



**PROSECUTION PILOT PROGRAM  
INDIGNEOUS JUSTICE DIVISION  
APPLICATION FORM AND INSTRUCTIONS**

Please forward all documentation, signed by an authorized person, together with any additional supporting material, by email to [indigenousjustice@ontario.ca](mailto:indigenousjustice@ontario.ca).

A decision to approve or decline your application will be made and communicated by staff from the Indigenous Justice Division (IJD) and/or Justice Canada following IJD's receipt of your application. Although we will endeavour to do this expeditiously, it may take approximately four weeks to process your application. During this process, you may also be contacted by staff from IJD and/or Justice Canada and asked to provide additional information.

If you have any questions about the application or the program's eligibility criteria please contact:

Sara Greenfield, Legal Counsel  
Email: [sara.greenfield@ontario.ca](mailto:sara.greenfield@ontario.ca)  
Telephone: (647) 967-2981

**APPLICATION OVERVIEW**

**First Nation or Organization**

<b><i>Name of Community:</i></b>
<b><i>Name of Organization: (if applying on behalf of a First Nation):</i></b>
<b><i>Address:</i></b>

**Contact Person**

<b><i>Name:</i></b>
<b><i>Position:</i></b>

<b>Phone:</b>
<b>Email:</b>

**Project Information**

<b>Title: Prosecution Pilot</b>
<b>Description of Anticipated Work to be Undertaken by Lawyer Retained:</b>
<b>Project Duration (i.e. start &amp; end Dates):</b>
<b>Amount Requested:</b>
<b>Total Project Budget:</b>

**DETAILED APPLICATION**

Please complete the required information (below) and provide details on how your proposed activity / initiative supports the enforcement and prosecution of your community's laws. Include any relevant information such as examples of past experiences that will support the success of the proposed initiative.

**Description of the Prosecution Pilot Initiative**

- Please provide a detailed description of the proposed initiative. Include a description of the need or gap addressed by the initiative.
- Please include copy of any duly enacted First Nation law(s) the First Nation is seeking to include in the Pilot.

**Enforcement**

- Please identify the proposed enforcement service or mechanism to enforce the First Nation law(s) included in the Prosecution Pilot (e.g., by-law officers, local police service).
- If conversations have been had or are currently underway with this enforcement service or mechanism about the enforcement of the First Nation law(s) to date, please describe.

### Evaluation

- Please describe how you will determine if your participation in the Prosecution Pilot is successful (e.g. number of existing First Nation laws reviewed, number of prosecutions under First Nation laws initiated/completed, number of charges under First Nation laws diverted/addressed through community restorative justice etc.)

### Project budget

- Please attach a detailed budget with a breakdown of the costs/budget that is estimated to be required in relation to the project.

### Workplan

- Please complete the workplan template showing estimated timelines (if known), key deliverables, milestones, and reporting plans. An example is shown below:

Activities	Timeline	Detailed Description	Status
<b>Retain private legal counsel</b>	May – July 2024	Retain legal counsel	
<b>Support private legal counsel in reviewing First Nation laws and ensuring any matters related to infractions of First Nation laws are addressed</b>	July 2023 – March 2025	Work with legal counsel as needed and provide any support required in the context of reviewing, enforcing and prosecuting First Nation laws	
<b>Report to IJD/Justice Canada</b>	March 31, 2025	Provide written report to IJD/Justice Canada on any matters undertaken by legal counsel in relation to the review, enforcement and prosecution of First Nation laws.	

### RECIPIENT OBLIGATIONS

Successful applicants will be required to:

- Sign a Transfer Payment Agreement with Ontario (Ministry of the Attorney General, Indigenous Justice Division) outlining the terms and conditions for receiving funds;
- Carry at least \$2 million commercial general liability insurance coverage, and add “His Majesty the King in Right of Ontario as represented by the Attorney General” as a co-insured on this coverage before the Transfer Payment Agreement can be executed;
- Report back to IJD within the specified timeframes as outlined in the Transfer Payment Agreement in the form specified by the ministry;
- Allow IJD to verify and/or audit the information submitted (at the discretion of the ministry) to ensure that the information is complete and accurate, and that the funds were used for the intended purpose(s);
- Agree that if the funds were not or will not be used for the intended purpose(s), because specified activities were not completed, that IJD has the right at a future date to recover the funds that were transferred to the recipient;
- Advise IJD of any new First Nations to be included in the Pilot after funding has been approved; and
- Obtain IJD’s prior approval for any proposed change to the project after funding has been approved.

## **DISCLAIMER**

The provision of funding under the Prosecution Pilot is not an acknowledgement by the Government of Ontario of the validity or enforceability of any First Nation law or recognition of an inherent law, inherent right or an Aboriginal or treaty right pursuant to s. 35 of the *Constitution Act, 1982*. For greater certainty, the Government of Ontario respects the authority of the Ontario Court of Justice to determine which matters it can adjudicate.

Funding is dependent on the availability of funds. IJD and Justice Canada reserve the right, at their discretion, to fund or not fund any particular project that has been applied for. Applicants should be aware that meeting the eligibility criteria as outlined in the 2024-2025 Prosecution Pilot Funding Guidelines does not guarantee funding or a particular funding amount. Funds received may only be spent on eligible activities carried out during the funding year specified in the budget that will be attached to the Agreement.