

# Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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OLD DRAFT

SEE FINAL SUBMISSION AT

[https://pejnews.com/index.php?option=com\\_content&view=article&id=10644:common-security-act-to-replace-c-51-which-should-be-repealed&catid=75:cjustice-news&Itemid=218](https://pejnews.com/index.php?option=com_content&view=article&id=10644:common-security-act-to-replace-c-51-which-should-be-repealed&catid=75:cjustice-news&Itemid=218)

ByJoan Russow PhD

Co-ordinator Global Compliance Research Project 1994 – Present

Former leader of the Green Party of Canada (1997-2001)

□ *Need to redefine what constitutes true security what constitutes real threats to security, and what contr*

**OUTLINE**

# **Common Security Act to replace C-51, which should be repealed**

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□ □ □ **A.□□□**

**BACKGROUND to RCMP THREAT ASSESSMENT LIST AND 2005 SUBMISS**

**B. NEED TO REDEFINE WHAT CONSTITUTES TRUE SECURITY: COMMON SECURITY**

**C. COMMENTS ON DEFINITION OF THREATS TO SECURITY IN C51**

**D. NEED TO REDEFINE WHAT CONSTITUTES REALTHREATS TO SECURITY: THREATS TO COM**

**□□ I FAILING TO ACHIEVE A STATE OF PEACE, AND DISARMAMENT; AND FAILING TO REALLO**

**□ II FAILING TO ENSURE THE PRESERVATION AND PROTECTION OF THE ENVIRONMENT, THE**

**III –PROMOTING FREE TRADE RATHER THAN FAIR TRADE**

**IV –FAILING TO PROMOTE SOCIALLY EQUITABLE AND ENVIRONMENTALLY SOUND ENTERPR**

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

**V –FAILING TO PROMOTE AND FULLY GUARANTEE RESPECT FOR HUMAN RIGHTS INCLUDING**

**VI –FAILING TO SIGN AND RATIFY INTERNATIONAL CONVENTIONS, COVENANTS AND TREATIES**

**E. NEED TO CONSIDER WHAT CONTRIBUTES TO REAL TERRORISM INCLUDING STATE TERRORISM**

**I. INTERNATIONAL IMPASSE TO A COMPREHENSIVE INTERNATIONAL DEFINITION OF TERRORISM**

**II. UNITED NATIONS PASSED A RESOLUTION ON TERRORISM THAT STRESSES THE NEED FOR A COMPREHENSIVE INTERNATIONAL DEFINITION OF TERRORISM**

**III. CHANGES TO THE CRIMINAL CODE DEFINITION OF TERRORISM TO IMPLEMENT THE UNITED NATIONS RESOLUTION ON TERRORISM**

**IV MISCONSTRUING ARTICLE 51- SELF DEFENCE OF THE CHARTER OF THE UNITED NATIONS**

**V. STATE CONTRIBUTION TO TERRORISM; AGGRESSION INTO ANOTHER STATE**

NATO states have been complicit or responsible for using the following pretexts for aggressive intervention:

## Common Security Act to replace C-51, which should be repealed

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

### F. COMMENTS ON QUESTIONS IN GREEN PAPER

#### I PROMOTION OF A COMMON SECURITY ACT

#### BACKGROUND

##### A.□□□

##### BACKGROUND to RCMP THREAT ASSESSMENT LIST AND 2005 SUBMISSION

I received an assignment to cover APEC in 1997. My press pass was pulled, I filed a complaint and

In 2005, I was invited to give a presentation to the Senate on the five year review of Bill- 36 – the A

[https://pejnews.com/index.php?option=com\\_content&view=article&id=10633:submission-to-the-sen](https://pejnews.com/index.php?option=com_content&view=article&id=10633:submission-to-the-sen)

In my submission, I pointed out that what constitutes true security is common security and to further

(i) A list of international obligations incurred through conventions, treaties, and covenants, of comm

(ii) State Activity: very preliminary comments about state compliance or non-compliance with the ob

(iii) Advocacy Activity

Advocacy activity in relation to these international instruments was delineated .

The purpose of the Index was to indicate the range of international obligations and commitments wh

**B.□□□**

**NEED TO REDEFINE WHAT CONSTITUTES TRUE SECURITY: COMMON SE**

We must reappropriate the word “security” and not allow it to be distorted by the military. (Dr. Ursula

Under article 7 of the Charter of Rights and Freedoms is enshrined “the right to security of the perso

Security of the person is true security not militarized security, but common security

“True security exists when all are secure, through “common security” (Olaf Palme,1982) whose obj

(i) to achieve a state of peace, and disarmament; through reallocation of military expenses a

(ii) to prevent discrimination on the following grounds:

Each State Party to the present Covenant undertakes to respect and to ensure to all individuals wit

(iii) to promote and fully guarantee respect for human rights including labour rights, women’s r

(iv) (to ensure the preservation, conservation and protection of the environment, the respect fo

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---

(v) to enable socially equitable and environmentally sound employment, energy and transport

(vi) fair trade not free trade that fulfills all the objectives of common security to create a global

### C. COMMENTS ON DEFINITION OF THREATS TO SECURITY IN C51

For my submission to C-51, I reviewed the definition of Threats to security in C-51

The following is the current definition of threat to security in C51:

“activity that undermines the security of Canada”[1]means any activity, including any of the following

(a) interference with the capability of the Government of Canada, in relation to safety, the administration

(b) Changing or unduly influencing a Government of Canada by force or unlawful means [what would

(c) espionage, sabotage or covert foreign-influenced activities;[I was asked, by the RCMP, to spy on

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---

(d) terrorism

terrorist propaganda In the Green Paper there is a recognition that defining “terrorist propaganda” n

[ would opposition to aggressive military intervention and opposition to the use of drones be a thre

(e) proliferation of nuclear, chemical, radiological or biological weapons;

[opposing Canada’s condoning of the position of its allies, who fail to fully implement the convention

(f) interference with critical infrastructure; [would opposing the highway construction for contributing

(g) interference with the GLOBAL information infrastructure, as defined in section 273.61 of the Nat

(h) an activity that causes serious harm to a person or their property because of that person’s asso

(i) an activity that takes place in Canada and undermines the security of another state. [would the w

For greater certainty, ~~it will~~ does not include advocacy, protest, dissent and artistic expression. (Law

Yet in the Green Paper is the following statement;

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---

- ensure all Canadians are not limited from legitimate protest and advocacy.

How is it defined?

Definition “LEGITIMATE” from legal source

being exactly as purposed :neither spurious or false....accordant with law or with established legal f

<https://ca.search.yahoo.com/search?fr=mcafee&type=C211CA91085D20140723&p=blacks+legal+c>

From [www.merriam-webster.com/dictionary/legitimate](http://www.merriam-webster.com/dictionary/legitimate)

lawful, legal, legitimate, being in accordance with law.

Elsewhere it is defined as according to rules ethics etc

[but who determines whether an action is legitimate?]

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

The definition of threat to security in C-51

perpetuates the concern expressed by SIRC in 2005:

“The intelligence community appears to be inept at assessing what constitutes real national and international security threats.”

The fabric of civil liberties of Canadians has definitely been threatened through the designation of citizens as threats to security.

### D. NEED TO REDEFINE WHAT CONSTITUTES REAL THREATS TO SECURITY: THREATS TO COM

I.

I FAILING TO ACHIEVE A STATE OF PEACE, AND DISARMAMENT; AND FAILING TO REALLOC

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---

There needs to be a new vision starting in 2016 that no longer (a).Ignores that "Warfare is inherent

The following threats to common security must be avoided:

1. Ignoring the acknowledgement that "Warfare is inherently destructive of sustainable development

2. Participating in war;- Given the social, environmental, health, human rights, economic consequen

3. Undermining the international resolve to prevent the scourge of war; this would include engaging

4. Refusing to abide by the 1975 Declaration on the Use of Scientific and Technological Progress in

5. Failing to reallocate military spending as proposed at Habitat I in 1976

``The waste and misuse of resources in war and armaments should be prevented. All countries sho

6. Misconstruing of Article 51 (self-defence) of the Charter of the United Nations to justify premedita

7. Collaborating with the Kurds and being praised by the Peshmerga who have been charged, by h

<http://ottawacitizen.com/news/politics/the-ripple-effect-canadas-support-forthe-kurds-brings-uni-ntended-consequences>

8. Using "human security" which has been extended to "humanitarian intervention", and used along

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---

9. Condoning NATO 's being complicit or responsible for using the following pretexts for aggressive
10. Endorsing the guise of the pre-emptive/preventive attack policy that has resulted in aggressive a
11. Participating in NATO- generated wars and to and abandoning a decade of diplomatic inactivity
12. Conceiving of the role of "contributing to international peace and security" as the one to interven
13. Supporting the invoking Chapter VII of the Charter of the United Nations rather than invoking Ch
14. Disrespecting the jurisdiction and decisions of the International Court of Justice.
15. Tolerating military involvement and occupation of a people by opposing and targeting civil societ
16. Trumping of health, environment, civil and political and human rights for the sake of "security", po
17. Targeting or assisting in the assassination of leaders of other sovereign states, and of engaging
18. Mollifying public opposition by couching aggressive acts in euphemistic "operations" Operation A
19. Destabilizing states and regions through the sale of arms, including through the guise of "foreign

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---

21. Permitting the sale of arms around the world including nations that have violated human rights, s
22. Permitting CANSEC- the annual International Arms Trade Fair in Ottawa “Any propaganda for w
23. Condoning, production, and use by allies of land mines in violation of the Ottawa Convention Ag
24. Condoning procrastination, by those responsible, to remove land mines from all areas of the wor
27. Using armed drones in Canadian missions even though they will be shown to contravene the pri

[https://www.tomdispatch.com/post/176217/tomgram%3A\\_pratap\\_chatterjee%2C\\_obama%27s\\_last\\_chance](https://www.tomdispatch.com/post/176217/tomgram%3A_pratap_chatterjee%2C_obama%27s_last_chance)

28. Caving into threats by Lockheed Martin and purchasing possibly nuclear arms capable F35,; 29
30. Condoning nuclear arms states which have failed to ratify the NPT, and parties to the NPT that
31. Condoning the failure of states to sign and ratify all Geneva Protocols, including Protocol V, wh
32. Concurring with NATO position on nuclear weapons in opposing the abolition of nuclear weapo

“NATO says that:

- 1) Nuclear weapons must be maintained indefinitely. Canada as an ally of NATO agrees. No! Says

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---

2) We will improve their use and accuracy (modernize them). Canada acquiesces. No!, says Article

3) We can use them first. Canada accepts, though without enthusiasm. No! Say Steps 6 and 9.

4) We can target non-nuclear weapon states. Canada acquiesces. No! says NPT Article II

5) We can threaten to use them. Canada accepts. No! says the NPT (implicitly).

6) We can keep them in Europe as they are now doing. Canada accepts. No! says Article II. (NPT)

7) We can launch some on 15 minutes warning. Canada acquiesces. No! Says Step 9

8) We say "they are ~~GNANWA~~ ~~GNANWA~~ for peace". Canada accepts. No! Says the Non Proliferation Treaty and

33. Supporting NATO's reneging on expanding one inch further east of Germany

34. Condoning NATO and its disregard of the international rule of law, including the objective of the C

35. Engaging in propaganda for war (ICCPR), including establishing or supporting military bases, en

36. Condoning, in certain allied states, weapons of mass destruction such as nuclear, chemical, and

37. Being an ally with states, such as the US and Israel which refuse to ratify the Treaty on Cluster B

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---

38. Producing uranium, exporting of uranium, using weapons, in war games such as those with dep

39. Selling uranium to nuclear arm states and because of the fungibility principle, Canadian uranium

41. Condoning the destabilizing impact of the Middle East as a result of the possession, by Israel, o

42. Opposing, along with the United States, and The United Kingdom the draft final document from t

43. Condoning allies contravening the obligations under the 1967 Outer Space Treaty to do the follo

44 Failing to repeal the c36 Anti-Terrorism Act and C51 and thus violating civil and political rights, in

45. Condoning the "Rendering"- sending "persons of interests" to countries which are known to cono

46. Condoning the US refusal to be judged by an international tribunal for any actions that might be

47. Misusing UN "peacekeeping" forces to clean up aggressive acts of destruction and occupation

48 failing to support the converting, to peaceful purposes, all foreign military bases in sovereign stat

49. Condoning the production, of and the circulation and berthing of nuclear powered or nuclear arm

50 Participating in "War Games" or "Military Exercises" such as Exercise Trident Fury and possibly

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---

51. Failing to oppose U.S. Navy's proposal to expand sonar testing and other warfare training off the

52 Continuing the propping up and financing of military dictators and supporting the long standing

53. Refusing to demilitarize the economy by reallocating resources presently committed to military p

54. Supporting misplaced spending priorities: on militarism, on adulterated unsafe food, on product

## **II**

### **FAILING TO ENSURE THE PRESERVATION AND PROTECTION OF THE ENVIRONMENT, THE RE**

There needs to be a new vision beginning now in 2016, to enact the necessary legislation to ensure

The following threats to common security must be avoided

55. Engaging in unsustainable patterns of production and consumption, particularly in industrialized

56. Failing to recognize that "Land is one of the fundamental elements in human settlements. Every

57. Failing to recognize that "The nations must avoid the pollution of the biosphere and the oceans a

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---

in the long term. The environment is the common heritage of humanity and its protection is the resp

59. Permitting the dumping of military wastes in pristine watersheds;

60. Contributing to climate change by subsidizing the fossil fuel industry and permitting the extraction

61. Permitting dams, such as site C, which will cause the flooding of land and the destruction of fo

62. Condoning the violation of the 92 call to action in the Truth and Reconciliation Commission: i. C

63. Failing to act on the urgency to immediately defend Canada's public and environmental interests

64. Causing Environmental Devastation and Health problems

65. Exploiting Nature instead of affirming in 1982 World Charter of Nature that every form of life is u

66. Increasing the ecological footprint which has contributed to a socially inequitable and environme

67. Misconstruing the international version of the precautionary principle – The international versio

68. Ignoring the scientific evidence about the contribution of salmon aquaculture to causing disease

69. Failing to outlaw SLAPP suits, which are outlawed in Nova Scotia, across the country

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---

70. Revising reverse onus strategy which places the onus not on the proponent of an intervention to

71. Causing Natechs- natural disasters through technology or technological disasters caused by nat

72. Discounting the precautionary principle, and producing and distributing genetically engineered fo

73. Exempting, under the Stockholm Convention, certain persistent Organic Pollutants (POPs) whic

75. Permitting the use of Neoniconoid pesticide which has been associated with the killing of bees 7

77. Causing environmental devastation and then relying on restorative or clean-up technologies to re

78. Engaging in unsustainable forest management, converting of forests into agricultural land and e

79. Tolerating the engaging in the land grab for biofuel, by developed states, in developing states

80. Causing land degradation, soil erosion, salinization, water logging, and soil pollution, which all c

81. Substituting proposals of adaption to or offsetting of climate change rather than seriously addres

82. Condoning the violation of the 92 call to action in the Truth and Reconciliation Commission: Busi

83. Failing to call upon the corporate sector in Canada to adopt the United Nations Declaration on th

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---

Indigenous peoples and their lands and resources. This would include, but not be limited to, the following:

84. Undermining of the divestment fossil fuels, especially those from the unconventional sources such as oil sands and shale gas.

