



PEOPLES' TRIBUNAL ON THE CANADIAN MINING INDUSTRY HEARING ON LATIN AMERICA PROGRAMME

May 29th – June 1st, 2014: Montréal, Canada



Thursday, May 29th, 2014

***Opening Conference of the Tribunal, 6:00pm-9:00pm, Adams
Auditorium, McGill University, 3450 rue University***

Welcoming Address on behalf of the Organizing Committee

6:20-6:40pm Presentation by Gianni Tognoni, Secretary of Permanent Peoples' Tribunal

6:40-7:05pm Presentation of the members of the jury:

Maude Barlow (Council of Canadians)
Mireille Fanon-Mendès-France (Frantz Fanon Fondation, France)
Nicole Kirouac (Comité de vigilance de Malartic, Québec)
Gérald Larose (Université du Québec à Montréal)
Viviane Michel (Quebec Native Women)
Javier Mujica Petit (Centro de Políticas Públicas y Derechos Humanos, Peru)
Antoni Pigrau Solé (Universitat Rovira i Virgili, Spain)
Gianni Tognoni (Permanent Peoples' Tribunal, Italy)

7:05-7:25pm Presentation of the prosecutors and the charges

7:25-8:30pm Presentations on the context of mining expansion:

- « Les enjeux politiques de la reprimarisation des économies latino-américaines », Nancy Thède, Chaire Nycole-Turmel, Université du Québec à Montréal
- « Le modèle d'expansion minière questionné : impacts, conflits et enjeux », Isabel Orellana, Centre de recherche en éducation et formation relatives à l'environnement et à l'écocitoyenneté, Université du Québec à Montréal
- « El impacto de la minería canadiense en América latina y la responsabilidad de Canadá », Pedro Landa, Centro Hondureño de Promoción para el Desarrollo Comunitario (CEHPRODEC), Honduras

8:30-9:00pm Questions and discussion

Friday, May 30th, 2014

Hearing on human rights violations and the socio-environmental impacts of Canadian mining activity in Latin America, 9:00am-5:00pm, CEDA, 2515 Delisle

- 9:00-9:15am Opening and presentation of the charges against the Canadian mining industry, Paul Cliche, prosecutor
- 9:15-11:00am First component: The right to life and to a healthy environment**
- 9:15-9:20am Presentation of the main issues and charges, Nadja Palomo, prosecutor
- 9:20-9:25am Impacts of industrial mining on the human right to water, Meera Karunanathan, Council of Canadians
- 9:30-9:50am The mining industry and the violation of the human right to water: the case of Pascua Lama ([charge 2](#)), Nancy Yañez, Observatorio ciudadano, Chile
- 9:50-10:10am Testimony on the right to health: the case of San Martin ([charge 1](#)), Representative of the Comité ambiental Valle de Siria, Honduras
- 10:10-10:30am Impacts of industrial mining activity on the environment (TBA)
- 10:30-11:00am Questions from the members of the jury
- 11:00-11:20am Pause**
- 11:20-1:00pm Second component: The right to self-determination**
- 11:20-11:25am Presentation of the main issues and charges, Paul Cliche, prosecutor
- 11:25-11:45am Testimony on the right to self-determination and the right to informed consent ([charge 3](#)), Representative of the Diaguita Huascoaltinos community, Chile
- 11:45-11:50am Presentation of the Escobal case in Guatemala, Jackie McVicar, Breaking the Silence
- 11:50-12:10pm Testimony on the right to informed consent ([charge 4](#)), Representative of the Comité en Defensa de la Vida y la Paz, San Rafael las Flores, Guatemala
- 12:10-12:15pm Video testimony by a representative of the Xinca community, Guatemala
- 12:15-12:35pm Impacts of the mining industry on indigenous rights, Nancy Yañez, Observatorio ciudadano, Chile
- 12:35-1:00pm Questions from the members of the jury
- 1:00-2:30pm Lunch**
- 2:30-5:00pm Third component: The right to full and complete citizenship**
- 2:30-2:35pm Presentation of the main issues and charges, Paul Cliche and Nadja Palomo, prosecutors
- 2:35-2:55pm Women's rights and the mining industry, Lina Solano, Frente de Mujeres Defensoras de la Pachamama, Ecuador
- 3:00-3:40pm Testimony on the right to work and the freedom of association: The case of la Platosa, Mexico ([charge 5](#)), Representative of Section 309 de Los Mineros and Dante Lopez, Proyecto derechos económicos, sociales y culturales (ProDESC), Mexico
- 3:50-4:00pm Presentation on the criminalization of resistance movements against mining projects in Latin America, Jennifer Moore, Mining Watch

