



CAPITAL FUNDING

Accessing Capital Funding Under 2021 CHRT 41 Through the Jordan's Principle Stream

In **2021 CHRT 41**,¹ the Canadian Human Rights Tribunal ordered Canada to fund the planning, purchase, and construction of capital assets for First Nations Child and Family Services (FNCFS) and Jordan's Principle. This infographic is about capital funding through the Jordan's Principle stream.

Does ISC have a policy guide for capital requests?

The **Capital Assets Guide**² describes ISC's approach for implementing the 2021 CHRT 41 orders. *In the event of a conflict between the Guide and the Tribunal's orders, the orders prevail.*

Who can access capital funding through the Jordan's Principle Program Stream?

- First Nations and First Nations-authorized service providers supporting Jordan's Principle service delivery to children on reserve in a province, or anywhere in the Northwest Territories or Yukon.
- Funding is also available for capital needs assessments and feasibility studies for First Nations and First Nations-authorized service providers that deliver Jordan's Principle services to First Nations children off-reserve anywhere in Canada.

What is capital funding available for?

Capital funding is available for the purchase, renovation, and construction of capital assets (such as buildings and proportionally funded multi-purpose buildings) and capital planning to support the delivery of Jordan's Principle services, including intake, assessment, service coordination, and navigation.

Capital funding is available for (a) the construction of buildings to support the delivery of Jordan's Principle services and (b) accommodations for First Nations-authorized service providers who travel to provide services.

Capital funding is available for housing for staff accommodation but not for family homes.

Can assets be purchased or constructed off-reserve?

No, but needs assessments and feasibility studies for off-reserve capital needs are eligible for funding. This does not apply to the Yukon and Northwest Territories, where there is no on/off-reserve distinction.

What costs can be funded?

Eligible costs include assessments and studies (for example, needs assessments and feasibility studies) *throughout* the project; land surveys; design costs; purchase, construction or renovation of assets that are ready to proceed; some initial costs such as furniture, equipment, IT, lot servicing, and site upgrades; and professional fees.

What does the process look like?

A capital funding request has five phases: (a) pre-capital needs assessment, feasibility, and planning; (b) design; (c) construction; (d) completion; and (e) ongoing operations. ISC calls this the "capital project life cycle." Refer to the **Caring Society Information Sheet on Accessing Capital Funding**³ under 2021 CHRT 41 for details on each phase.

My request is straightforward. Do all capital requests go through this process?

ISC will process straightforward funding requests, such as vehicle purchases or minor repairs like window replacements, by placing a request to Jordan's Principle and not through the capital funding process. Requests otherwise available through Jordan's Principle will be processed there. Straightforward capital requests may not need to go through every phase in the process.

How long does ISC have to make a decision at each phase?

ISC has to make a funding decision at each phase within 30 business days, unless there are exceptional circumstances. Whether a project is complex or not will affect ISC's ability to meet the 30-business day timeline. If ISC needs more than 30 business days, it has to advise this in writing and explain why. Right now, there is no mechanism in place to deal with urgent capital requests. *Let ISC know if your capital needs are urgent.*

What if my request is denied?

If your request is partially or fully denied at any stage, ISC must explain why it was denied and give you information about the appeals process.

How long do I have to submit reimbursement claims after each phase?

Reimbursement claims for costs incurred in one fiscal year can be submitted until September 30 of the following fiscal year. If you need more time, advise ISC about your need for additional time.

If you are looking for reimbursement for a project that was underway or completed as of August 26, 2021, contact ISC about this.

For more information, and to make a request

contact chrt41-tcdp41@sac-isc.gc.ca. There is a **Capital Funding Request form**⁴ that has to be filled out at each phase.

¹ <http://fncaringsociety.com/publications/2021-chrt-41-amendment>

² <https://www.isc-sac.gc.ca/eng/1654879958408/1654880046931>

³ <http://fncaringsociety.com/publications/capital-funding-information-sheets>

⁴ https://www.sac-isc.gc.ca/DAM/DAM-ISC-SAC/DAM-FNDNG/STAGING/texte-text/40-013_prt_fn_child_family_srvs_1645027227482_eng.pdf