85. Promoting false "solutions" to climate change such as biofuels, large hydro projects, and nuclear energy.

86 Supporting a market based proposal of the so-called "Green Economy" that commodifies nature and ecosystems.

87. Disregarding the failure of the Intergovernmental Panel on Climate Change to investigate and estimate the impact of climate change.

88. Supporting at COP15, the practice of member states relying not on the emerging scientific data, but on the outdated IPCC AR4 report.

89. Failing at COP 21 to respect the original baseline of 1990 and target of 2020.

90. Disregarding the climate injustice of using the atmospheric space of developing countries, and not taking into account the historical emissions of developed countries.

91. Misappropriating agricultural land for the growing of biofuel and contributing to food insecurity, and undermining the right to food.

92. Condoning the practice, by the International Atomic Energy Agency (IAEA), of violating the principle of non-discrimination.

93. Justifying the use of civil nuclear energy, and accepting nuclear energy as the solution to climate change.

94. Relocating and transferring to other States any activities and substances that cause severe environmental damage.

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---

95. Showing defiance of principle 7 of the 1992 Rio Declaration which was adopted by all states at t

96. Causing environmentally induced diseases, refusing to address the social determinant of health

97 Supporting the lack of commitment to ensure, as agreed in Habitat II, that Corporations, including

98. Tolerating the notion of 'prior consent' to persuade the poor, disadvantaged and vulnerable cou

99. Promoting the ruse of using extra-territorialism. -what right do we have to impose our higher stan

100. Condoning Pharmaceutical collusion between university and Pharmaceutical corporations, and

101. Disregarding the practice of the Pharmaceutical and PR industry creating new health problems

102. Condoning the patenting of genes under the WTO TRIPS provision 103.Tolerating Pharmaceu

□ III

### **-FAILING TO PROMOTE FAIR TRADE RATHER THAN FREE TRADE**

There needs to be a new vision beginning now in 2016, to embark on the transition from 'Free' `tra

106.Engaging in Exploitative Trade and the undermining, by International Trade agreements, such

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---

107. Opposing the dismantling or abrogating of trade institutions and agreements, such as WTO and

108. Tolerating all proposals which will result, through the practice of harmonization of standards and

109. Condoning the practice of "testing once. That if the private sector has already tested the substance

110. Supporting the IMF Structural Adjustment Program which has led to the violation of human rights

### **IV –**

## **FAILING TO PROMOTE SOCIALLY EQUITABLE AND ENVIRONMENTALLY SOUND ENTERPRISES**

There needs to be a new vision beginning now in 2016, to embark on transition to socially equitable

111. Promulgating Corporatism and questionable Financial Institutions

112. Condoning the privatization, including Public Private Partnerships, of public services such as water

113. Promoting corporate funding of education, including the corporate direction of research, and operations

114. Opposing the international commitment made to ensure that corporations, including transnational

115. Promoting the subsidizing and investing, of public funds, including pension funds, in corporations

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

116. Opposing the revocation of charters of corporations, including transnational corporations, which

117. Opposing the phase-out of sunset industries-ones that are harmful to human health and the environment

118. Engaging in the egregious practice of derivatives and other banking schemes, and supporting

119. Condoning the bail-out of corporations and banks under the guise of their being "too big to fail"

120. Supporting the centralization of banks and the egregious funny money banking systems and practices

121. Disregarding the shifting, by corporations, of their addresses offshore to lower their taxes, and

V –

## FAILING TO PROMOTE AND FULLY GUARANTEE RESPECT FOR HUMAN RIGHTS INCLUDING LA

There needs to be a new vision beginning in 2016 to implement fully the following human rights in

And to avoid the following threats to common security:

122. Promulgating social injustice, human rights violations, and poverty

123. Disregarding the widening gap between the developed and the developing countries and oppo

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

124. Refusing to cancel Third World debt and to implement the longstanding international commitment

125. Condoning the practice of sending arms as ODA and tying in the extension of active assistance

126. Tolerating the discrimination on the following grounds: - race, tribe, or culture; - colour, ethnicity

127. Condoning the violation of human rights including labour rights, civil and political rights, social and

128. Denying the labour right to strike, and the right to have collective bargaining, and many other

129. Opposing of the requirement of equal pay for work of equal value as guaranteed in the legally

130. Condoning the redefinition of what constitutes torture in contravention of the Convention against

Inhumane or Degrading Treatment or Punishment,

131. Condoning use, by allies, of the practice of rendition of citizens and failing to abide by the Geneva

132. Condoning the use, by allies, cruel and inhumane punishment such as capital punishment, which

133. Condoning discrimination against immigrants, and refugees and against Migrant Workers and

134. Condoning the no-fly list, and no-cross border lists.

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---

135. Condoning Strategic Law suits Against Public Participation ("SLAPP) suits" against public parti

136. Condoning targeting, intimidating and discriminating against activists on the grounds of political

137. Tolerating, by allies. of religious extremism and proselytization including the spread of Evange

138. Condoning the practice of ending speeches with the invocation of God bless a country

## VI

### **-FAILING TO SIGN AND RATIFY INTERNATIONAL CONVENTIONS. COVENANTS AND TREATIES**

There needs to be a new vision beginning in 2016 to ensure that Canada promotes Common secu

Canada will not normally become a party to an international agreement which requires implementin

The full context of this statement comes from the 1982 "Canadian Reply to Questionnaire on Parlia

Many international agreements require legislation to make them effective in Canadian domestic law

And to avoid the following threats to common security:

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---

139. Defying international law.

140. Being defiant of the Geneva Conventions on the treatment of civilians, and of international human rights law.

145. Refusing to respect the jurisdiction of the international Court of Justice and seeking revenge through unilateral action.

146. Condoning the reluctance to do the following:

(i) to ratify the Convention on the rights of migrant Workers and their families (ii). to enshrine the right to a fair trial in the Constitution.

### E. NEED TO CONSIDER WHAT CONTRIBUTES TO REAL TERRORISM

I. INTERNATIONAL IMPASSE TO A COMPREHENSIVE CONVENTION ON INTERNATIONAL TERRORISM

I.

INTERNATIONAL IMPASSE TO A COMPREHENSIVE CONVENTION ON INTERNATIONAL TERRORISM

While the United Nations has not yet agreed internationally to a Comprehensive Convention on International Terrorism, the international community has been unable to reach a consensus on a definition of terrorism.

The definitional impasse which has prevented the adoption of a Comprehensive Convention on International Terrorism is the reluctance to define terrorism to exclude armed struggle for liberation and self-determination; (the

Under article 20 of the International Covenant on Civil and Political Rights is the following:

*Article 20*

1. Any propaganda for war shall be prohibited by law.

2. Any advocacy of national, racial or religious hatred that constitutes incitement to discrimination, h

Propaganda for war could include the following threats to security such as multiple statements by S

Also threats to security would be advocacy of national, racial or religious hatred that constitutes inci

**II. UNITED NATIONS PASSED A RESOLUTION ON TERRORISM THAT STRESSES THAT MEASURES**

United Nations a/res/69/127 General Assembly distr.: general 18 December 2014 sixty-ninth sessio

Resolution adopted by the General Assembly on 10 December 2014 [on the report of the Sixth Com

Measures to eliminate international terrorism The General Assembly, Guided by the purposes and p

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---

Affirming that States must ensure that any measure taken to combat terrorism complies with all the

The legally binding International Covenant on Civil and Political Rights is one instrument which has

Recalling Security Council resolution 1624 (2005) of 14 September 2005, and bearing in mind that S

5. Reiterates its call upon all States to adopt further measures in accordance with the Charter of the

13. Reaffirms that international cooperation as well as actions by States to combat terrorism should

Sixty-ninth session Agenda item 107 14-66984 (E) \*1466984 Resolution adopted by the General As

### **III CHANGES TO THE CRIMINAL CODE DEFINITION OF TERRORISM TO IMPLEMENT C-51**

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---

## “terrorist Propaganda”

In order to restrict the Criminal Code terrorist organizations to give the spread of terrorist propaganda in Canada of t

Such materials would include any materials that promote or encourage acts of terrorism against Can

In the Green Paper there is a recognition that defining “terrorist propaganda” more clearly must be

## REFERENCES TO INTERNATIONAL LAW IN c51

In the revision of the Criminal Code, FOR c51, there were a number of references to international la

## CRIMINAL CODE

83.221 (1) Every person who, by communicating statements, knowingly advocates or promotes the

## TERRORISM

## CRIMINAL CODE

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---

· “terrorist activity” means

o ( a ) an act or omission that is committed in or outside Canada

§ (i) the offences referred to in subsection 7(2.1) that implement the Convention on the Suppression of Unlawful Acts of Violence Against Aircraft, 1970,

§ (ii) the offences referred to in subsection 7(2.2) that implement the Convention on the Suppression of Unlawful Acts Against the Safety of Civil Aviation, 1971,

§ (iii) the offences referred to in subsection 7(2.3) that implement the Convention on the Suppression of Unlawful Acts Against the Safety of Maritime Navigation, 1974,

§ (iv) the offences referred to in subsection 7(2.4) that implement the Convention on the Suppression of Unlawful Acts Against the Safety of International Communications, 1973,

§ (v) the offences referred to in subsection 7(2.5) that implement the Convention on the Physical Protection of Nuclear Material, 1979,

§ (vi) the offences referred to in subsection 7(2.6) that implement the Convention on the Suppression of Unlawful Acts of Violence at Airports Serving International Traffic, 1978,

§ (vii) the offences referred to in subsection 7(2.7) that implement the Convention on the Suppression of Unlawful Acts Against the Safety of Maritime Navigation, 1974,

§ (viii) the offences referred to in subsection 7(2.1) or (2.2) that implement the Protocol for the Suppression of Unlawful Acts of Violence at Airports Serving International Traffic, 1978,

§ (ix) the offences referred to in subsection 7(2.8) that implement the Convention on the Suppression of Unlawful Acts Against the Safety of Maritime Navigation, 1974.

# Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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§ (x) the offences referred to in subsection (1) or (2) by the Secretary of the United Nations

o ( *b* ) an act or omission, in or outside Canada,

§ (i) that is committed:

§ (A) in whole or in part for a political, religious or ideological purpose, objective or cause, and

§ (B) in whole or in part with the intention of intimidating the public, or a segment of the public, with

§ (ii) that intentionally

§ (A) causes death or serious bodily harm to a person by the use of violence,

§ (B) endangers a person's life,

§ (C) causes a serious risk to the health or safety of the public or any segment of the public,

§ (D) causes substantial property damage, whether to public or private property, if causing such da

§ (E) causes serious interference with or serious disruption of an essential service, facility or system

and includes a conspiracy, attempt or threat to commit any such act or omission, or being an access

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---

### MILITARY TERRORISM WHICH CONTRAVENES THE CHARTER IS EXEMPT

#### IV MISCONSTRUING ARTICLE 51- SELF DEFENCE OF THE CHARTER OF THE UNITED NATIONS

The preconditions for anticipatory self-defence are, "necessity," "proportionality," and "immediacy"

There is an inexorable link among security, threats and terrorism

The Harper government and now the Liberal government with the current actions to continue the inter

This conflation has contributed to the Harper government misconstruing both Article 51 of the UN C

NATO states have been complicit or responsible for using the following pretexts for aggressive inter

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

### V.STATE CONTRIBUTION TO TERRORISM; AGGRESSION INTO ANOTHER STATE AS A CAUSE

Kofi Annan, the former UN Secretary General, said the US-led invasion of Iraq was a mistake and

His comment builds on the statement made by [ ] at the Nuremberg Trial:

"In the Nuremberg trials [ ] there was a reference to [ ] the "supreme international crime" - the crime

If certain acts in violation of treaties are crimes, they are crimes whether the United States does t

Read more at [ ] [http://www.liveleak.com/view?i=345\\_1315751483#by7PvtecKDMY](http://www.liveleak.com/view?i=345_1315751483#by7PvtecKDMY)  
[eSEE.99](#)

If we adopt the princip [6] of Chivers 2012 at 2012-01-20 10:10:10 (ST REF) others, it is right (or w

BY ENGAGING IN CRIMINAL ACTS TO SUPPORT BOMBING THE CIVILIAN POPULATION FOR SH

CONCLUSION; RESPONSES TO QUESTIONS IN THE GREEN PAPER

QUESTIONS

1.□□□□

**WHAT STEPS SHOULD THE GOVERNMENT TAKE TO STRENGTHEN THE**

The government needs to redefine what constitutes Security, Threats to Security and Terrorism, pro

Toleration of other cultures and appreciation of cultural diversity should be continued and strengthened

There should be no discrimination on the grounds of ``political and other opinion``-; this ground is no

1. Each State Party to the present Covenant undertakes to respect and to ensure to all individuals

Other status`` has been used internationally to include other forms of discrimination not listed above

In addition, it is important that those who are discriminated on the grounds of political and other opi

- Subject to the provisions of Article 1, individuals whose claim that any of their rights enumerated in

There must be a clear distinction between a threat to the security of Canada and the threat to the go

There is a moral imperative to not confuse threats against individuals with a threat to the security of the state

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

There is a moral imperative to not confuse threats to security or terrorism with advocacy, dissent and

Or against Canada [for failing to lobby the United Nations to the Security Council and the UN Security

Kofi Annan surmised that the invasion of Iraq in 2003 contributed to the formation of ISIS in the Middle

] All of the states and global protesters who were against the aggressive invasion of Iraq were not the

Similarly, the states, along with the global protesters who opposed the invasion of Kosovo were not the

Threats to security are not those who protest against the violation of human rights, including labour

Threats to security are not those who lobby for the inclusion of "the right to a healthy environment" in

## **Common Security Act to replace C-51, which should be repealed**

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

In addition, advocates who condemn Canada for being the greatest per capita contributor to greenhouse

A substantial commitment would have been time lines and targets in line with existing and emerging

Promoters, such as the fossil fuel industries and state enablers of the fossil fuel industries are the re

Stabilization of greenhouse gas concentrations in the atmosphere at a level that would prevent dang

And their actions could be deemed to result in a form of terrorism- the collapse of the ecosystem up

## **2. PREVENTING RADICALIZATION TO VIOLENCE HELPS KEEP OUR COMMUNITIES SAFE. ARE**

Terrorism, particularly state terrorism, breeds terrorism; Violence, especially, state violence, begets

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

There must be education for law enforcement agents and members of the security establishment to

Also, it is necessary to enshrine in the Charter of Rights and Freedoms the prevention of discrimination

There should be no discrimination on the ground of political and other opinion-; this ground is not in

1. Each State Party to the present Covenant undertakes to respect and to ensure to all individuals

The following current definition of threat to security in C51 must be abandoned;

“activity that undermines [\[1\]](#) the security of Canada [\[2\]](#) [\[3\]](#) any of the following activities, if it undermines t

(a) interference with the capability of the Government of Canada in relation to INTELLIGENCE, DI

(b) CHANGING OR UNDULY INFLUENCING A GOVERNMENT IN CANADA by force or unlawfu

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

(c) espionage, sabotage or covert foreign-influenced activities;

(d) TERRORISM;

(e) PROLIFERATION OF NUCLEAR, CHEMICAL, RADIOLOGICAL OR BIOLOGICAL WEAPONS;

(f) interference with critical infrastructure;

(g) interference with the GLOBAL INFORMATION INFRASTRUCTURE, as defined in section 273.6

global information infrastructure includes electromagnetic emissions, communications systems, info

(h) an activity that causes serious harm to a person or their property because of that person's assoc

(i) an activity that takes place in Canada and undermines the security of another state.