- 4:00-4:20pm Testimony on the repression and the violation of the right to peaceful assembly ([charge 6](#)), Representative of the Comité en Defensa de la Vida y la Paz, San Rafael Las Flores, Guatemala
- 4:20-4:25pm Presentation on the case of Chicomuseo, Mexico (TBA)
- 4:25-4:35pm Testimony on the right to life: the Payback case in Chicomuseo, Mexico ([charge 7](#)), Representative of the Chicomuseo community (video)
- 4:35-5:00pm Questions from the members of the jury

Saturday, May 31st, 2014

Hearing on Canadian policies contributing to the violation of human rights and environmental damage, 9:00am-5:00pm, CEDA, 2515 Delisle

- 9:00-9:10am** Opening and presentation of the charges against the Canadian government, Paul Cliche, prosecutor
- 9:10-9:30am** **Efforts of civil society in Canada and the responsibility of the State of origin**
- 9:10-9:15am Presentation on the initiatives of civil society in Québec and in Canada (TBA)
- 9:15-9:30am Roundtable process in 2006, recommendations and follow-up by the Canadian government, Karyn Keenan, Halifax Initiative
- 9:30-9:50am Responsibility of the country where investments originate according to international law, Ana Maria Suarez Franco, Consorcio ETO
- 9:50-11:40am** **Political support and interference in the legislative process of host countries**
- 9:50-9:55am Presentation of the main issues and charges, Nadja Palomo, prosecutor
- 9:55-10:15am The practices of embassies and the case of Chicomuseo ([charge 8](#)), Mexico, Jennifer Moore, Mining Watch
- 10:15-10:35am Mining code reform in Colombia in 2001 ([charge 10](#)), Maude Chalvin, Projet Accompagnement Solidarité Colombie (PASC)
- 10:35-10:55am Mining code reform in Honduras in 2013 ([charge 10](#)), Pedro Landa, CEHPRODEC, Honduras
- 10:55-11:15am** **Pause**
- 11:15-12:20am** **International Aid**
- 11:15-11:20am Presentation of the main issues and charges, Paul Cliche, prosecutor
- 11:20-11:40am Commercialization of Canadian aid and the use of Official Development Assistance to promote trade interests ([charge 9](#)), Stephen Brown, University of Ottawa
- 11:40-11:50am Shift in Canadian aid and its impacts in Peru ([charge 9](#)), José de Echave, Cooperación, Peru (video)
- 11:50-12:20am Questions from the members of the jury
- 12:20-1:50pm** **Lunch**
- 1:50-3:05pm** **Canada's economic support for the mining industry**
- 1:50-1:55pm Presentation of the main issues and charges, Paul Cliche, prosecutor

