



**In the Matter of an inquiry pursuant to s. 63(1)
of the *Judges Act*
regarding the Honourable Justice Robin Camp**

Order

[1] This Inquiry Committee (the “Committee”) has been convened under s. 63(3) of the *Judges Act*, R.S.C. 1985 c. J-1, as a result of a request made by the Minister of Justice and Solicitor General of Alberta under s. 63(1) of the *Judges Act*.

[2] The Committee is required to conduct an inquiry into whether Mr. Justice Camp has become incapacitated or disabled from the due execution of the office of judge for any of the reasons set out in paragraphs 65(2)(b) to (d) of the *Judges Act* and should be removed from office.

[3] On May 4, 2016, the Committee issued directions to potential interveners, setting out the procedure for seeking leave to intervene (the “Directions”).

[4] In accordance with the Directions, the Committee received motions for leave to intervene from the following organizations:

- a) An intervener coalition comprising Avalon Sexual Assault Centre (“Avalon”), Ending Violence Association of British Columbia (“EVA BC”), the Institute for the Advancement of Aboriginal Women (“IAAW”), Metropolitan Action Committee on Violence Against Women and Children (“METRAC”), West Coast Women’s Legal Education and Action Fund Association (“West Coast

LEAF”), and the Women’s Legal Education and Action Fund Inc. (“LEAF”) (collectively the “Intervener Coalition”);

- b) Women Against Violence Against Women Rape Crisis Centre (“WAVAW”);
and
- c) The Barbra Schlifer Commemorative Clinic (the “Schlifer Clinic”).

[5] For reasons that will be rendered to follow, the Committee makes the following Order:

- a) The Intervener Coalition is granted leave to intervene in the inquiry. The Intervener Coalition may serve and file written submissions of no more than 20 pages by August 26, 2016.
- b) WAVAW and the Schlifer Clinic are granted joint leave to intervene in the inquiry. They may jointly serve and file written submissions of no more than 20 pages by August 26, 2016.
- c) The interveners’ written submissions are limited to:
 - i. the history, evolution and reform, and the current social context, of sexual assault law in Canada;
 - ii. the legal principles applicable to the Committee’s mandate under the *Judges Act*;
 - iii. the test or factors the Committee should consider undertaking its mandate under the *Judges Act*; and
 - iv. the experience of vulnerable groups with the Canadian justice system.
- d) The interveners are not permitted to adduce evidence nor add to the evidentiary record.

- e) The interveners may only rely on law and legal authorities, including secondary sources such as law journals. The interveners' books of authorities should be concise and not duplicative.
- f) The interveners are not permitted to comment on the merits of the allegations against Justice Camp, recommend findings, or make submissions regarding whether or not Justice Camp should be removed.
- g) The interveners are required to collaborate to ensure that their submissions are not duplicative.
- h) The Committee denies the interveners leave to make oral submissions.
- i) The Committee denies the interveners' requests for legal funding.

[6] Interveners are required to file their materials electronically with Advisory Counsel to the Committee, Mr. Owen Rees, at orees@conway.pro.

[7] As early as is reasonably practicable, Presenting Counsel should share a copy of the proposed expert report from Professor Janine Benedet with the interveners.

[8] There shall be no costs on the motions for leave to intervene.

July 8, 2016



The Honourable Austin F. Cullen

The Honourable Austin F. Cullen, Chairperson of the Inquiry Committee,
Associate Chief Justice of the Supreme Court of British Columbia

The Honourable Austin F. Cullen, Chairperson of the Inquiry Committee,
Associate Chief Justice of the Supreme Court of British Columbia

The Honourable Deborah K. Smith, Associate Chief Justice of the Supreme
Court of Nova Scotia

The Honourable Raymond P. Whalen, Chief Justice of the Supreme Court of
Newfoundland and Labrador, Trial Division

Karen Jensen

Cynthia Petersen