For greater certainty, it does not include advocacy, protest, dissent and artistic expression. (Lawful I

The above definition of threat to security perpetuates the concern expressed by SIRC

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

“The intelligence community appears to be inept at assessing what constitutes real national and international security threats.”

In assessing the distinction between those who have a disagreement with politics and those who are a threat to national security, the government has failed.

The fabric of civil liberties of Canadians has definitely been threatened through the designation of citizens as threats to national security.

3. IN AN ERA IN WHICH THE TERRORIST THREAT IS EVOLVING, DOES THE GOVERNMENT HAVE A STRATEGY TO PROTECT CANADIANS FROM TERRORISM?

The best way to protect Canadians from terrorism is for Canada to end aggressive military intervention in other countries.

NATO SAYS THAT:

1) NUCLEAR WEAPONS MUST BE MAINTAINED INDEFINITELY. CANADA AS AN ALLY OF NATO AGREES.

2) WE WILL IMPROVE THEIR USE AND ACCURACY (MODERNIZE THEM). CANADA ACQUIESCES.

3) WE CAN USE THEM FIRST. CANADA ACCEPTS, THOUGH WITHOUT ENTHUSIASM. NO! SAYS NATO.

4) WE CAN TARGET NON-NUCLEAR WEAPON STATES. CANADA ACQUIESCES. NO! SAYS NATO.

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

5) WE CAN THREATEN TO USE THEM. CANADA ACCEPTS. NO! SAYS THE NPT (IMPLICITLY)

6) WE CAN KEEP THEM IN EUROPE AS THEY ARE NOW DOING. CANADA ACCEPTS. NO! SAYS

7) WE CAN LAUNCH SOME ON 15 MINUTES WARNING. CANADA ACQUIESCES. NO! SAYS S

8) WE SAY "THEY ARE ESSENTIAL FOR PEACE". CANADA ACCEPTS. NO! SAYS THE NON PR

Canada must endorse ~~the Montreal Declaration on the Prohibition of Nuclear Weapons~~

Canada should also withdraw from NATO because of the years of NATO's being either complicit or

"human security" (Iraq 1991), "Humanitarian intervention" (Kosovo, 1999), "self-defence" (Afghanistan)

Canada, however, should not only withdraw from NATO but also support the call for the dissolution

True security does not arise:through NATO, expansion[which reneged on the commitment not to mo

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

Unfortunately, Canada is contributing to terrorism by

destabilizing other nations, such as Iraq, through Canada's supporting and participating in NATO aggression.

In addition, Canada's sending troops to Latvia, as requested by NATO, is contributing to NATO expansion.

Canada's ending of the bombing in the Middle East was an important move towards preventing terrorism.

Joan Russow PhD

Co-ordinator Global Compliance Research Project 1994 – Present

Former leader of the Green Party of Canada (1997-2001)

□ *Need to redefine what constitutes true security what constitutes real threats to security, and what controls*

## OUTLINE

A.□□□

**BACKGROUND to RCMP THREAT ASSESSMENT LIST AND 2005 SUBMISSIONS**

## **Common Security Act to replace C-51, which should be repealed**

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

### **B. NEED TO REDEFINE WHAT CONSTITUTES TRUE SECURITY: COMMON SECURITY**

### **C. COMMENTS ON DEFINITION OF THREATS TO SECURITY IN C51**

### **D. NEED TO REDEFINE WHAT CONSTITUTES REALTHREATS TO SECURITY: THREATS TO COM**

### **I FAILING TO ACHIEVE A STATE OF PEACE, AND DISARMAMENT; AND FAILING TO REALLOCA**

### **II FAILING TO ENSURE THE PRESERVATION AND PROTECTION OF THE ENVIRONMENT, THE R**

### **III –PROMOTING FREE TRADE RATHER THAN FAIR TRADE**

### **IV –FAILING TO PROMOTE SOCIALLY EQUITABLE AND ENVIRONMENTALLY SOUND ENTERPR**

### **V –FAILING TO PROMOTE AND FULLY GUARANTEE RESPECT FOR HUMAN RIGHTS INCLUDING**

**VI –FAILING TO SIGN AND RATIFY INTERNATIONAL CONVENTIONS, COVENANTS AND TREATIES**

**E. NEED TO CONSIDER WHAT CONTRIBUTES TO REAL TERRORISM INCLUDING STATE TERRORISM**

**I. INTERNATIONAL IMPASSE TO A COMPREHENSIVE INTERNATIONAL DEFINITION OF TERRORISM**

**II. UNITED NATIONS PASSED A RESOLUTION ON TERRORISM THAT STRENGTHENS THE INTERNATIONAL IMPASSE**

**III. CHANGES TO THE CRIMINAL CODE DEFINITION OF TERRORISM TO IMPLEMENT THE INTERNATIONAL IMPASSE**

**IV MISCONSTRUING ARTICLE 51- SELF DEFENCE OF THE CHARTER OF THE UNITED NATIONS**

**V. STATE CONTRIBUTION TO TERRORISM; AGGRESSION INTO ANOTHER STATE**

NATO states have been complicit or responsible for using the following pretexts for aggressive intervention

**F. COMMENTS ON QUESTIONS IN GREEN PAPER**

# Common Security Act to replace C-51, which should be repealed

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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## I PROMOTION OF A COMMON SECURITY ACT

### BACKGROUND

A.□□□

### BACKGROUND to RCMP THREAT ASSESSMENT LIST AND 2005 SUBMISSION

I received an assignment to cover APEC in 1997. My press pass was pulled, I filed a complaint and

In 2005, I was invited to give a presentation to the Senate on the five year review of Bill- 36 – the A

[https://pejnews.com/index.php?option=com\\_content&view=article&id=10633:submission-to-the-sen](https://pejnews.com/index.php?option=com_content&view=article&id=10633:submission-to-the-sen)

In my submission, I pointed out that what constitutes true security is common security and to further

(i) A list of international obligations incurred through conventions, treaties, and covenants, of comm

(ii) State Activity: very preliminary comments about state compliance or non-compliance with the ob

(iii) Advocacy Activity

Advocacy activity in relation to these international instruments was delineated .

The purpose of the Index was to indicate the range of international obligations and commitments wh

**B.□□□**

**NEED TO REDEFINE WHAT CONSTITUTES TRUE SECURITY: COMMON SECURITY**

We must reappropriate the word “security” and not allow it to be distorted by the military. (Dr. Ursula

Under article 7 of the Charter of Rights and Freedoms is enshrined “the right to security of the person

Security of the person is true security not militarized security, but common security

“True security exists when all are secure, through “common security” (Olaf Palme, 1982) whose objectives

- (i) to achieve a state of peace, and disarmament; through reallocation of military expenses and
- (ii) to prevent discrimination on the following grounds:

Each State Party to the present Covenant undertakes to respect and to ensure to all individuals within

- (iii) to promote and fully guarantee respect for human rights including labour rights, women’s rights
- (iv) (to ensure the preservation, conservation and protection of the environment, the respect for
- (v) to enable socially equitable and environmentally sound employment, energy and transport

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---

(vi) fair trade not free trade that fulfills all the objectives of common security to create a global

### C. COMMENTS ON DEFINITION OF THREATS TO SECURITY IN C51

For my submission to C-51, I reviewed the definition of Threats to security in C-51

The following is the current definition of threat to security in C51:

“activity that undermines the security of Canada”[1]means any activity, including any of the following

(a) interference with the ~~capacities of the Government of Canada, relations~~ ~~to the capital of the Government of Canada, public safety, the administrative~~

(b) Changing or unduly influencing a Government of Canada by force or unlawful means [what would

(c) espionage, sabotage or covert foreign-influenced activities;[I was asked, by the RCMP, to spy on

(d) terrorism

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

terrorist propaganda In the Green Paper there is a recognition that defining “terrorist propaganda” n

[ would opposition to aggressive military intervention and opposition to the use of drones be a thre

(e) proliferation of nuclear, chemical, radiological or biological weapons;

[opposing Canada’s condoning of the position of its allies, who fail to fully implement the convention

(f) interference with critical infrastructure; [would opposing the highway construction for contributing

(g) interference with the GLOBAL information infrastructure, as defined in section 273.61 of the Nat

(h) an activity that causes serious harm to a person or their property because of that person’s asso

(i) an activity that takes place in Canada and undermines the security of another state. [would the w

For greater certainty, ~~it will~~ does not include advocacy, protest, dissent and artistic expression. (Law

Yet in the Green Paper is the following statement;

- ensure all Canadians are not limited from legitimate protest and advocacy.

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

How is it defined?

Definition "LEGITIMATE" from legal source

being exactly as purposed :neither spurious or false....accordant with law or with established legal f

<https://ca.search.yahoo.com/search?fr=mcafee&type=C211CA91085D20140723&p=blacks+legal+c>

From [www.merriam-webster.com/dictionary/legitimate](http://www.merriam-webster.com/dictionary/legitimate)

lawful, legal, legitimate, being in accordance with law.

Elsewhere it is defined as according to rules ethics etc

[but who determines whether an action is legitimate?]

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

The definition of threat to security in C-51

perpetuates the concern expressed by SIRC in 2005:

“The intelligence community appears to be inept at assessing what constitutes real national and international security threats.”

The fabric of civil liberties of Canadians has definitely been threatened through the designation of citizens as threats to security.

### **D. NEED TO REDEFINE WHAT CONSTITUTES REAL THREATS TO SECURITY: THREATS TO COMMON SECURITY**

#### **I. FAILING TO ACHIEVE A STATE OF PEACE, AND DISARMAMENT; AND FAILING TO REALLOCATE RESOURCES TO SUPPORT PEACE AND SECURITY**

There needs to be a new vision starting in 2016 that no longer (a) ignores that "Warfare is inherently destructive of sustainable development."

The following threats to common security must be avoided:

1. Ignoring the acknowledgement that "Warfare is inherently destructive of sustainable development."

2. Participating in war;- Given the social, environmental, health, human rights, economic consequences of war.

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

3. Undermining the international resolve to prevent the scourge of war; this would include engaging

4. Refusing to abide by the 1975 Declaration on the Use of Scientific and Technological Progress in

5. Failing to reallocate military spending as proposed at Habitat I in 1976

“The waste and misuse of resources in war and armaments should be prevented. All countries should

6. Misconstruing of Article 51 (self-defence) of the Charter of the United Nations to justify premeditated

7. Collaborating with the Kurds and being praised by the Peshmerga who have been charged, by h

<http://ottawacitizen.com/news/politics/the-ripple-effect-canadas-support-for-the-kurds-brings-unintended-consequences>

8. Using "human security" which has been extended to "humanitarian intervention", and used along

9. Condoning NATO's being complicit or responsible for using the following pretexts for aggressive

10. Endorsing the guise of the pre-emptive/preventive attack policy that has resulted in aggressive a

11. Participating in NATO-generated wars and to and abandoning a decade of diplomatic inactivity

12. Conceiving of the role of "contributing to international peace and security" as the one to interven

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

13. Supporting the invoking Chapter VII of the Charter of the United Nations rather than invoking Ch
14. Disrespecting the jurisdiction and decisions of the International Court of Justice.
15. Tolerating military involvement and occupation of a people by opposing and targeting civil societ
16. Trumping of health, environment, civil and political and human rights for the sake of "security", p
17. Targeting or assisting in the assassination of leaders of other sovereign states, and of engaging
18. Mollifying public opposition by couching aggressive acts in euphemistic "operations" Operation A
19. Destabilizing states and regions through the sale of arms, including through the guise of "foreign
21. Permitting the sale of arms around the world including nations that have violated human rights, s
22. Permitting CANSEC- the annual International Arms Trade Fair in Ottawa "Any propaganda for w
23. Condoning, production, and use by allies of land mines in violation of the Ottawa Convention Ag
24. Condoning procrastination, by those responsible, to remove land mines from all areas of the wor

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

27. Using armed drones in Canadian missions even though they will be shown to contravene the pr

[https://www.tomdispatch.com/post/176217/tomgram%3A\\_pratap\\_chatterjee%2C\\_obama%27s\\_last\\_chance](https://www.tomdispatch.com/post/176217/tomgram%3A_pratap_chatterjee%2C_obama%27s_last_chance)

28. Caving into threats by Lockheed Martin and purchasing possibly nuclear arms capable F35,; 29

30. Condoning nuclear arms states which have failed to ratify the NPT, and parties to the NPT that

31. Condoning the failure of states to sign and ratify all Geneva Protocols, including Protocol V, wh

32. Concurring with NATO position on nuclear weapons in opposing the abolition of nuclear weapo

“NATO says that:

1) Nuclear weapons must be maintained indefinitely. Canada as an ally of NATO agrees. No! Says

2) We will improve their use and accuracy (modernize them). Canada acquiesces. No!, says Article

3) We can use them first. Canada accepts, though without enthusiasm. No! Say Steps 6 and 9.

