

APPLICATION FORM

INDEPENDENT ASSESSMENT PROCESS

IMPORTANT NOTE: There is a deadline for the submission of applications to this process. If you are considering applying in 2011 or later, call 1-866-879-4913 to obtain the cut-off date for applications.

GETTING HELP AND SUPPORT

A *Guide* accompanies this *Application*. It gives details about the Independent Assessment Process and step by step instructions for completing this *Application*. If you don't have a copy of the *Guide*, please call 1-866-879-4913.

Getting counselling support

Throughout this Independent Assessment Process, you will be asked for information about the abuse you suffered at residential school. This *Application* asks you to write, in detail, about the abuse and how it has affected you. The content of the *Guide* and the accompanying *Application*, including descriptions of abuse, may disturb you.

If you feel anxious or unwell when you think about your residential school experience, or while you are filling out this *Application*, you may want to have someone with you or nearby for support, such as a family member, counsellor, traditional healer, Elder or someone else from your community. Ask for help if you need it. Take as long as you need to read the *Guide* and to fill out this *Application*.

The Government of Canada will make **confidential** counselling support available to help you throughout the Independent Assessment Process. For more information, please see page 5 in the *Guide*. **At any time, Aboriginal crisis counsellors are available by calling 1-866-925-4419 if you need help.**

Getting legal help

It is recommended you hire a lawyer, because of the legal issues involved in this Independent Assessment Process.

If you hire a lawyer and you receive compensation in the Independent Assessment Process, the government will contribute to your legal costs. Please see page 4 of the *Guide* for more information.

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When completing this *Application*, please

- **use black ink**
- **use as much extra paper as you need**

If you have additional comments that you would like to include in this *Application*, please attach them.

Section 1 — Personal informationSee page 10 of the *Guide*.

- 1.
-
- Mr.
-
- Mrs.
-
- Ms.
-
- Miss

Current Last name

First name

Middle name

- 2.
- Other names**
- you are known by

- 3.
- Other names**
- you may have been known by in residential school (for example, maiden name, nicknames)

- 4.
- Current mailing address**

Street and apartment number

P.O. Box or R.R. #

City/Town

Province

Postal Code

Home phone () _____**Other** phone () _____

- 5.
- E-mail address**
- (if you wish to use one)

6. If you are not represented by a lawyer,
- where and how should we contact you**
- (for example, at work, home or by email, phone or fax, or through someone you know)

If you want to be contacted by phone, can we leave you a message?

 Yes No

- 7.
- Your birth date**
- (day/month/year)

Your Province/Territory of Birth:

- 8.
-
- Male
-
- Female

- 9.
- Indian Registration (Status) Number or Inuit Disc Number**
- (if you have one):

Current: _____

While at Residential School:

Full names of mother, father and/or guardian/caregiver while you attended residential school
(Guardian/caregiver may be traditional adoptive parents, extended family or members of the former student's community).

Providing this information is not required for eligibility but may help us in confirming the former student's school experience.

Mother (maiden/birth name) First Name _____ Last Name _____

Father First Name _____ Last Name _____

Guardian/Caregiver (if applicable) First Name _____ Last Name _____

Relationship of guardian/caregiver to former student (for example, aunt, grandmother, friend, etc.):

10. If you are a member of an established group (see Appendix D of the *Guide*) in this process, please identify:

Group coordinator _____
Phone () _____
Address _____

E-mail _____

Name of group _____

Name of group lawyer (if known)

If you later change your mind about wanting to proceed with this group, you will have to let us know in writing.

11. **If someone else is helping you to fill out this *Application*, please provide that person's:**

Name

Relationship to you

Address

Phone Number () _____

Organization (if applicable)

12. Applications from people who are 60 or older, or are in failing health, are given priority. To prove you are in failing health, you will have to obtain a letter from a doctor, saying that further delay would interfere with your ability to participate in a hearing.

Are you in failing health?

Yes No

If you are in failing health, please include a doctor's letter with your *Application*, or send it to:

**Indian Residential Schools Independent Assessment Process
Suite 3-505, 133 Weber Street North
Waterloo, Ontario, N2S 3G9**

13. Have you started a court claim or a previous Alternative Dispute Resolution process claim with respect to your residential school experience?
- Yes No
14. Have you received a settlement or decision on your claim in the court process or the previous Alternative Dispute Resolution process?
- Yes No

Section 2 — Indian Residential School identification

See page 11 of the *Guide*.

