

**ONTARIO COURT OF JUSTICE  
(GENERAL DIVISION)**

**B E T W E E N:**

**SIX NATIONS OF THE GRAND RIVER BAND OF INDIANS**

Plaintiff

- and -

**THE ATTORNEY GENERAL OF CANADA  
and  
HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO**

Defendants

**REPLY TO DEMAND FOR PARTICULARS**

In response to the demand for particulars dated December 5, 1995 made by the Defendant, The Attorney General of Canada, the Plaintiff states that the particulars demanded therein (a) are not necessary for the purposes of pleading, and (b) are not required to be answered because the order of the Honourable Mr. Justice Kent, made September 15, 1995, required that any motion by the defendants for particulars of the statement of claim be brought on or before November 15, 1995 (and it would logically follow that such a motion would have to be based on a demand which preceded that date).

Without prejudice to this position, the following are the particulars requested in the above demand for particulars.

1. The applicable sections of the *Constitution Act, 1867* referred to in subparagraph 4(b) are section 91, paragraph 24, sections 108, 109 and 111, and all of those other sections which together generally indicate that the Crown in right of Canada has assumed, and has had transferred to it, obligations, duties and liabilities which were previously those of the Imperial Crown, as discussed in the case of *R. v. Secretary of State for Foreign and Commonwealth Affairs* [1982] 1 Q.B. 892 (C.A.), affirmed [1982] 1 Q.B. 937 (H.L.).

Date: December 7, 1995

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SIX NATIONS OF THE GRAND RIVER

- AND -

THE ATTORNEY GENERAL OF CANADA ET AL

ONTARIO COURT OF JUSTICE  
(GENERAL DIVISION)

Proceeding Commenced at Brantford

**REPLY TO DEMAND FOR PARTICULARS**

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