4) We can target non-nuclear weapon states. Canada acquiesces. No! says NPT Article II

5) We can threaten to use them. Canada accepts. No! says the NPT (implicitly).

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

6) We can keep them in Europe as they are now doing. Canada accepts. No! says Article II. (NPT)

7) We can launch some on 15 minutes warning. Canada acquiesces. No! Says Step 9

8) We say "they are ~~GNANNA~~ for peace". Canada accepts. No! Says the Non Proliferation Treaty and

33. Supporting NATO's reneging on expanding one inch further east of Germany

34. Condoning NATO and its disregard of the international rule of law, including the objective of the C

35. Engaging in propaganda for war (ICCPR), including establishing or supporting military bases, en

36. Condoning, in certain allied states, weapons of mass destruction such as nuclear, chemical, and

37. Being an ally with states, such as the US and Israel which refuse to ratify the Treaty on Cluster B

38. Producing uranium, exporting of uranium, using weapons, in war games such as those with dep

39. Selling uranium to nuclear arm states and because of the fungibility principle, Canadian uranium

41. Condoning the destabilizing impact of the Middle East as a result of the possession, by Israel, o

42. Opposing, along with the United States, and The United Kingdom the draft final document from t

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

43. Condoning allies contravening the obligations under the 1967 Outer Space Treaty to do the following

44 Failing to repeal the c36 Anti-Terrorism Act and C51 and thus violating civil and political rights, in

45. Condoning the "Rendering"- sending "persons of interests" to countries which are known to con

46. Condoning the US refusal to be judged by an international tribunal for any actions that might be

47. Misusing UN "peacekeeping" forces to clean up aggressive acts of destruction and occupation

48 failing to support the converting, to peaceful purposes, all foreign military bases in sovereign stat

49. Condoning the production, of and the circulation and berthing of nuclear powered or nuclear arm

50 Participating in "War Games" or "Military Exercises" such as Exercise Trident Fury and possibly

51. Failing to oppose U.S. Navy's proposal to expand sonar testing and other warfare training off th

52 Continuing the propping up and financing of military dictators and supporting the long standing

53. Refusing to demilitarize the economy by reallocating resources presently committed to military p

54. Supporting misplaced spending priorities: on militarism, on adulterated unsafe food, on product

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

### II FAILING TO ENSURE THE PRESERVATION AND PROTECTION OF THE ENVIRONMENT, THE R

There needs to be a new vision beginning now in 2016, to enact the necessary legislation to ensure

The following threats to common security must be avoided

55. Engaging in unsustainable patterns of production and consumption, particularly in industrialized

56. Failing to recognize that “Land is one of the fundamental elements in human settlements. Every

57. Failing to recognize that “The nations must avoid the pollution of the biosphere and the oceans a

in the long term. The environment is the common heritage of humanity and its protection is the resp

59. Permitting the dumping of military wastes in pristine watersheds;

60. Contributing to climate change by subsidizing the fossil fuel industry and permitting the extractio

61. Permitting dams, such as site C, which will cause the flooding of land and the destruction of fo

62. Condoning the violation of the 92 call to action in the Truth and Reconciliation Commission: i. C

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

63. Failing to act on the urgency to immediately ~~defence~~ ~~to~~ ~~address~~ ~~critic~~ ~~able~~ ~~and~~ ~~im~~ ~~pro~~ ~~me~~ ~~n~~ ~~t~~ ~~is~~ ~~s~~ ~~o~~ ~~n~~ ~~g~~ ~~h~~ ~~o~~ ~~m~~ ~~e~~ ~~s~~ ~~'~~ ~~critic~~ ~~is~~ ~~m~~ ~~o~~ ~~t~~ ~~o~~ ~~u~~ ~~n~~

64. Causing Environmental Devastation and Health problems

65. Exploiting Nature instead of affirming in 1982 World Charter of Nature that every form of life is u

66. Increasing the ecological footprint which has contributed to a socially inequitable and environme

67. Misconstruing the international version of the precautionary principle – The international versio

68. Ignoring the scientific evidence about the contribution of salmon aquaculture to causing disease

69. Failing to outlaw SLAPP suits, which are outlawed in Nova Scotia, across the country

70. Revising reverse onus strategy which places the onus not on the proponent of an intervention to

71. Causing Natechs- natural disasters through technology or technological disasters caused by nat

72. Discounting the precautionary principle, and producing and distributing genetically engineered f

73. Exempting, under the Stockholm Convention, certain persistent Organic Pollutants (POPs) whic

75. Permitting the use of Neoniconoid pesticide which has been associated with the killing of bees 7

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

77. Causing environmental devastation and then relying on restorative or clean-up technologies to re

78. Engaging in unsustainable forest management, converting of forests into agricultural land and e

79. Tolerating the engaging in the land grab for biofuel, by developed states, in developing states

80. Causing land degradation, soil erosion, salinization, water logging, and soil pollution, which all c

81. Substituting proposals of adaption to or offsetting of climate change rather than seriously address

82. Condoning the violation of the 92 call to action in the Truth and Reconciliation Commission: Busi

83. Failing to call upon the corporate sector in Canada to adopt the United Nations Declaration on the

Indigenous peoples and their lands and resources. This would include, but not be limited to, the follo

84. Undermining of the divestment fossil fuels, especially those from the unconventional sources s

85. Promoting false "solutions" to climate change such as biofuels, large hydro projects, and nuclea

86 Supporting a market based proposal of the so-called ``Green Economy`` that commodifies natur

87. Disregarding the failure of the Intergovernmental Panel on Climate Change to investigate and es

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

88. Supporting at COP15, the practice of member states relying not on the emerging scientific data,

89. Failing at COP 21 to respect the original baseline of 1990 and target of 2020

90. Disregarding the climate injustice of using the atmospheric space of developing countries, and r

91. Misappropriating agricultural land for the growing of biofuel and contributing to food insecurity, a

92. Condoning the practice, by the International Atomic Energy Agency (IAEA), of violating the prin

93. Justifying the use of civil nuclear energy, and accepting nuclear energy as the solution to climate

94. Relocating and transferring to other States any activities and substances that cause severe env

95. Showing defiance of principle 7 of the 1992 Rio Declaration which was adopted by all states at t

96. Causing environmentally induced diseases, refusing to address the social determinant of healt

97 Supporting the lack of commitment to ensure, as agreed in Habitat II, that Corporations, including

98. Tolerating the notion of 'prior consent" to persuade the poor, disadvantaged and vulnerable cou

99. Promoting the ruse of using extra-territorialism. -what right do we have to impose our higher sta

## **Common Security Act to replace C-51, which should be repealed**

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

100. Condoning Pharmaceutical collusion between university and Pharmaceutical corporations, and

101. Disregarding the practice of the Pharmaceutical and PR industry creating new health problems.

102. Condoning the patenting of genes under the WTO TRIPS provision 103. Tolerating Pharmaceu

### **III – FAILING TO PROMOTE FAIR TRADE RATHER THAN FREE TRADE**

There needs to be a new vision beginning now in 2016, to embark on the transition from `Free` `tra

106. Engaging in Exploitative Trade and the undermining, by International Trade agreements, such

107. Opposing the dismantling or abrogating of trade institutions and agreements, such as WTO and

108. Tolerating all proposals which will result, through the practice of harmonization of standards and

109. Condoning the practice of "testing once. That if the private sector has already tested the subst

110. Supporting the IMF Structural Adjustment Program which has led to the violation of human right

### **IV – FAILING TO PROMOTE SOCIALLY EQUITABLE AND ENVIRONMENTAL**

There needs to be a new vision beginning now in 2016, to embark on transition to socially equitable

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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111. Promulgating Corporatism and questionable Financial Institutions

112. Condoning the privatization, including Public Private Partnerships, of public services such as w

113. Promoting corporate funding of education, including the corporate direction of research, and op

114. Opposing the international commitment made to ensure that corporations, including transnation

115. Promoting the subsidizing and investing, of public funds, including pension funds, in corporatio

116. Opposing the revocation of charters of corporations, including transnational corporations, which

117. Opposing the phase-out of sunset industries-ones that are harmful to human health and the en

118. Engaging in the egregious practice of derivatives and other banking schemes, and supporting

119. Condoning the bail-out of corporations and banks under the guise of their being "too big to fail"

120. Supporting the centralization of banks and the egregious funny money banking systems and pr

121. Disregarding the shifting, by corporations, of their addresses offshore to lower their taxes, and

## V – FAILING TO PROMOTE AND FULLY GUARANTEE RESPECT FOR HUMAN RIGHTS INCLUDING

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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There needs to be a new vision beginning in 2016 to implement fully the following human rights in

And to avoid the following threats to common security:

122. Promulgating social injustice, human rights violations, and poverty

123. Disregarding the widening gap between the developed and the developing countries and oppo

124. Refusing to cancel Third World debt and to implement the longstanding international commitm

125. Condoning the practice of sending arms as ODA and tying in the extension of active assistance

126. Tolerating the discrimination on the following grounds: - race, tribe, or culture; - colour, ethnicit

127. Condoning the violation of human rights including labour rights, civil and political rights, social a

128. Denying the labour right to strike, and the right to have collective bargaining, and many other l

129. Opposing of the requirement of equal pay for work of equal value as guaranteed in the legally l

130. Condoning the redefinition of what constitutes torture in contravention of the Convention again

Inhumane or Degrading Treatment or Punishment,

## Common Security Act to replace C-51, which should be repealed

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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131. Condoning use. by allies, of the practice of rendition of citizens and failing to abide by the Geneva Convention

132. Condoning the use, by allies, cruel and inhumane punishment such as capital punishment, which is prohibited by the Geneva Convention

133. Condoning discrimination against immigrants, and refugees and against Migrant Workers and their families

134. Condoning the no-fly`` list, and no-cross boarder lists.

135. Condoning Strategic Law suits Against Public Participation ("SLAPP) suits" against public participation

136. Condoning targeting, intimidating and discriminating against activists on the grounds of political beliefs

137. Tolerating, by allies. of religious extremism and proselytization including the spread of Evangelicalism

138. Condoning the practice of ending speeches with the invocation of God bless a country

## VI –FAILING TO SIGN AND RATIFY INTERNATIONAL CONVENTIONS. COVENANTS AND TREATIES

There needs to be a new vision beginning in 2016 to ensure that Canada promotes Common security and human rights

Canada will not normally become a party to an international agreement which requires implementing measures that are inconsistent with the Charter of Rights and Freedoms

The full context of this statement comes from the 1982 "Canadian Reply to Questionnaire on Parliamentary Democracy"

# Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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Many international agreements require legislation to make them effective in Canadian domestic law

And to avoid the following threats to common security:

139. Defying international law.

140. Being defiant of the Geneva Conventions on the treatment of civilians, and of international human rights law.

145. Refusing to respect the jurisdiction of the international Court of Justice and seeking revenge through terrorism.

146. Condoning the reluctance to do the following:

(i) to ratify the Convention on the rights of migrant Workers and their families (ii). to enshrine the right to life, liberty and security of the person.

## E. NEED TO CONSIDER WHAT CONTRIBUTES TO REAL TERRORISM

I. INTERNATIONAL IMPASSE TO A COMPREHENSIVE

INTERNATIONAL IMPASSE TO A COMPREHENSIVE

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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While the United Nations has not yet agreed internationally to a Comprehensive Convention on International Terrorism,

The definitional impasse which has prevented the adoption of a Comprehensive Convention on International Terrorism is

the reluctance to define terrorism to exclude armed struggle for liberation and self-determination; (the

Under article 20 of the International Covenant on Civil and Political Rights is the following:

### *Article 20*

1. Any propaganda for war shall be prohibited by law.
2. Any advocacy of national, racial or religious hatred that constitutes incitement to discrimination, hostility or violence shall be prohibited by law.

Propaganda for war could include the following threats to security such as multiple statements by State officials:

Also threats to security would be advocacy of national, racial or religious hatred that constitutes incitement to violence.

## □ II. UNITED NATIONS PASSED A RESOLUTION ON TERRORISM THAT STRESSES THAT MEASURES SHOULD BE TAKEN TO PREVENT TERRORISM

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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United Nations a/res/69/127 General Assembly distr.: general 18 December 2014 sixty-ninth session

Resolution adopted by the General Assembly on 10 December 2014 [on the report of the Sixth Committee]

Measures to eliminate international terrorism The General Assembly, Guided by the purposes and principles of the Charter of the United Nations,

Affirming that States must ensure that any measure taken to combat terrorism complies with all their international legal obligations,

The legally binding International Covenant on Civil and Political Rights is one instrument which has been widely ratified,

Recalling Security Council resolution 1624 (2005) of 14 September 2005, and bearing in mind that States have the primary responsibility for combating terrorism,

5. Reiterates its call upon all States to adopt further measures in accordance with the Charter of the United Nations and the relevant resolutions of the Security Council and the General Assembly,

13. Reaffirms that international cooperation as well as actions by States to combat terrorism should be based on the principles of international law,

## Common Security Act to replace C-51, which should be repealed

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Sixty-ninth session Agenda item 107 14-66984 (E) \*1466984 Resolution adopted by the General Assembly

### III CHANGES TO THE CRIMINAL CODE DEFINITION OF TERRORISM TO IMPLEMENT C-51

#### “terrorist Propaganda”

In order to restrict the Criminal Code terrorist organizations to give the spread of terrorist propaganda in Canada of t

Such materials would include any materials that promote or encourage acts of terrorism against Can

In the Green Paper there is a recognition that defining “terrorist propaganda” more clearly must be

#### REFERENCES TO INTERNATIONAL LAW IN c51

In the revision of the Criminal Code, FOR c51, there were a number of references to international la

#### CRIMINAL CODE

83.221 (1) Every person who, by communicating statements, knowingly advocates or promotes the

# Common Security Act to replace C-51, which should be repealed

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## TERRORISM

## CRIMINAL CODE

· “terrorist activity” means

o ( a ) an act or omission that is committed in or outside Canada

§ (i) the offences referred to in subsection 7(2.1) that implement the Convention on the Suppression of Unlawful Acts Against the Safety of Aircraft, 1970,

§ (ii) the offences referred to in subsection 7(2.2) that implement the Convention on the Suppression of Unlawful Acts Against the Safety of Civil Aviation, 1971,

§ (iii) the offences referred to in subsection 7(2.3) that implement the Convention on the Prevention of Terrorist Attacks Against International Mass Transit, 1979,

§ (iv) the offences referred to in subsection 7(2.4) that implement the Convention on the Prevention of Terrorist Attacks Against International Mass Transit, 1979,