1. Check at least one box:

- I lived at a residential school.
 I did not live at the school, but I was a student at a residential school.
 I was not a student or resident at a residential school.

If you were not a student or resident, why were you at the residential school?

2. Please tell us which residential school(s) you attended. See page 35 of the *Guide* for the list of eligible residential schools.

	School Name and Province or Territory	Approximate Dates attended	
		from	to
1		_____ (month/year)	_____ (month/year)
2		_____ (month/year)	_____ (month/year)
3		_____ (month/year)	_____ (month/year)

PLEASE READ BEFORE TURNING THE PAGE

The following pages ask you for detailed information about the abuse you suffered at residential school. These questions may trigger certain memories and bring painful feelings. Because of this we suggest that you proceed slowly and that you be in a safe place when you look at and answer these questions.

We recommend you read and complete the following pages with a support person nearby, such as a family member, counsellor, traditional healer, Elder, or someone else you trust.

If you feel anxious or unwell and need to talk to someone, Aboriginal crisis counsellors are available 24 hours a day on a confidential basis. Just call 1-866-925-4419.

Ongoing confidential counselling support is offered throughout this process. See page 5 of the *Guide* for details.

Section 3 — The abuseSee page 11 of the *Guide*

Not all types of abuse are covered by the Independent Assessment Process. See page 28 of the *Guide* for details.

1. This Table asks for brief information about the abuse you experienced. You will be asked for details on the next page.

Information about the abuse				
	Incident of abuse	Level of abuse (from page 13 of the <i>Guide</i>)	Approximate date(s) when abuse occurred (month/year)	Who abused you (give the name and if they were an adult at the time, also give the person's job or position if you know them)
1				
2				
3				
4				
5				

If you suffered more than 5 incidents of abuse, please use a separate piece of paper and attach it to your *Application*.

3. Aggravating factors

What other circumstances, if any, did you experience that worsened the effects of the abuse you suffered? Please check any aggravating factors that apply to your claim:

- verbal abuse
- racist acts
- threats
- violence accompanying sexual abuse
- failure to provide care or emotional support following abuse requiring such care
- witnessing another student being subjected to an act set in the *Guide*
- intimidation
- inability to complain
- humiliation
- degradation
- particular vulnerability or young age
- use of religious doctrine, religious paraphernalia or religious authority during, or in order to facilitate, the abuse
- betrayal (that is, you were abused by an adult who had built a particular relationship of trust and caring with you)

4. Abuse by a student: Information about reports

If you were abused by another student, did you report the abuse to any staff at the residential school? Please give details. Do you believe that the staff at the residential school knew or should have known that students were being abused by other students? If so, why do you think they knew or should have known this?

2. If you have listed a **physical injury** on page 9, what physical injury did you suffer and how long did it last?

3. Did you receive treatment for this **physical injury** while at the residential school or after leaving the school?

Yes No

If yes, please describe the type of treatment, who provided the treatment and when and where it was provided.

4. Have you ever received treatment, counselling or traditional healing for **emotional, mental or psychological effects** of the abuse you listed on page 9?

Yes No

If yes, please describe the type of treatment, counselling or traditional healing you received, who provided the treatment and when and where it was provided.

5. What level of harm are you claiming? See page 16 of the *Guide*. (check only one box):

Level 1 **Level 2** **Level 3** **Level 4** **Level 5**

If you are claiming compensation for harms at levels 3, 4 or 5, you will have to obtain and submit certain documents later in this process. If you are claiming compensation for harms at levels 4 or 5, the decision-maker will require that you see an expert who will assess your condition unless all parties agree that it is not necessary.

Section 5 — Education and work history

See page 17 of the *Guide*.

1. Please give details of your formal education or other training.

School, college, university or training facility attended	Approximate Dates		Level reached or degree, diploma or certificate obtained
	from	to	

2. Please give details of your work history, whether it was paid or volunteer.

Name of employer and job title. For times you were not employed, describe your activities or write "unemployed"	Approximate Dates		Income earned. (Show whether weekly, monthly or yearly)	Reason(s) why you changed jobs, left this work, or were unemployed
	from	to		

If you need more space, please attach more pages to your *Application*.