- 1:55-2:10pm Export Development Canada's accountability ([charge 11](#)), Karyn Keenan, Halifax Initiative
- 2:10-2:20pm Canadian public pension funds and ethical criteria ([charge 11](#)), Laurence Guénette, Projet Accompagnement Québec-Guatemala (PAQG)
- 2:20-2:40pm Mechanisms of economic support, tax incentives and supervision of the Toronto Stock Exchange ([charge 12](#)), Alain Deneault, author and researcher (video)
- 2:40-3:00pm Questions from the members of the jury
- 3:00-4:10pm Access to justice**
- 3:00-3:05pm Presentation of the main issues and charges, Nadja Palomo, prosecutor
- 3:10-3:30pm Obstacles in access to justice and a brief introduction on access to justice in Canada for affected individuals and communities ([charge 13](#)), Shin Imai, Osgoode Hall Law School, York University
- 3:30-3:35pm Non-judicial mechanisms in place (Office of the CSR Counsellor and National Contact Points for the OECD), (TBA)
- 3:35-3:55pm Experience with the Office of the CSR Counsellor and National Contact Points for the OECD, the case of Mexico, ([charge 13](#)), Dante Lopez, ProDESC
- 3:55-4:10pm Questions from the members of the jury
- 4:10-5:00pm Free Trade and the Rights of Peoples**
- 4:10-4:15pm Presentation of the main issues, Paul Cliche, prosecutor
- 4:15-4:35pm Free trade, protection of mining investments and the rights of peoples, Pierre-Yves Sérinet, Réseau québécois d'intégration continentale (RQIC)
- 4:35-4:55pm Lawsuit and arbitration against El Salvador by a mining company, Laura Lopez, Institut de recherches et d'information socio-économique (IRIS)

Saturday evening, May 31st, 2014



An evening of cultural celebration
Cabaret du Mile End, 5240 Avenue du Parc, 8:30pm

Featuring:
 Juan Sebastian Larobina,
 Yves Desrosiers,
 Tomas Jensen,
 Darundaï,
 Kinokewin,
 Les Bottes gauches

Doors @ 7:30pm
 Show @ 8:30pm

Sunday, June 1st, 2014

Deliberations of the jury

Discussion and announcement of the verdict, CEDA, 10:00am-5:00pm

- 9:30am Reception, snacks and coffee
- 10:00-11:30am Bloc 1 – workshops and discussion groups (3 discussion groups in parallel)
- 11:45-1:15pm Bloc 2 – workshops and discussion groups (3 discussion groups in parallel)
- 10:30-12:30pm « *Trous de mémoire* », *Forum-théâtre sur l'extractivisme* with Projet Accompagnement Solidarité Colombie (PASC)

Discussion groups and workshops:

- ***Migrations et industrie minière*** (Centre des travailleurs et travailleuses immigrantes – CTI; Asociación de Guatemaltecos Unidos por Nuestros Derechos -AGUND)
- ***El proceso de obtención de una audición sobre las compañías mineras canadienses a la CIDH*** : discussion with Pedro Landa (CEHPRODEC)
- ***Résistance des femmes face à l'agression des minières***, with Lina Solano (Alliance internationale des femmes, Femmes de diverses origines, CDHAL)
- ***Challenges and opportunities of divestment as a solidarity strategy*** (Breaking the Silence and the United Church Maritimes Mining the Connections Network – Projet Accompagnement Québec Guatemala - Council of Canadians)
- ***The Role of International Coalitions in Supporting Communities Affected by Canadian Mining in Guatemala*** (CAMIGUA, the International Coalition Against Unjust Mining in Guatemala)

1:15-2:15pm Lunch

2:15-4:15pm Public assembly: Building a movement for mining justice in Canada: campaigns, projects and ideas for strategic collaboration. Full public participation.

4:30-5:00pm Announcement of the verdict by the jury (trilingual)

www.tppcanada.org
www.facebook.com/tppcanada
www.twitter.com/TPPCanada

Financial partners : Ministère des Relations internationales, de la Francophonie et du Commerce extérieur (MRIFCE) par l'entremise du Fonds d'éducation et d'engagement du public en solidarité internationale (FEEPSI). Ce Fonds est délégué à l'Association québécoise des organismes de coopération internationale (AQOCI). Merci également à la Caisse d'économie solidaire Desjardins, qui contribue à bâtir un Québec plus juste dans la perspective d'un développement durable (www.caissesolidaire.org), la Fondation Béati, la Confédération des syndicats nationaux (CSN), le Fonds humanitaire des Métallos, des associations étudiantes (AFESPED, ABICEP, UQAM); Alliance de la fonction publique du Canada (PSAC-AFPC); Centrale des syndicats du Québec (CSQ); le Conseil central du Montréal métropolitain de la CSN (CSN-CCMM); Développement et Paix; Inter Pares; Député de Mercier, Assemblée nationale du Québec.