§ (v) the offences referred to in subsection 7(2.5) that implement the Convention on the Physical Protection of Nuclear Material, 1979,

§ (vi) the offences referred to in subsection 7(2.6) that implement the Convention on the Physical Protection of Nuclear Material, 1979,

# Common Security Act to replace C-51, which should be repealed

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§ (vii) the offences referred to in subsection 7(2.1) or (2.2) that implement the Protocol for the Supp

§ (viii) the offences referred to in subsection 7(2.1) or (2.2) that implement the Protocol for the Supp

§ (ix) the offences referred to in subsection 7(2.1) or (2.2) that implement the Protocol for the Supp

§ (x) the offences referred to in subsection 7(2.1) or (2.2) that implement the Protocol for the Supp

o (                      *b*                      ) an act or omission, in or outside Canada,

§ (i) that is committed:

§ (A) in whole or in part for a political, religious or ideological purpose, objective or cause, and

§ (B) in whole or in part with the intention of intimidating the public, or a segment of the public, with

§ (ii) that intentionally

§ (A) causes death or serious bodily harm to a person by the use of violence,

§ (B) endangers a person's life,

§ (C) causes a serious risk to the health or safety of the public or any segment of the public,

## Common Security Act to replace C-51, which should be repealed

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§ (D) causes substantial property damage, whether to public or private property, if causing such da

§ (E) causes serious interference with or serious disruption of an essential service, facility or system

and includes a conspiracy, attempt or threat to commit any such act or omission, or being an access

MILITARY TERRORISM WHICH CONTRAVENES THE CHARTER IS EXEMPT

IV MISCONSTRUING ARTICLE 51- SELF DEFENCE OF THE CHARTER OF THE UNITED NATION

The preconditions for anticipatory self-defence are, "necessity," "proportionality," and "immediacy

There is an inexorable link among security, threats and terrorism

The Harper government and now the Liberal government with the current actions to continue the int

This conflation has contributed to the Harper government misconstruing both Article 51 of the UN C

## Common Security Act to replace C-51, which should be repealed

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NATO states have been complicit or responsible for using the following pretexts for aggressive inter

### V.STATE CONTRIBUTION TO TERRORISM; AGGRESSION INTO ANOTHER STATE AS A CAUSE

Kofi Annan, the former UN Secretary General, said the US-led invasion of Iraq was a mistake and

His comment builds on the statement made by [redacted] at the Nuremberg Trial:

"In the Nuremberg trials [redacted] there was a reference to [redacted] the "supreme international crime" - the crime

If certain acts in violation of treaties are crimes, they are crimes whether the United States does t

Read more at [redacted] [http://www.liveleak.com/view?i=345\\_1315751483#by7PvtecKDMY](http://www.liveleak.com/view?i=345_1315751483#by7PvtecKDMY)  
[eSEE.99](#)

If we adopt the princip [6] of [Chivers Jan 2012](#) **TERRORISM AND JUST RESPONSE** others, it is right (or w

BY ENGAGING IN CRIMINAL ACTS TO SUPPORT THE BOMBING WHICH WAS DONE DURING THE SH

## **CONCLUSION; RESPONSES TO QUESTIONS IN THE GREEN PAPER**

### **QUESTIONS**

#### **1.□□□□**

#### **WHAT STEPS SHOULD THE GOVERNMENT TAKE TO STRENGTHEN THE**

The government needs to redefine what constitutes Security, Threats to Security and Terrorism, pro

Toleration of other cultures and appreciation of cultural diversity should be continued and strengthened

There should be no discrimination on the grounds of ``political and other opinion``-; this ground is no

1. Each State Party to the present Covenant undertakes to respect and to ensure to all individuals

Other status`` has been used internationally to include other forms of discrimination not listed above

In addition, it is important that those who are discriminated on the grounds of political and other opi

• Subject to the provisions of Article 1, individuals whose claim that any of their rights enumerated in

## Common Security Act to replace C-51, which should be repealed

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There must be a clear distinction between a threat to the security of Canada and the threat to the go

There is a moral imperative to not confuse threats to security or terrorism with advocacy, dissent an

There is a moral imperative to not confuse threats to security or terrorism with advocacy, dissent an

Or against Canada [for failing to lobby the United Nations to the Security Council and the UN Security

Kofi Annan surmised that the invasion of Iraq in 2003 contributed to the formation of ISIS in the Mid

] All of the states and global protesters who were against the aggressive invasion of Iraq were not th

Similarly, the states, along with the global protesters who opposed the invasion of Kosovo were not

## Common Security Act to replace C-51, which should be repealed

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Threats to security are not those who protest against the violation of human rights, including labour

Threats to security are not those who lobby for the inclusion of "the right to a healthy environment"

In addition, advocates who condemn Canada for being the greatest per capita contributor to greenh

A substantial commitment would have been time lines and targets in line with existing and emerging

Promoters, such as the fossil fuel industries and state enablers of the fossil fuel industries are the re

Stabilization of greenhouse gas concentrations in the atmosphere at a level that would prevent dang

And their actions could be deemed to result in a form of terrorism- the collapse of the ecosystem up

## **Common Security Act to replace C-51, which should be repealed**

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### **2. PREVENTING RADICALIZATION TO VIOLENCE HELPS KEEP OUR COMMUNITIES SAFE. ARE**

Terrorism, particularly state terrorism, breeds terrorism; Violence, especially, state violence, begets

There must be education for law enforcement agents and members of the security establishment to

Also, it is necessary to enshrine in the Charter of Rights and Freedoms the prevention of discriminat

There should be no discrimination on the ground of political and other opinion-; this ground is not in

1. Each State Party to the present Covenant undertakes to respect and to ensure to all individuals

The following current definition of threat to security in C51 must be abandoned;

## Common Security Act to replace C-51, which should be repealed

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“activity that undermines the security of Canada ~~and~~ any of the following activities, if it undermines t

- (a) interference with the capability of the Government of Canada in relation to INTELLIGENCE, DI
  - (b) CHANGING OR UNDULY INFLUENCING A GOVERNMENT IN CANADA by force or unlawful
  - (c) espionage, sabotage or covert foreign-influenced activities;
  - (d) TERRORISM;
  - (e) PROLIFERATION OF NUCLEAR, CHEMICAL, RADIOLOGICAL OR BIOLOGICAL WEAPONS;
  - (f) interference with critical infrastructure;
  - (g) interference with the GLOBAL INFORMATION INFRASTRUCTURE, as defined in section 273.6
- global information infrastructure includes electromagnetic emissions, communications systems, info
- (h) an activity that causes serious harm to a person or their property because of that person’s assoc
  - (i) an activity that takes place in Canada and undermines the security of another state.

For greater certainty, it does not include advocacy, protest, dissent and artistic expression. (Lawful I

## Common Security Act to replace C-51, which should be repealed

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---

The above definition of threat to security perpetuates the concern expressed by SIRC

“The intelligence community appears to be inept at assessing what constitutes real national and international security threats.”

In assessing the distinction between those who have a disagreement with politics and those who are a threat to national security, the government has failed.

The fabric of civil liberties of Canadians has definitely been threatened through the designation of citizens as threats to national security.

3. IN AN ERA IN WHICH THE TERRORIST THREAT IS EVOLVING, DOES THE GOVERNMENT HAVE A STRATEGY TO PROTECT CANADIANS FROM TERRORISM?

The best way to protect Canadians from terrorism is for Canada to end aggressive military intervention in other countries.

NATO SAYS THAT:

1) NUCLEAR WEAPONS MUST BE MAINTAINED INDEFINITELY. CANADA AS AN ALLY OF NATO

## Common Security Act to replace C-51, which should be repealed

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2) WE WILL IMPROVE THEIR USE AND ACCURACY (MODERNIZE THEM). CANADA ACQUIESCES.

3) WE CAN USE THEM FIRST. CANADA ACCEPTS, THOUGH WITHOUT ENTHUSIASM. NO! SAYS SA

4) WE CAN TARGET NON-NUCLEAR WEAPON STATES. CANADA ACQUIESCES. NO! SAYS N

5) WE CAN THREATEN TO USE THEM. CANADA ACCEPTS. NO! SAYS THE NPT (IMPLICITLY)

6) WE CAN KEEP THEM IN EUROPE AS THEY ARE NOW DOING. CANADA ACCEPTS. NO! SAYS

7) WE CAN LAUNCH SOME ON 15 MINUTES WARNING. CANADA ACQUIESCES. NO! SAYS S

8) WE SAY "THEY ARE ESSENTIAL FOR PEACE". CANADA ACCEPTS. NO! SAYS THE NON PR

Canada must endorse ~~the United Nations Declaration on the Prohibition of Nuclear Weapons~~

Canada should also withdraw from NATO because of the years of NATO's being either complicit or

"human security" (Iraq 1991), "Humanitarian intervention" (Kosovo, 1999), "self-defence" (Afghanist

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Canada, however, should not only withdraw from NATO but also support the call for the dissolution

True security does not arise:through NATO, expansion[which reneged on the commitment not to mo

Unfortunately, Canada is contributing to terrorism by

destabilizing other nations, such as Iraq,through Canada`s supporting and participating in NATO ag

In addition, Canada`s sending troops to Latvia, as requested by NATO, is contributing to NATO exp

Canada`s ending of the bombing in the Middle East was an important move towards preventing terr

114

[Common Security Act to replace C-51, which should be repealed](#)

[Justice News](#)

Posted by Joan Russow

Tuesday, 06 December 2016 13:31

Joan Russow PhD

Co-ordinator Global Compliance Research Project 1994 – Present

Former leader of the Green Party of Canada (1997-2001)

# **Common Security Act to replace C-51, which should be repealed**

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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□ *Need to redefine what constitutes true security what constitutes real threats to security, and what contr*

## **OUTLINE**

□ □ □ **A. □ □ □ BACKGROUND to RCMP THREAT ASSESSMENT LIST AND 2005 SUBMISS**

**B. NEED TO REDEFINE WHAT CONSTITUTES TRUE SECURITY: COMMON SECURITY**

**C. COMMENTS ON DEFINITION OF THREATS TO SECURITY IN C51**

**D. NEED TO REDEFINE WHAT CONSTITUTES REALTHREATS TO SECURITY: THREATS TO COM**

□ **I FAILING TO ACHIEVE A STATE OF PEACE, AND DISARMAMENT; AND FAILING TO REALLOC**

□ **II FAILING TO ENSURE THE PRESERVATION AND PROTECTION OF THE ENVIRONMENT, THE**

**III –PROMOTING FREE TRADE RATHER THAN FAIR TRADE**

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---

**IV –FAILING TO PROMOTE SOCIALLY EQUITABLE AND ENVIRONMENTALLY SOUND ENTERPR**

**V –FAILING TO PROMOTE AND FULLY GUARANTEE RESPECT FOR HUMAN RIGHTS INCLUDING**

**VI –FAILING TO SIGN AND RATIFY INTERNATIONAL CONVENTIONS, COVENANTS AND TREATI**

**E. NEED TO CONSIDER WHAT CONTRIBUTES TO REAL TERRORISM INCLUDING STATE TERROR**

**I. INTERNATIONAL IMPASSE TO A COMPREHENSIVE INTERNATIONAL DEF**

**II. UNITED NATIONS PASSED A RESOLUTION ON TERRORISM THAT STRES**

**III. CHANGES TO THE CRIMINAL CODE DEFINITION OF TERRORISM TO IMPL**

**IV MISCONSTRUING ARTICLE 51- SELF DEFENCE OF THE CHARTER OF T**

**V. STATE CONTRIBUTION TO TERRORISM; AGGRESSION INTO ANOTHER S**

## **Common Security Act to replace C-51, which should be repealed**

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NATO states have been complicit or responsible for using the following pretexts for aggressive inter

### **F. COMMENTS ON QUESTIONS IN GREEN PAPER**

### **I PROMOTION OF A COMMON SECURITY ACT**

### **BACKGROUND**

#### **A.□□□**

#### **BACKGROUND to RCMP THREAT ASSESSMENT LIST AND 2005 SUBMISS**

I received an assignment to cover APEC in 1997. My press pass was pulled, I filed a complaint and

In 2005, I was invited to give a presentation to the Senate on the five year review of Bill- 36 – the A

[https://pejnews.com/index.php?option=com\\_content&view=article&id=10633:subm\\_ission-to-the-sen](https://pejnews.com/index.php?option=com_content&view=article&id=10633:subm_ission-to-the-sen)

In my submission, I pointed out that what constitutes true security is common security and to further

(i) A list of international obligations incurred through conventions, treaties, and covenants, of comm

(ii) State Activity: very preliminary comments about state compliance or non-compliance with the ob

(iii) Advocacy Activity

Advocacy activity in relation to these international instruments was delineated .

The purpose of the Index was to indicate the range of international obligations and commitments wh

**B.□□□**

**NEED TO REDEFINE WHAT CONSTITUTES TRUE SECURITY: COMMON SE**

We must reappropriate the word “security” and not allow it to be distorted by the military. (Dr. Ursula

Under article 7 of the Charter of Rights and Freedoms is enshrined “the right to security of the perso

Security of the person is true security not militarized security, but common security

“True security exists when all are secure, through “common security” (Olaf Palme,1982) whose obj

(i) to achieve a state of peace, and disarmament; through reallocation of military expenses a

(ii) to prevent discrimination on the following grounds:

Each State Party to the present Covenant undertakes to respect and to ensure to all individuals wit

## Common Security Act to replace C-51, which should be repealed

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- (iii) to promote and fully guarantee respect for human rights including labour rights, women's r
- (iv) (to ensure the preservation, conservation and protection of the environment, the respect fo
- (v) to enable socially equitable and environmentally sound employment, energy and transporta
- (vi) fair trade not free trade that fulfills all the objectives of common security to create a global

### C. COMMENTS ON DEFINITION OF THREATS TO SECURITY IN C51

For my submission to C-51, I reviewed the definition of Threats to security in C-51

The following is the current definition of threat to security in C51:

“activity that undermines the security of Canada”[1] means any activity, including any of the following

(a) interference with the capability of the Government of Canada, in relation to safety, the administrati

## Common Security Act to replace C-51, which should be repealed

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(b) Changing or unduly influencing a Government of Canada by force or unlawful means [what would

(c) espionage, sabotage or covert foreign-influenced activities; [I was asked, by the RCMP, to spy on

(d) terrorism

terrorist propaganda In the Green Paper there is a recognition that defining "terrorist propaganda" n

[ would opposition to aggressive military intervention and opposition to the use of drones be a thre

(e) proliferation of nuclear, chemical, radiological or biological weapons;

[opposing Canada's condoning of the position of its allies, who fail to fully implement the convention

(f) interference with critical infrastructure; [would opposing the highway construction for contributing

(g) interference with the GLOBAL information infrastructure, as defined in section 273.61 of the Nat

(h) an activity that causes serious harm to a person or their property because of that person's asso

(i) an activity that takes place in Canada and undermines the security of another state. [would the w

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For greater certainty, ~~it will~~ does not include advocacy, protest, dissent and artistic expression. (Law

Yet in the Green Paper is the following statement;

- ensure all Canadians are not limited from legitimate protest and advocacy.

