



June 24, 2019

VIA EMAIL

Jennifer Cox
Director and General Legal Counsel
National Inquiry into Missing and
Murdered Indigenous Women and Girls
j.cox@mniwg-ffada.ca

Bryan Zandberg
Registrar
National Inquiry into Missing and
Murdered Indigenous Women and Girls
b.zandberg@mniwg-ffada.ca

Dear Ms. Cox and Mr. Zandberg:

**Re: National Inquiry into Missing and Murdered Indigenous Women and Girls:
Draft Cultural Safety Protection Order**

Further to Ms. Desroches' email of Saturday evening, stating that the Commissioners have extended the time to respond to the Notice of Intention to Issue an Order, the Government of British Columbia adds the following to its letter to you dated June 21, 2019.

The Government of British Columbia has had the opportunity to review Ontario's submission to you, sent on June 21, 2019. Ontario's submission on the lack of jurisdiction of the Commissioners to make the proposed order is consistent with the position taken in British Columbia's June 21, 2019 letter to you. British Columbia agrees with the legal analysis put forward by Ontario.

Under the British Columbia *Public Inquiry Act*, section 30, following the completion of the National Inquiry the Attorney General has the responsibility for all the records of the BC Commission. It is for the Attorney General, together with other provincial authorities, to determine under provincial legislation how the records will be treated following completion of the National Inquiry, including any transfer of the records of the BC Commission to the Clerk of the Privy Council. For reasons stated in our letter to you dated June 21, 2019, and as submitted by Ontario in relation to its legislation and Order-in-Council, the Commissioners of the National Inquiry do not have the legal authority under the *Public Inquiry Act*, the BC Order-in-Council or otherwise to limit the jurisdiction of the minister under the *Public Inquiry Act* or the application of relevant provincial legislation following the completion of the National Inquiry.

Yours respectfully,

Jean M. Walters
Legal Counsel

Government of British Columbia

Ministry of Attorney
General

Legal Services Branch
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