



**TA'AN KWÄCH'ÄN COUNCIL**  
**THE TERMS OF REFERENCE**  
**FOR THE**  
**ELDERS FINANCIAL COMPENSATION**  
**AND ELDERS PAYMENTS REVIEW COMMITTEE**

**NOVEMBER 2009**

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**THE TERMS OF REFERENCE**  
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**ELDERS FINANCIAL COMPENSATION**  
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Duly accepted by the  
Board of Directors on this 9 day of December 2009

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**Chief Brenda Sam**

**Authority**

1. The Elders Financial Compensation and Elders Payments Review Committee (the "Committee") shall derive its authority from the Board of Directors (the "Board") Motion 10–12–09, "Approval of the Terms of Reference for and Establishment of the Elders Financial Compensation and Elders Payments Review Committee", (Appendix 1), passed by consensus on 9 December 2009.

**Background**

**Issue 1**

2. The Ta'an Kwäch'än Council, on 15 June 2001, passed Band Council Resolution 2001–09 approving financial compensation for the efforts and contributions of the past made by certain Elders and the Hereditary Chief.
3. The General Assembly of the Ta'an Kwäch'än Council, on 26 September 2004, passed Resolution 2004–01 directing the Board of Directors to identify the necessary funds to compensate those Elders that participated in the Ta'an Kwäch'än Council's land claim negotiation process.
4. The Board of Directors discussed General Assembly Resolution 2004–01 at their duly convened meetings on 9 December 2004 and on 13 November 2009.

**Issue 2**

5. In 1986, the land claims negotiations loan to the former Council for Yukon Indians was increased to include interim benefits in the form of monthly payments to eligible Yukon First Nations Elders, 60 years of age and above, who resided in Canada. Upon settling their individual claims, most Yukon First Nations continued to make these payments to the Elders of their respective First Nation.

6. TKC, at present, makes monthly payments of \$200 each to 33 Elders. Drawing these payments out of its Transition Fund, TKC, over the last eight months, has expended \$55,400 on Elders payments.
7. Yukon First Nations recognize that these payments will put an increasing strain on their financial resources. Yukon First Nations, and the Council of Yukon First Nations, have researched this issue extensively.

### **Mandate and Scope of Activities**

#### **Issue 1 / Task 1**

8. In accordance with General Assembly Resolution 2004-01, the Committee shall
  - (a) identify those Elders that participated in the Ta'an Kwäch'än Council's land claim negotiation process; and
  - (b) identify the necessary funds to compensate the Elders referred to in paragraph (a).

#### **Task 1 Timeline**

9. The Committee shall report its findings and make its recommendations regarding the tasks described in section 8 in writing to the Board on or before 31 March 2010.

#### **Issue 2 / Task 2**

10. Project total TKC Elders payment scenarios, at the present \$200 per Elder per month, for the next five, ten and 15 years by using Government of Canada growth projection calculations.
11. Research and identify
  - (a) types of financial assistance to TKC Elders other than the current Elders payments; and
  - (b) sources of funds for any type of financial assistance to TKC Elders other than the Transition Fund.

#### **Task 2 Timeline**

12. Upon commencement of Task 1, the Committee shall discuss and then propose to the Board a timeline for the completion of the task described in section 11.

### **Proceedings**

13. To committee shall establish its own proceedings.

**Administrative Support**

14. The Committee shall receive administrative support, if required, from the staff of the Ta'an Kwäch'än Council. For greater certainty, administrative support includes the TKC Manager of Finance and may include outside expert financial advice.

**Honouraria**

15. The members of the Committee shall receive an honourarium in accordance with section 4.(2) of the *Honouraria Regulation* (Ta'an Kwäch'än Council).

**Budget**

16. The following shall be the detailed operating budget for the Committee:

**Budget for Task 1**

<b>Line Items</b>	<b>Costs</b>
Honouraria	2,880
Total Budget	2,880

**Budget Notes:**

The total amount of honouraria is based on eight three-hour meetings of three Committee members at \$40/hour per member

**Budget for Task 2**

In addition to the timeline for Task 2, referred to in section 12, the Committee will develop and propose a detailed operating budget for Task 2. Upon approval of the budget, these terms of reference shall be amended accordingly.

**Membership**

17. The Committee shall be composed of the following three members:

Doreen Grady  
Alice McGuire  
Francis Woolsey

**List of Appendices**

18. In addition to the appendices listed under this section, the Committee may request of the Ta'an Kwäch'än Council any additional documentation and information it deems essential to perform its mandate and scope of activities.

19. For greater certainty, in the case of the Committee making a request for Ta'an Kwäch'än enrolment information, the Committee must first ask the Board for permission to obtain such information.

Appendix 1	Motion 10–12–09, "Approval of the Terms of Reference for and Establishment of the Elders Financial Compensation and Elders Payments Review Committee"
Appendix 2	Band Council Resolution 2001–09
Appendix 3	General Assembly Resolution 2004–01
Appendix 4	2004 General Assembly Minutes
Appendix 5	9 December 2004 and 13 November 2009 Board of Directors Minutes
Appendix 6	Ta'an Kwäch'än Final Agreement, Schedule A, section 11, Elders Assistance Program
Appendix 7	Elders Benefit Payment (Undated Paper)