How is it defined?

Definition "LEGITIMATE" from legal source

being exactly as purposed :neither spurious or false....accordant with law or with established legal f

<https://ca.search.yahoo.com/search?fr=mcafee&type=C211CA91085D20140723&p=blacks+legal+c>

From [www.merriam-webster.com/dictionary/legitimate](http://www.merriam-webster.com/dictionary/legitimate)

lawful, legal, legitimate, being in accordance with law.

Elsewhere it is defined as according to rules ethics etc

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[but who determines whether an action is legitimate?]

The definition of threat to security in C-51

perpetuates the concern expressed by SIRC in 2005:

“The intelligence community appears to be inept at assessing what constitutes real national and international security threats.”

The fabric of civil liberties of Canadians has definitely been threatened through the designation of citizens as threats to security.

### **D. NEED TO REDEFINE WHAT CONSTITUTES REAL THREATS TO SECURITY: THREATS TO COM**

**I.**

**I FAILING TO ACHIEVE A STATE OF PEACE, AND DISARMAMENT; AND FAILING TO REALLOC**

## Common Security Act to replace C-51, which should be repealed

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There needs to be a new vision starting in 2016 that no longer (a).Ignores that "Warfare is inherent

The following threats to common security must be avoided:

1.Ignoring the acknowledgement that "Warfare is inherently destructive of sustainable development

2.Participating in war;- Given the social, environmental, health, human rights, economic consequen

3. Undermining the international resolve to prevent the scourge of war; this would include engaging

4. Refusing to abide by the 1975 Declaration on the Use of Scientific and Technological Progress in

5.Failing to reallocate military spending as proposed at Habitat I in 1976

``The waste and misuse of resources in war and armaments should be prevented. All countries sho

6. Misconstruing of Article 51 (self-defence) of the Charter of the United Nations to justify premedita

7.Collaborating with the Kurds and being praised by the Peshmerga who have been charged, by h

## Common Security Act to replace C-51, which should be repealed

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<http://ottawacitizen.com/news/politics/the-ripple-effect-canadas-support-forthe-kurds-brings-unintended-consequences>

8. Using "human security" which has been extended to "humanitarian intervention", and used along
9. Condoning NATO 's being complicit or responsible for using the following pretexts for aggressive
10. Endorsing the guise of the pre-emptive/preventive attack policy that has resulted in aggressive a
11. Participating in NATO- generated wars and to and abandoning a decade of diplomatic inactivity
12. Conceiving of the role of "contributing to international peace and security" as the one to interven
13. Supporting the invoking Chapter VII of the Charter of the United Nations rather than invoking Ch
14. Disrespecting the jurisdiction and decisions of the International Court of Justice.
15. Tolerating military involvement and occupation of a people by opposing and targeting civil societ
16. Trumping of health, environment, civil and political and human rights for the sake of "security", p
17. Targeting or assisting in the assassination of leaders of other sovereign states, and of engaging
18. Mollifying public opposition by couching aggressive acts in euphemistic "operations" Operation /

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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19. Destabilizing states and regions through the sale of arms, including through the guise of "foreign

21. Permitting the sale of arms around the world including nations that have violated human rights, s

22. Permitting CANSEC- the annual International Arms Trade Fair in Ottawa "Any propaganda for w

23. Condoning, production, and use by allies of land mines in violation of the Ottawa Convention Ag

24. Condoning procrastination, by those responsible, to remove land mines from all areas of the wor

27. Using armed drones in Canadian missions even though they will be shown to contravene the pri

[https://www.tomdispatch.com/post/176217/tomgram%3A\\_pratap\\_chatterjee%2C\\_obama%27s\\_last\\_chance](https://www.tomdispatch.com/post/176217/tomgram%3A_pratap_chatterjee%2C_obama%27s_last_chance)

28. Caving into threats by Lockheed Martin and purchasing possibly nuclear arms capable F35,; 29

30. Condoning nuclear arms states which have failed to ratify the NPT, and parties to the NPT that

31. Condoning the failure of states to sign and ratify all Geneva Protocols, including Protocol V, wh

32. Concurring with NATO position on nuclear weapons in opposing the abolition of nuclear weapo

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“NATO says that:

- 1) Nuclear weapons must be maintained indefinitely. Canada as an ally of NATO agrees. No! Says
- 2) We will improve their use and accuracy (modernize them). Canada acquiesces. No!, says Article
- 3) We can use them first. Canada accepts, though without enthusiasm. No! Say Steps 6 and 9.
- 4) We can target non-nuclear weapon states. Canada acquiesces. No! says NPT Article II
- 5) We can threaten to use them. Canada accepts. No! says the NPT (implicitly).
- 6) We can keep them in Europe as they are now doing. Canada accepts. No! says Article II. (NPT)
- 7) We can launch some on 15 minutes warning. Canada acquiesces. No! Says Step 9
- 8) We say “they are ~~GNANWA~~ ~~GNANWA~~ for peace”. Canada accepts. No! Says the Non Proliferation Treaty and
33. Supporting NATO’s reneging on expanding one inch further east of Germany
34. Condoning NATO and its disregard of the international rule of law, including the objective of the C
35. Engaging in propaganda for war (ICCPR), including establishing or supporting military bases, en

## Common Security Act to replace C-51, which should be repealed

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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36. Condoning, in certain allied states, weapons of mass destruction such as nuclear, chemical, and

37. Being an ally with states, such as the US and Israel which refuse to ratify the Treaty on Cluster

38. Producing uranium, exporting of uranium, using weapons, in war games such as those with dep

39. Selling uranium to nuclear arm states and because of the fungibility principle, Canadian uranium

41. Condoning the destabilizing impact of the Middle East as a result of the possession, by Israel, o

42. Opposing, along with the United States, and The United Kingdom the draft final document from t

43. Condoning allies contravening the obligations under the 1967 Outer Space Treaty to do the follo

44 Failing to repeal the c36 Anti-Terrorism Act and C51 and thus violating civil and political rights, in

45. Condoning the "Rendering"- sending "persons of interests" to countries which are known to con

46. Condoning the US refusal to be judged by an international tribunal for any actions that might be

47. Misusing UN "peacekeeping" forces to clean up aggressive acts of destruction and occupation

48 failing to support the converting, to peaceful purposes, all foreign military bases in sovereign stat

## Common Security Act to replace C-51, which should be repealed

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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49. Condoning the production, of and the circulation and berthing of nuclear powered or nuclear arm

50 Participating in "War Games" or "Military Exercises" such as Exercise Trident Fury and possibly,

51. Failing to oppose U.S. Navy's proposal to expand sonar testing and other warfare training off th

52 Continuing the propping up and financing of military dictators and supporting the long standing

53. Refusing to demilitarize the economy by reallocating resources presently committed to military p

54. Supporting misplaced spending priorities: on militarism, on adulterated unsafe food, on product

II

## FAILING TO ENSURE THE PRESERVATION AND PROTECTION OF THE ENVIRONMENT, THE RE

There needs to be a new vision beginning now in 2016, to enact the necessary legislation to ensure

The following threats to common security must be avoided

55. Engaging in unsustainable patterns of production and consumption, particularly in industrialized

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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56. Failing to recognize that “Land is one of the fundamental elements in human settlements. Every

57. Failing to recognize that “The nations must avoid the pollution of the biosphere and the oceans and

in the long term. The environment is the common heritage of humanity and its protection is the resp

59. Permitting the dumping of military wastes in pristine watersheds;

60. Contributing to climate change by subsidizing the fossil fuel industry and permitting the extraction

61. Permitting dams, such as site C, which will cause the flooding of land and the destruction of fo

62. Condoning the violation of the 92 call to action in the Truth and Reconciliation Commission: i. C

63. Failing to act on the urgency to immediately defend social equity and remedy environmental issues

64. Causing Environmental Devastation and Health problems

65. Exploiting Nature instead of affirming in 1982 World Charter of Nature that every form of life is u

66. Increasing the ecological footprint which has contributed to a socially inequitable and environme

67. Misconstruing the international version of the precautionary principle – The international versio

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68. Ignoring the scientific evidence about the contribution of salmon aquaculture to causing disease

69. Failing to outlaw SLAPP suits, which are outlawed in Nova Scotia, across the country

70. Revising reverse onus strategy which places the onus not on the proponent of an intervention to

71. Causing Natechs- natural disasters through technology or technological disasters caused by na

72. Discounting the precautionary principle, and producing and distributing genetically engineered fo

73. Exempting, under the Stockholm Convention, certain persistent Organic Pollutants (POPs) whic

75. Permitting the use of Neonicotinoid pesticide which has been associated with the killing of bees 7

77. Causing environmental devastation and then relying on restorative or clean-up technologies to re

78. Engaging in unsustainable forest management, converting of forests into agricultural land and e

79. Tolerating the engaging in the land grab for biofuel, by developed states, in developing states

80. Causing land degradation, soil erosion, salinization, water logging, and soil pollution, which all c

81. Substituting proposals of adaption to or offsetting of climate change rather than seriously address

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82. Condoning the violation of the 92 call to action in the Truth and Reconciliation Commission: Busi

83. Failing to call upon the corporate sector in Canada to adopt the United Nations Declaration on the

Indigenous peoples and their lands and resources. This would include, but not be limited to, the follo

84. Undermining of the divestment fossil fuels, especially those from the unconventional sources s

85. Promoting false "solutions" to climate change such as biofuels, large hydro projects, and nuclea

86 Supporting a market based proposal of the so-called ``Green Economy`` that commodifies natur

87. Disregarding the failure of the Intergovernmental Panel on Climate Change to investigate and es

88. Supporting at COP15, the practice of member states relying not on the emerging scientific data,

89. Failing at COP 21 to respect the original baseline of 1990 and target of 2020

90. Disregarding the climate injustice of using the atmospheric space of developing countries, and r

91. Misappropriating agricultural land for the growing of biofuel and contributing to food insecurity, a

92. Condoning the practice, by the International Atomic Energy Agency (IAEA), of violating the prin

## Common Security Act to replace C-51, which should be repealed

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93. Justifying the use of civil nuclear energy, and accepting nuclear energy as the solution to climate

94. Relocating and transferring to other States any activities and substances that cause severe env

95. Showing defiance of principle 7 of the 1992 Rio Declaration which was adopted by all states at t

96. Causing environmentally induced diseases, refusing to address the social determinant of health

97 Supporting the lack of commitment to ensure, as agreed in Habitat II, that Corporations, including

98. Tolerating the notion of 'prior consent" to persuade the poor, disadvantaged and vulnerable cou

99. Promoting the ruse of using extra-territorialism. -what right do we have to impose our higher stan

100. Condoning Pharmaceutical collusion between university and Pharmaceutical corporations, and

101. Disregarding the practice of the Pharmaceutical and PR industry creating new health problems

102. Condoning the patenting of genes under the WTO TRIPS provision 103.Tolerating Pharmaceu

□ III

**–FAILING TO PROMOTE FAIR TRADE RATHER THAN FREE TRADE**

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There needs to be a new vision beginning now in 2016, to embark on the transition from `Free` `tra

106. Engaging in Exploitative Trade and the undermining, by International Trade agreements, such

107. Opposing the dismantling or abrogating of trade institutions and agreements, such as WTO and

108. Tolerating all proposals which will result, through the practice of harmonization of standards and

109. Condoning the practice of "testing once. That if the private sector has already tested the subst

110. Supporting the IMF Structural Adjustment Program which has led to the violation of human right

### IV –

## FAILING TO PROMOTE SOCIALLY EQUITABLE AND ENVIRONMENTALLY SOUND ENTERPRISES

There needs to be a new vision beginning now in 2016, to embark on transition to socially equitable

111. Promulgating Corporatism and questionable Financial Institutions

112. Condoning the privatization, including Public Private Partnerships, of public services such as w

113. Promoting corporate funding of education, including the corporate direction of research, and op

## Common Security Act to replace C-51, which should be repealed

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114. Opposing the international commitment made to ensure that corporations, including transnational

115. Promoting the subsidizing and investing, of public funds, including pension funds, in corporations

116. Opposing the revocation of charters of corporations, including transnational corporations, which

117. Opposing the phase-out of sunset industries-ones that are harmful to human health and the environment

118. Engaging in the egregious practice of derivatives and other banking schemes, and supporting

119. Condoning the bail-out of corporations and banks under the guise of their being "too big to fail"

120. Supporting the centralization of banks and the egregious funny money banking systems and practices

121. Disregarding the shifting, by corporations, of their addresses offshore to lower their taxes, and

V –

## FAILING TO PROMOTE AND FULLY GUARANTEE RESPECT FOR HUMAN RIGHTS INCLUDING LABOR RIGHTS

There needs to be a new vision beginning in 2016 to implement fully the following human rights in

And to avoid the following threats to common security:

## Common Security Act to replace C-51, which should be repealed

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122. Promulgating social injustice, human rights violations, and poverty

123. Disregarding the widening gap between the developed and the developing countries and oppo

124. Refusing to cancel Third World debt and to implement the longstanding international commitm

125. Condoning the practice of sending arms as ODA and tying in the extension of active assistance

126. Tolerating the discrimination on the following grounds: - race, tribe, or culture; - colour, ethnic

127. Condoning the violation of human rights including labour rights, civil and political rights, social a

128. Denying the labour right to strike, and the right to have collective bargaining, and many other l

129. Opposing of the requirement of equal pay for work of equal value as guaranteed in the legally l

130. Condoning the redefinition of what constitutes torture in contravention of the Convention again

Inhumane or Degrading Treatment or Punishment,

131. Condoning use. by allies, of the practice of rendition of citizens and failing to abide by the Gene

132. Condoning the use, by allies, cruel and inhumane punishment such as capital punishment, whi

## Common Security Act to replace C-51, which should be repealed

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133. Condoning discrimination against immigrants, and refugees and against Migrant Workers and

134. Condoning the no-fly`` list, and no-cross boarder lists.

135. Condoning Strategic Law suits Against Public Participation ("SLAPP) suits" against public parti

136. Condoning targeting, intimidating and discriminating against activists on the grounds of political

137. Tolerating, by allies. of religious extremism and proselytization including the spread of Evange

138. Condoning the practice of ending speeches with the invocation of God bless a country

## VI

### **-FAILING TO SIGN AND RATIFY INTERNATIONAL CONVENTIONS. COVENANTS AND TREATIES**

There needs to be a new vision beginning in 2016 to ensure that Canada promotes Common secu

Canada will not normally become a party to an international agreement which requires implementing

The full context of this statement comes from the 1982 "Canadian Reply to Questionnaire on Parlia

Many international agreements require legislation to make them effective in Canadian domestic law

# Common Security Act to replace C-51, which should be repealed

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And to avoid the following threats to common security:

139. Defying international law.

140. Being defiant of the Geneva Conventions on the treatment of civilians, and of international human rights law.

145. Refusing to respect the jurisdiction of the international Court of Justice and seeking revenge through unilateral actions.