3. Please explain how the abuse you listed on page 9 affected your **education, training and work history**.

4. Considering the education, training and work history you have described in this section, please review the **Resulting loss of opportunity and compensation points** section of the Compensation Rules on page 17 of the *Guide*, and then answer this question:

Are you asking for compensation for Loss of Opportunity or Actual Income Loss? (check only one box):

- Loss of Opportunity Actual Income Loss Neither

If you are claiming loss of opportunity, please see page 17 of the *Guide* and check what level matches your Loss of Opportunity (check only one box):

- Level 1** **Level 2** **Level 3** **Level 4** **Level 5**

If you are claiming compensation for Loss of Opportunity at levels 3, 4 or 5, or for Actual Income Loss, you will have to obtain and submit certain documents later in this process. For levels 4 or 5, or for Actual Income Loss the decision-maker will require an expert assessment unless all parties agree that it is not necessary.

If you are claiming Actual Income Loss, your claim will involve a higher level of proof and, generally expert assessment. Because of the legal complexities, it is strongly recommended you seek legal advice if you want to pursue this type of claim. Please see page 18 of the *Guide*.

Section 6 — Future care

See page 18 of the *Guide*.

1. Are you interested in having or continuing **treatment or counselling** in the future for your IRS abuse?

Yes No

If Yes, please explain and give details of what type of treatment or counselling you intend to pursue or continue. Estimate the number of treatments or sessions and provide an approximate cost for them. Before your hearing you should work with your lawyer or a counsellor to prepare a plan for the treatment or counselling you intend to obtain.

Lined area for providing details of treatment or counselling.

Section 7 — Hearing Preferences and Church involvement

See page 19 of the *Guide*.

If your claim is accepted into the Independent Assessment Process and if a hearing is scheduled, you can tell us your preferences for the hearing. Every effort will be made to accommodate your stated preferences.

1. Do you prefer to have an adjudicator who is:

No Preference Male Female

2. Do you have a preference for the location of your hearing?

Yes No

If Yes, give your preferred locations: _____ 1st Choice
 _____ 2nd Choice

Health Support Worker

3. It is usual practice to have an Aboriginal health support worker available at hearings. They can be in the hearing room if you wish, or they can be available nearby. Do you wish to have an Aboriginal health support worker in the hearing room with you?

Yes No

If Yes, may we pass along your name and contact information to them?

Yes No

Church involvement

As a party to the process, the church involved in your claim has a right to participate in your hearing. Where the church chooses not to participate, they may still wish to attend your hearing to witness your evidence and/or provide pastoral support.

4. Would you prefer that a church representative not be present at your hearing to bear witness to your claim and/or to provide pastoral support?

I would prefer that a church representative not be present.

5. If your claim is settled without a hearing, would you like an opportunity to meet with a church representative to discuss your claim and/or for pastoral support?

Yes No

Section 8 — Declaration

See page 19 of the *Guide*.

I give my permission to the Library and Archives of Canada, Indian and Northern Affairs Canada, and any other federal, provincial or territorial government department having records relevant to my claim to share them with Indian Residential Schools Resolution Canada. This permission will allow the government to research my claim.

I understand that my personal information, including the details of any claim of abuse, may be shared with the government, the decision-maker, any participating church organizations, person(s) I identify as having abused me, and witnesses. Information provided to the person(s) I identify as having abused me and witnesses will not include my contact details or other information not relevant to their role in the claim, unless I want it to be shared.

I agree to respect the private nature of any hearing I may have in this process. I will not disclose any witness statement I receive or anything said at the hearing by any participant, except what I say myself.

I confirm that the statements in this *Application*, whether made by me or on my behalf, are true. Where someone helped me with the *Application*, they have read to me everything they wrote and I confirm that it is true. I know that signing this *Application* has the same effect as if I had made it under oath in court.

 Witness

 Claimant

 Print Name of Witness

 Date

If the applicant signed with a mark, the witness must also sign the following declaration:

I have read the content of this *Application* to the applicant who understands and confirms the complete contents and who made his or her mark in my presence.

Witness

Print Name of Witness

Date

If you are represented by a lawyer, he or she must complete the following:

I certify that I have reviewed this completed *Application* with my client to determine the accuracy of its contents.

Signature of Lawyer

Name of lawyer

Phone: () _____

Law Firm

Fax: () _____

E-mail address: _____

Address