



**NOTICE REGARDING
SURVIVORS AND DESCENDANTS
DAY SCHOLARS REVITALIZATION SOCIETY**

What is the Day Scholar Class Action?

The Indian Residential Schools Day Scholars Class Action was brought on behalf of Day Scholars – students who attended Indian Residential Schools (“IRS”) during the day only but did not sleep there overnight, and their Descendants (their children). The lawsuit claimed that IRSs destroyed Class Members’ language and culture, violated their cultural and linguistic rights, and caused psychological harms. The Federal Court has approved a settlement agreement that resolves the Day Scholar Survivor and Descendant Class claims.

The Parties have agreed to settle the claims of the Survivor Class and the Descendant Class (“Survivors”, “Descendants”) in the *Gottfriedson v. AGC* proceeding. Under the Settlement Agreement, the Parties have agreed that Canada will fund \$50 million to establish the Day Scholars Revitalization Society (the “Society”). The Parties agree the intention of the Society will be to support Survivors and Descendants in healing, wellness, education, language, culture, heritage, and commemoration activities and programs.

Day Scholars and their children will be able to apply for funding from the Society.

For more on the settlement please visit our website: www.justicefordayscholars.com

What is the plan for the Day Scholar Revitalization Society?

The monies will be used by the Society to support activities and programs for the benefit of the Survivors and Descendants as follows:

- a. to revitalize and protect the Survivors’ and Descendants’ Indigenous languages;
- b. to protect and revitalize the Survivors’ and Descendants’ Indigenous cultures;
- c. to pursue healing and wellness for the Survivors and Descendants;
- d. to protect the Survivors’ and Descendants’ Indigenous heritage; and,
- e. to promote education and commemoration.

The activities and programs will not duplicate those of the Government of Canada. Grants will be made to Survivors and Descendants for activities and programs designed to support healing and address any losses to languages, culture, wellness, and heritage that Survivors suffered while attending Indian Residential Schools as Day Scholars.

The Society will have between 5 and 11 Directors. One of those Directors will be named by Canada, but will not be a Government employee. The Committee will ensure the other Directors provide adequate regional representation from across Canada.

The Society will have a small administrative staff and will retain financial consultants to provide investment advice. Once funds have been invested, the expenses of the Society will be funded from investment income.

What is this notice for?

This is to advise that you have the opportunity to nominate members and directors of the Day Scholars Revitalization Society.

The purposes of the Society are set out in Schedule A to this Notice.

The individuals appointed as members will be entitled to review and discuss the financial statements and any reports from the directors on the projects of the Society and to review, revise or reject any amendments to the Bylaws made by the directors.

Day Scholars and their children are not eligible to become members.

The qualifications required in order to become a director are set out in Schedule B to this Notice.

The individuals appointed as directors will:

- manage or supervise the management of the activities of the Society;
- appoint the Advisory Board to provide financial, professional and other advice to the directors regarding all activities of the directors in the pursuit of the activities of the Society;
- fix the compensation payable to
 - members of the Committee created to appoint members and directors, and
 - members of the Advisory Board,
- arrange for the prudent investment of the assets of the Society, and
- report to the annual general meeting of members regarding the projects of the Society.

The Committee will fix the compensation payable to the directors.

The nomination form for members and directors of the Society is attached as Schedule C to this Notice.

Nomination forms for Members or Directors can be sent to revitalizationsociety@shishalh.com on or before February 28, 2022.

For more information please visit our website at: www.justicefordayscholars.com

Schedule A

Revitalization Society Purpose

The purposes of the Society are, in consideration of the harms suffered by Day Scholars due to attending residential schools in Canada while not residing at those schools and the harms suffered by their children, to remediate those harms by creating and implementing programs with funding from Canada to support the Day Scholars and their children with grants for healing, wellness, education, language, culture, heritage, and commemoration activities and programs that:

- (a) revitalize and protect the Indigenous languages of the Day Scholars and their children;
- (b) protect and revitalize the Indigenous cultures of the Day Scholars and their children;
- (c) pursue healing and wellness for the Day Scholars and their children;
- (d) protect the Indigenous heritage of the Day Scholars and their children; and
- (e) assist in the education of the Day Scholars and their children.

Schedule B

QUALIFICATIONS TO BE A DIRECTOR

No individual shall be appointed as a director unless they:

- (a) are of Indigenous descent or are the directors who became directors on incorporation,
- (b) are knowledgeable regarding the responsibilities of a director and qualified to act as a director,
- (c) agree to comply with and be bound by all terms of the Bylaws and the policies established by the directors for the operation of the Society,
- (d) are over the age of 18 and have capacity,
- (e) are not a Chief or a Councillor of a First Nation,
- (f) are not a Day Scholar or their children,
- (g) have not been found by any court, in Canada or elsewhere, to be incapable of managing their own affairs,
- (h) are not an undischarged bankrupt, and
- (i) have not been convicted in or out of British Columbia of an offence in connection with the promotion, formation or management of a corporation or unincorporated entity, or of an offence involving fraud, unless
 - (i) the court orders otherwise,
 - (ii) 5 years have elapsed since the last to occur of
 - (A) the expiration of the period set for suspension of the passing of sentence without a sentence having been passed,
 - (B) the imposition of a fine,
 - (C) the conclusion of the term of any imprisonment, and
 - (D) the conclusion of the term of any probation imposed, or
 - (iii) a pardon was granted or issued, or a record suspension was ordered, under the Criminal Records Act (Canada) and the pardon or record suspension, as the case may be, has not been revoked or ceased to have effect.

Schedule C
NOMINATION FORM

See attached document.