146. Condoning the reluctance to do the following:

(i) to ratify the Convention on the rights of migrant Workers and their families (ii). to enshrine the right to a fair trial.

## E. NEED TO CONSIDER WHAT CONTRIBUTES TO REAL TERRORISM

I. INTERNATIONAL IMPASSE TO A COMPREHENSIVE CONVENTION ON INTERNATIONAL TERRORISM

INTERNATIONAL IMPASSE TO A COMPREHENSIVE CONVENTION ON INTERNATIONAL TERRORISM

While the United Nations has not yet agreed internationally to a Comprehensive Convention on International Terrorism, the United States has not yet agreed to a Comprehensive Convention on International Terrorism.

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---

The definitional impasse which has prevented the adoption of a Comprehensive Convention on International Terrorism

the reluctance to define terrorism to exclude armed struggle for liberation and self-determination; (the

Under article 20 of the International Covenant on Civil and Political Rights is the following:

### *Article 20*

1. Any propaganda for war shall be prohibited by law.
2. Any advocacy of national, racial or religious hatred that constitutes incitement to discrimination, hostility or violence shall be prohibited by law.

Propaganda for war could include the following threats to security such as multiple statements by State

Also threats to security would be advocacy of national, racial or religious hatred that constitutes incitement to

## □ II. UNITED NATIONS PASSED A RESOLUTION ON TERRORISM THAT STRESSES THAT MEASURES

United Nations a/res/69/127 General Assembly distr.: general 18 December 2014 sixty-ninth session

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Resolution adopted by the General Assembly on 10 December 2014 [on the report of the Sixth Com

Measures to eliminate international terrorism The General Assembly, Guided by the purposes and p

Affirming that States must ensure that any measure taken to combat terrorism complies with all thei

The legally binding International Covenant on Civil and Political Rights is one instrument which has

Recalling Security Council resolution 1624 (2005) of 14 September 2005, and bearing in mind that S

5. Reiterates its call upon all States to adopt further measures in accordance with the Charter of the

13. Reaffirms that international cooperation as well as actions by States to combat terrorism should

Sixty-ninth session Agenda item 107 14-66984 (E) \*1466984 Resolution adopted by the General As

### **III CHANGES TO THE CRIMINAL CODE DEFINITION OF TERRORISM TO IMPLEMENT C-51**

#### **“terrorist Propaganda”**

In order to restrict the Criminal Code terrorist organizations to give the spread of terrorist propaganda in Canada of t

Such materials would include any materials that promote or encourage acts of terrorism against Can

In the Green Paper there is a recognition that defining “terrorist propaganda” more clearly must be

#### REFERENCES TO INTERNATIONAL LAW IN c51

In the revision of the Criminal Code, FOR c51, there were a number of references to international la

#### CRIMINAL CODE

83.221 (1) Every person who, by communicating statements, knowingly advocates or promotes the

#### TERRORISM

# Common Security Act to replace C-51, which should be repealed

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---

## CRIMINAL CODE

· “terrorist activity” means

o ( a ) an act or omission that is committed in or outside Canada

§ (i) the offences referred to in subsection 7(2.1) that implement the Convention on the Suppression of Unlawful Acts Against the Safety of Aircraft, 1970,

§ (ii) the offences referred to in subsection 7(2.2) that implement the Convention on the Suppression of Unlawful Acts Against the Safety of Civil Aviation, 1971,

§ (iii) the offences referred to in subsection 7(2.3) that implement the Convention on the Prevention of Terrorist Attacks Against International Mass Transit, 1979,

§ (iv) the offences referred to in subsection 7(2.4) that implement the Convention on the Prevention of Terrorist Attacks Against International Mass Transit, 1979,

§ (v) the offences referred to in subsection 7(2.5) that implement the Convention on the Physical Protection of Nuclear Material, 1979,

§ (vi) the offences referred to in subsection 7(2.6) that implement the Convention on the Physical Protection of Nuclear Material, 1979,

§ (vii) the offences referred to in subsection 7(2.7) that implement the Convention on the Physical Protection of Nuclear Material, 1979,

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---

§ (viii) the offences referred to in subsection 7(2.1) or (2.2) that implement the Protocol for the Supp

§ (ix) the offences referred to in subsection 7(2.1) or (2.2) that implement the Protocol for the Supp

§ (x) the offences referred to in subsection 7(2.1) or (2.2) that implement the Protocol for the Supp

o ( *b* ) an act or omission, in or outside Canada,

§ (i) that is committed:

§ (A) in whole or in part for a political, religious or ideological purpose, objective or cause, and

§ (B) in whole or in part with the intention of intimidating the public, or a segment of the public, with

§ (ii) that intentionally

§ (A) causes death or serious bodily harm to a person by the use of violence,

§ (B) endangers a person's life,

§ (C) causes a serious risk to the health or safety of the public or any segment of the public,

§ (D) causes substantial property damage, whether to public or private property, if causing such da

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---

§ (E) causes serious interference with or serious disruption of an essential service, facility or system

and includes a conspiracy, attempt or threat to commit any such act or omission, or being an access

MILITARY TERRORISM WHICH CONTRAVENES THE CHARTER IS EXEMPT

IV MISCONSTRUING ARTICLE 51- SELF DEFENCE OF THE CHARTER OF THE UNITED NATIONS

The preconditions for anticipatory self-defence are, "necessity," "proportionality," and "immediacy

There is an inexorable link among security, threats and terrorism

The Harper government and now the Liberal government with the current actions to continue the int

This conflation has contributed to the Harper government misconstruing both Article 51 of the UN C

NATO states have been complicit or responsible for using the following pretexts for aggressive inter

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---

V.STATE CONTRIBUTION TO TERRORISM; AGGRESSION INTO ANOTHER STATE AS A CAUSE OF

Kofi Annan, the former UN Secretary General, said the US-led invasion of Iraq was a mistake and

His comment builds on the statement made by [redacted] at the Nuremberg Trial:

"In the Nuremberg trials [redacted] there was a reference to [redacted] the "supreme international crime" - the crime

If certain acts in violation of treaties are crimes, they are crimes whether the United States does t

Read more at [redacted] [http://www.liveleak.com/view?i=345\\_1315751483#by7PvtecKDMY](http://www.liveleak.com/view?i=345_1315751483#by7PvtecKDMY)  
[eSEE.99](#)

If we adopt the princip [6] of Universal 2002 Terrorism and Just Response, it is right (or wrong)

BY ENGAGING IN CRIMINAL ACTS TO SUPPORT BOMBING THE CHINA'S DOMESTIC COURTS FOR SH

CONCLUSION; RESPONSES TO QUESTIONS IN THE GREEN PAPER

## **QUESTIONS**

1.□□□□

### **WHAT STEPS SHOULD THE GOVERNMENT TAKE TO STRENGTHEN THE**

The government needs to redefine what constitutes Security, Threats to Security and Terrorism, pro

Toleration of other cultures and appreciation of cultural diversity should be continued and strengthened

There should be no discrimination on the grounds of ``political and other opinion``-; this ground is no

1. Each State Party to the present Covenant undertakes to respect and to ensure to all individuals

Other status`` has been used internationally to include other forms of discrimination not listed above

In addition, it is important that those who are discriminated on the grounds of political and other opi

- Subject to the provisions of Article 1, individuals whose claim that any of their rights enumerated in

There must be a clear distinction between a threat to the security of Canada and the threat to the go

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---

There is a moral imperative to not confuse threats to security or terrorism with advocacy, dissent and

There is a moral imperative to not confuse threats to security or terrorism with advocacy, dissent and

Or against Canada [for failing to lobby the United Nations to the Security Council and the UN Security

Kofi Annan surmised that the invasion of Iraq in 2003 contributed to the formation of ISIS in the Mid

] All of the states and global protesters who were against the aggressive invasion of Iraq were not th

Similarly, the states, along with the global protesters who opposed the invasion of Kosovo were not

Threats to security are not those who protest against the violation of human rights, including labour

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---

Threats to security are not those who lobby for the inclusion of "the right to a healthy environment"

In addition, advocates who condemn Canada for being the greatest per capita contributor to greenhouse

A substantial commitment would have been time lines and targets in line with existing and emerging

Promoters, such as the fossil fuel industries and state enablers of the fossil fuel industries are the re

Stabilization of greenhouse gas concentrations in the atmosphere at a level that would prevent dang

And their actions could be deemed to result in a form of terrorism- the collapse of the ecosystem up

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### 2. PREVENTING RADICALIZATION TO VIOLENCE HELPS KEEP OUR COMMUNITIES SAFE. ARE

Terrorism, particularly state terrorism, breeds terrorism; Violence, especially, state violence, begets

There must be education for law enforcement agents and members of the security establishment to

Also, it is necessary to enshrine in the Charter of Rights and Freedoms the prevention of discriminat

There should be no discrimination on the ground of political and other opinion-; this ground is not in

1. Each State Party to the present Covenant undertakes to respect and to ensure to all individuals

The following current definition of threat to security in C51 must be abandoned;

“activity that undermines [\[1\]](#) the security of Canada [\[2\]](#) [\[3\]](#) any of the following activities, if it undermines t

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- (a) interference with the capability of the Government of Canada in relation to INTELLIGENCE, D
  
- (b) CHANGING OR UNDULY INFLUENCING A GOVERNMENT IN CANADA by force or unlawful
  
- (c) espionage, sabotage or covert foreign-influenced activities;
  
- (d) TERRORISM;
  
- (e) PROLIFERATION OF NUCLEAR, CHEMICAL, RADIOLOGICAL OR BIOLOGICAL WEAPONS;
  
- (f) interference with critical infrastructure;
  
- (g) interference with the GLOBAL INFORMATION INFRASTRUCTURE, as defined in section 273.6
  
- global information infrastructure includes electromagnetic emissions, communications systems, info
  
- (h) an activity that causes serious harm to a person or their property because of that person's assoc
  
- (i) an activity that takes place in Canada and undermines the security of another state.

For greater certainty, it does not include advocacy, protest, dissent and artistic expression. (Lawful I

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---

The above definition of threat to security perpetuates the concern expressed by SIRC

“The intelligence community appears to be inept at assessing what constitutes real national and international security threats.”

In assessing the distinction between those who have a disagreement with politics and those who are a threat to national security, the intelligence community is often wrong.

The fabric of civil liberties of Canadians has definitely been threatened through the designation of citizens as threats to national security.

3. IN AN ERA IN WHICH THE TERRORIST THREAT IS EVOLVING, DOES THE GOVERNMENT HAVE A STRATEGY TO PROTECT CANADIANS FROM TERRORISM?

The best way to protect Canadians from terrorism is for Canada to end aggressive military intervention abroad.

NATO SAYS THAT:

1) NUCLEAR WEAPONS MUST BE MAINTAINED INDEFINITELY. CANADA AS AN ALLY OF NATO MUST SUPPORT THIS POLICY.

2) WE WILL IMPROVE THEIR USE AND ACCURACY (MODERNIZE THEM). CANADA ACQUIRES AND MAINTAINS NUCLEAR WEAPONS.

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3) WE CAN USE THEM FIRST. CANADA ACCEPTS, THOUGH WITHOUT ENTHUSIASM. NO! SAYS

4) WE CAN TARGET NON-NUCLEAR WEAPON STATES. CANADA ACQUIESCES. NO! SAYS N

5) WE CAN THREATEN TO USE THEM. CANADA ACCEPTS. NO! SAYS THE NPT (IMPLICITLY)

6) WE CAN KEEP THEM IN EUROPE AS THEY ARE NOW DOING. CANADA ACCEPTS. NO! SAYS

7) WE CAN LAUNCH SOME ON 15 MINUTES WARNING. CANADA ACQUIESCES. NO! SAYS S

8) WE SAY "THEY ARE ESSENTIAL FOR PEACE". CANADA ACCEPTS. NO! SAYS THE NON PR

Canada must endorse ~~the Montreal Declaration on the Responsibility of States to Prevent and Punish the Abolition of Nuclear~~

Canada should also withdraw from NATO because of the years of NATO's being either complicit or

"human security" (Iraq 1991), "Humanitarian intervention" (Kosovo, 1999), "self-defence" (Afghanist

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---

Canada, however, should not only withdraw from NATO but also support the call for the dissolution

True security does not arise:through NATO, expansion[which reneged on the commitment not to mo

Unfortunately, Canada is contributing to terrorism by

destabilizing other nations, such as Iraq,through Canada`s supporting and participating in NATO ag

In addition, Canada`s sending troops to Latvia, as requested by NATO, is contributing to NATO exp

Canada`s ending of the bombing in the Middle East was an important move towards preventing terr

Joan Russow PhD

Co-ordinator Global Compliance Research Project 1994 – Present

Former leader of the Green Party of Canada (1997-2001)

□ *Need to redefine what constitutes true security what constitutes real threats to security, and what contr*

## OUTLINE

## **Common Security Act to replace C-51, which should be repealed**

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**A.□□□**

**BACKGROUND to RCMP THREAT ASSESSMENT LIST AND 2005 SUBMISS**

**B. NEED TO REDEFINE WHAT CONSTITUTES TRUE SECURITY: COMMON SECURITY**

**C. COMMENTS ON DEFINITION OF THREATS TO SECURITY IN C51**

**D. NEED TO REDEFINE WHAT CONSTITUTES REALTHREATS TO SECURITY: THREATS TO COM**

**I FAILING TO ACHIEVE A STATE OF PEACE, AND DISARMAMENT; AND FAILING TO REALLOCA**

**II FAILING TO ENSURE THE PRESERVATION AND PROTECTION OF THE ENVIRONMENT, THE R**

**III –PROMOTING FREE TRADE RATHER THAN FAIR TRADE**

**IV –FAILING TO PROMOTE SOCIALLY EQUITABLE AND ENVIRONMENTALLY SOUND ENTERPR**

**Common Security Act to replace C-51, which should be repealed**

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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**V –FAILING TO PROMOTE AND FULLY GUARANTEE RESPECT FOR HUMAN RIGHTS INCLUDING**

