

“Schedule A”

1. All documents in the possession or control of North Eastern Ontario Family and Children’s Services relating to:

The following children/youth:

Name: _____ Date of Birth: _____

Name: _____ Date of Birth: _____

Name: _____ Date of Birth: _____

And

The following adults:

Name: _____ Date of Birth: _____

Name: _____ Date of Birth: _____

Name: _____ Date of Birth: _____

From (date) _____ to the date of this Order are to be provided to the counsel for the Applicant and the Respondent, to any unrepresented parties within this litigation, and to the Office of the Children’s Lawyer, if appointed, within **90 working days of receipt of this Order**, with the exception of the following information, documentation and/or portions thereof that:

- a. **Privilege** - Is the proper subject of claim for either solicitor client or litigation privilege;
- b. **Third party** - Identifies any third parties including service providers and foster parents and/or anyone not specifically named in the Order and their personal information;
- c. **Ongoing investigation**- May reasonably be expected to interfere with an ongoing investigation;
- d. **Referents** – Would identify an individual who was required by law to report the information;
- e. **Adoption** – Relates to the adoption of any child or party, other than the fact of relinquishment of a child for adoption;
- f. **Third party records** – Were prepared by a third party, including but not limited to all assessments, counselling records and medical, psychological and psychiatric reports,

but rather counsel for the Applicant and the Respondent and any unrepresented parties within this litigation shall be provided with the name and contact information if available of the authors thereof that will allow the parties to directly arrange for the release by the authors;

- g. ***Mental Health Act, 1990*** – Is defined as records of “Personal Health Information” under the *Mental Health Act*, absent further specific Court Order having satisfied the Court of compliance with respect to production, disclosure, transmittal, examination etc.;
 - h. **S. 294 *CYFSA, 2017*** – Is defines as a “record of a mental disorder” under the *Child, Youth and Family Services Act, 2017*, absent further specific Court Order having given notice to the physician and having met the test of production;
 - i. **Ministry of the Attorney General** – Were obtained as a result of a Wagg Crown disclosure process (for example, criminal records obtained from police services, Crown disclosure materials, correctional records, probation and parole records), absent further specific Court Order.
 - j. **Child Abuse Registry** – References the registration of a person on the Child Abuse Registry established under s. 133 of the *Child, Youth and Family Services Act, 2017*.
 - k. **Youth crime** – Relates to a young person’s involvement with the *Young Offenders Act, 1985* and the *Youth Criminal Justice Act, 2002*.
- 2. All disclosure Ordered be **kept confidential**, secure and shall not be copied, reproduced, shared or further disseminated except for legitimate purposes connected with this litigation; and further that at the end of this litigation, all disclosure, in paper, electronic format or otherwise shall be returned to North Eastern Ontario Family and Children’s Services destroyed or disposed of in accordance with the protocols established by the Law Society of Ontario.
 - 3. Pursuant to subsection 87(8) of the *Child, Youth and Family Services Act, 2017*, no person shall publish or **make public information** that has the effect of identifying a child who is a witness at or a participant in a hearing or the subject of a proceeding, or the child’s parent or foster parent or a member of the child’s family.
 - 4. This Order is **deemed to have been satisfied** once disclosure of the file has been made available to counsel for the Applicant and the Respondent, any unrepresented parties within this litigation, and the appointed counsel for the children (if applicable).