establish a more coordinated and robust result-based reporting structure.		