

Brief for Parliamentary Committee on Law and Ethics

I have in my possession a reply from the Canadian Judicial Council to a complaint that I made against a Federal Judge. My complaint was that when I presented the official transcript of trial to the Judge he personally called up my ex-wife and accepted the verbal testimony of my ex-wife of what she heard a previous Judge say 6 months earlier over what the transcript of trial indicated. The Canadian Judicial Council indicated that this was a matter of discretion and the weighing of evidence which is not a matter for discipline.

I disagree with their finding and find that the result of this determination is that we have a judicial system in Canada which is arbitrary. If Federal Judges have the right to ignore their own transcript of trial then we don't have a system of appeal. If Federal Judges have the right to ignore their own transcript of trial then we have a massive problem with our Charter of Rights.

S7. Everyone has the **right** to life, liberty and security of the person and the **right** not to be deprived thereof except in accordance with the principles of fundamental justice.

It seems very well established that the primary component of fundamental justice is that is NOT arbitrary.

I cannot present better evidence than the transcript of trial. For a judge to decide to ignore the transcript of trial is arbitrary. For the Canadian Judicial Council to accept that conduct as within their acceptable standard is completely unacceptable. I have pointed this reality to the Canadian Judicial Council but they have refused to respond. I wrote and requested that the Canadian Judicial Council put this issue to Parliament for confirmation that Parliament agrees with this incredible determination. They wrote back and refused and called my request abusive.

I have attempted to communicate with the Attorney General of Canada including an accepted registered letter including partly the following.

Section 24 of The Charter of Rights allows me to enforce my rights

"(1) Anyone whose rights or freedoms, as guaranteed by this Charter, have been infringed or denied may apply to a court of competent jurisdiction to obtain such remedy as the court considers appropriate and just in the circumstances."

The only Court of competent jurisdiction to judge the judges who judge the judges is Parliament. I have currently lost most of my legal rights except obviously my right to life but I am in fear of losing that. I am hereby applying to Parliament for the protection of my charter of rights. Obviously urgency is of prime importance.

I have received zero response.

My understanding is that the Rule of Law is that no-one is above the law, including judges. The Canadian Judicial Council simply cannot have a policy that contradicts the Canadian Charter of Rights. The result of this policy is that there has been a massive breach in our Charter of Rights affecting thousands of Canadians as well as myself personally. I am of course in contempt of court because Federal Judges believe that they have the right to arbitrary justice contrary to our Charter of Rights. I cannot attend a court to defend myself or protect myself without risk to my rights and freedoms.

The Canadian Judicial Council should be subject to the Freedom of Information Act.

I have made a request of the Canadian Judicial Council and they have refused to respond. I contacted the Office of Information Commissioner and after a day they responded saying that unfortunately the Canadian Judicial Council is not on the list of government bodies that are subject to the Act and they could not help me.

Very strange behaviour for an organization that prides itself on its website as being transparent.....