**VI –FAILING TO SIGN AND RATIFY INTERNATIONAL CONVENTIONS, COVENANTS AND TREATIES**

**E. NEED TO CONSIDER WHAT CONTRIBUTES TO REAL TERRORISM INCLUDING STATE TERRORISM**

**I. INTERNATIONAL IMPASSE TO A COMPREHENSIVE INTERNATIONAL DEFINITION OF TERRORISM**

**II. UNITED NATIONS PASSED A RESOLUTION ON TERRORISM THAT STRENGTHENED THE INTERNATIONAL IMPASSE**

**III. CHANGES TO THE CRIMINAL CODE DEFINITION OF TERRORISM TO IMPLEMENT THE INTERNATIONAL IMPASSE**

**IV MISCONSTRUING ARTICLE 51- SELF DEFENCE OF THE CHARTER OF THE UNITED NATIONS**

**V. STATE CONTRIBUTION TO TERRORISM; AGGRESSION INTO ANOTHER STATE**

NATO states have been complicit or responsible for using the following pretexts for aggressive intervention

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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### F. COMMENTS ON QUESTIONS IN GREEN PAPER

#### I PROMOTION OF A COMMON SECURITY ACT

#### BACKGROUND

##### A. ■■■

##### BACKGROUND to RCMP THREAT ASSESSMENT LIST AND 2005 SUBMISSION

I received an assignment to cover APEC in 1997. My press pass was pulled, I filed a complaint and

In 2005, I was invited to give a presentation to the Senate on the five year review of Bill- 36 – the A

[https://pejnews.com/index.php?option=com\\_content&view=article&id=10633:submission-to-the-sen](https://pejnews.com/index.php?option=com_content&view=article&id=10633:submission-to-the-sen)

In my submission, I pointed out that what constitutes true security is common security and to further

(i) A list of international obligations incurred through conventions, treaties, and covenants, of comm

(ii) State Activity: very preliminary comments about state compliance or non-compliance with the ob

(iii) Advocacy Activity

Advocacy activity in relation to these international instruments was delineated .

The purpose of the Index was to indicate the range of international obligations and commitments wh

**B.□□□**

**NEED TO REDEFINE WHAT CONSTITUTES TRUE SECURITY: COMMON S**

We must reappropriate the word “security” and not allow it to be distorted by the military. (Dr. Ursula

Under article 7 of the Charter of Rights and Freedoms is enshrined “the right to security of the perso

Security of the person is true security not militarized security, but common security

“True security exists when all are secure, through “common security” (Olaf Palme,1982) whose obj

- (i) to achieve a state of peace, and disarmament; through reallocation of military expenses a
- (ii) to prevent discrimination on the following grounds:

Each State Party to the present Covenant undertakes to respect and to ensure to all individuals wit

- (iii) to promote and fully guarantee respect for human rights including labour rights, women’s r

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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- (iv) (to ensure the preservation, conservation and protection of the environment, the respect fo
- (v) to enable socially equitable and environmentally sound employment, energy and transporta
- (vi) fair trade not free trade that fulfills all the objectives of common security to create a global

### C. COMMENTS ON DEFINITION OF THREATS TO SECURITY IN C51

For my submission to C-51, I reviewed the definition of Threats to security in C-51

The following is the current definition of threat to security in C51:

“activity that undermines the security of Canada”[1]means any activity, including any of the following

(a) interference with the capability of the Government of Canada in relation to safety, the administrati

(b) Changing or unduly influencing a Government of Canada by force or unlawful means [what woul

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Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

(c) espionage, sabotage or covert foreign-influenced activities; [I was asked, by the RCMP, to spy on

(d) terrorism

terrorist propaganda In the Green Paper there is a recognition that defining “terrorist propaganda” n

[ would opposition to aggressive military intervention and opposition to the use of drones be a thre

(e) proliferation of nuclear, chemical, radiological or biological weapons;

[opposing Canada’s condoning of the position of its allies, who fail to fully implement the convention

(f) interference with critical infrastructure; [would opposing the highway construction for contributing

(g) interference with the GLOBAL information infrastructure, as defined in section 273.61 of the Nat

(h) an activity that causes serious harm to a person or their property because of that person’s asso

(i) an activity that takes place in Canada and undermines the security of another state. [would the w

For greater certainty, ~~it will~~ does not include advocacy, protest, dissent and artistic expression. (Law

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Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

Yet in the Green Paper is the following statement;

- ensure all Canadians are not limited from legitimate protest and advocacy.

How is it defined?

Definition “LEGITIMATE” from legal source

being exactly as purposed :neither spurious or false....accordant with law or with established legal f

<https://ca.search.yahoo.com/search?fr=mcafee&type=C211CA91085D20140723&p=blacks+legal+c>

From [www.merriam-webster.com/dictionary/legitimate](http://www.merriam-webster.com/dictionary/legitimate)

lawful, legal, legitimate, being in accordance with law.

Elsewhere it is defined as according to rules ethics etc

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Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

[but who determines whether an action is legitimate?]

The definition of threat to security in C-51

perpetuates the concern expressed by SIRC in 2005:

“The intelligence community appears to be inept at assessing what constitutes real national and international security threats.”

The fabric of civil liberties of Canadians has definitely been threatened through the designation of citizens as threats to security.

### **D. NEED TO REDEFINE WHAT CONSTITUTES REAL THREATS TO SECURITY: THREATS TO COMMON SECURITY**

#### **I. I FAILING TO ACHIEVE A STATE OF PEACE, AND DISARMAMENT; AND FAILING TO REALLOCATE RESOURCES**

There needs to be a new vision starting in 2016 that no longer (a) ignores that "Warfare is inherent in human nature."

The following threats to common security must be avoided:

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

1. Ignoring the acknowledgement that "Warfare is inherently destructive of sustainable development"
2. Participating in war;- Given the social, environmental, health, human rights, economic consequences
3. Undermining the international resolve to prevent the scourge of war; this would include engaging in
4. Refusing to abide by the 1975 Declaration on the Use of Scientific and Technological Progress in
5. Failing to reallocate military spending as proposed at Habitat I in 1976

``The waste and misuse of resources in war and armaments should be prevented. All countries should

6. Misconstruing of Article 51 (self-defence) of the Charter of the United Nations to justify premeditated
7. Collaborating with the Kurds and being praised by the Peshmerga who have been charged, by h

<http://ottawacitizen.com/news/politics/the-ripple-effect-canadas-support-for-the-kurds-brings-unintended-consequences>

8. Using "human security" which has been extended to "humanitarian intervention", and used along
9. Condoning NATO 's being complicit or responsible for using the following pretexts for aggressive
10. Endorsing the guise of the pre-emptive/preventive attack policy that has resulted in aggressive a

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Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

11. Participating in NATO- generated wars and to and abandoning a decade of diplomatic inactivity
12. Conceiving of the role of “contributing to international peace and security” as the one to intervene
13. Supporting the invoking Chapter VII of the Charter of the United Nations rather than invoking Ch
14. Disrespecting the jurisdiction and decisions of the International Court of Justice.
15. Tolerating military involvement and occupation of a people by opposing and targeting civil societ
16. Trumping of health, environment, civil and political and human rights for the sake of "security", po
17. Targeting or assisting in the assassination of leaders of other sovereign states, and of engaging
18. Mollifying public opposition by couching aggressive acts in euphemistic "operations" Operation A
19. Destabilizing states and regions through the sale of arms, including through the guise of "foreign
21. Permitting the sale of arms around the world including nations that have violated human rights, s
22. Permitting CANSEC- the annual International Arms Trade Fair in Ottawa “Any propaganda for w

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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23. Condoning, production, and use by allies of land mines in violation of the Ottawa Convention Ag

24. Condoning procrastination, by those responsible, to remove land mines from all areas of the wor

27. Using armed drones in Canadian missions even though they will be shown to contravene the pri

[https://www.tomdispatch.com/post/176217/tomgram%3A\\_pratap\\_chatterjee%2C\\_obama%27s\\_last\\_chance](https://www.tomdispatch.com/post/176217/tomgram%3A_pratap_chatterjee%2C_obama%27s_last_chance)

28. Caving into threats by Lockheed Martin and purchasing possibly nuclear arms capable F35,; 29

30. Condoning nuclear arms states which have failed to ratify the NPT, and parties to the NPT that

31. Condoning the failure of states to sign and ratify all Geneva Protocols, including Protocol V, wh

32. Concurring with NATO position on nuclear weapons in opposing the abolition of nuclear weapo

“NATO says that:

1) Nuclear weapons must be maintained indefinitely. Canada as an ally of NATO agrees. No! Says

2) We will improve their use and accuracy (modernize them). Canada acquiesces. No!, says Article

3) We can use them first. Canada accepts, though without enthusiasm. No! Say Steps 6 and 9.

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

4) We can target non-nuclear weapon states. Canada acquiesces. No! says NPT Article II

5) We can threaten to use them. Canada accepts. No! says the NPT (implicitly).

6) We can keep them in Europe as they are now doing. Canada accepts. No! says Article II. (NPT)

7) We can launch some on 15 minutes warning. Canada acquiesces. No! Says Step 9

8) We say "they are ~~GNANWA~~ ~~GNANWA~~ for peace". Canada accepts. No! Says the Non Proliferation Treaty and

33. Supporting NATO's reneging on expanding one inch further east of Germany

34. Condoning NATO and its disregard of the international rule of law, including the objective of the C

35. Engaging in propaganda for war (ICCPR), including establishing or supporting military bases, en

36. Condoning, in certain allied states, weapons of mass destruction such as nuclear, chemical, and

37. Being an ally with states, such as the US and Israel which refuse to ratify the Treaty on Cluster B

38. Producing uranium, exporting of uranium, using weapons, in war games such as those with dep

39. Selling uranium to nuclear arm states and because of the fungibility principle, Canadian uranium

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Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

41. Condoning the destabilizing impact of the Middle East as a result of the possession, by Israel, of

42. Opposing, along with the United States, and The United Kingdom the draft final document from t

43. Condoning allies contravening the obligations under the 1967 Outer Space Treaty to do the follo

44 Failing to repeal the c36 Anti-Terrorism Act and C51 and thus violating civil and political rights, in

45. Condoning the "Rendering"- sending "persons of interests" to countries which are known to cono

46. Condoning the US refusal to be judged by an international tribunal for any actions that might be

47. Misusing UN "peacekeeping" forces to clean up aggressive acts of destruction and occupation

48 failing to support the converting, to peaceful purposes, all foreign military bases in sovereign stat

49. Condoning the production, of and the circulation and berthing of nuclear powered or nuclear arm

50 Participating in "War Games" or "Military Exercises" such as Exercise Trident Fury and possibly

51. Failing to oppose U.S. Navy's proposal to expand sonar testing and other warfare training off th

52 Continuing the propping up and financing of military dictators and supporting the long standing

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

53. Refusing to demilitarize the economy by reallocating resources presently committed to military p

54. Supporting misplaced spending priorities: on militarism, on adulterated unsafe food, on product

## II FAILING TO ENSURE THE PRESERVATION AND PROTECTION OF THE ENVIRONMENT, THE R

There needs to be a new vision beginning now in 2016, to enact the necessary legislation to ensure

The following threats to common security must be avoided

55. Engaging in unsustainable patterns of production and consumption, particularly in industrialized

56. Failing to recognize that “Land is one of the fundamental elements in human settlements. Every

57. Failing to recognize that “The nations must avoid the pollution of the biosphere and the oceans a

in the long term. The environment is the common heritage of humanity and its protection is the resp

59. Permitting the dumping of military wastes in pristine watersheds;

60. Contributing to climate change by subsidizing the fossil fuel industry and permitting the extractio

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

61. Permitting dams, such as site C, which will cause the flooding of land and the destruction of forests

62. Condoning the violation of the 92 call to action in the Truth and Reconciliation Commission: i. C

63. Failing to act on the urgency to immediately defend Canada's public and environmental systems

64. Causing Environmental Devastation and Health problems

65. Exploiting Nature instead of affirming in 1982 World Charter of Nature that every form of life is u

66. Increasing the ecological footprint which has contributed to a socially inequitable and environme

67. Misconstruing the international version of the precautionary principle – The international versio

68. Ignoring the scientific evidence about the contribution of salmon aquaculture to causing disease

69. Failing to outlaw SLAPP suits, which are outlawed in Nova Scotia, across the country

70. Revising reverse onus strategy which places the onus not on the proponent of an intervention to

71. Causing Natechs- natural disasters through technology or technological disasters caused by nat

72. Discounting the precautionary principle, and producing and distributing genetically engineered f

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

73. Exempting, under the Stockholm Convention, certain persistent Organic Pollutants (POPs) which

75. Permitting the use of Neonicotinoid pesticide which has been associated with the killing of bees

77. Causing environmental devastation and then relying on restorative or clean-up technologies to re

78. Engaging in unsustainable forest management, converting of forests into agricultural land and e

79. Tolerating the engaging in the land grab for biofuel, by developed states, in developing states

80. Causing land degradation, soil erosion, salinization, water logging, and soil pollution, which all c

81. Substituting proposals of adaption to or offsetting of climate change rather than seriously address

82. Condoning the violation of the 92 call to action in the Truth and Reconciliation Commission: Busi

83. Failing to call upon the corporate sector in Canada to adopt the United Nations Declaration on the

Indigenous peoples and their lands and resources. This would include, but not be limited to, the follo

84. Undermining of the divestment fossil fuels, especially those from the unconventional sources s

85. Promoting false "solutions" to climate change such as biofuels, large hydro projects, and nuclea

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

86 Supporting a market based proposal of the so-called ``Green Economy`` that commodifies nature

87. Disregarding the failure of the Intergovernmental Panel on Climate Change to investigate and es

88. Supporting at COP15, the practice of member states relying not on the emerging scientific data,

89. Failing at COP 21 to respect the original baseline of 1990 and target of 2020

90. Disregarding the climate injustice of using the atmospheric space of developing countries, and r

91. Misappropriating agricultural land for the growing of biofuel and contributing to food insecurity, a

92. Condoning the practice, by the International Atomic Energy Agency (IAEA), of violating the prin

93. Justifying the use of civil nuclear energy, and accepting nuclear energy as the solution to climate

94. Relocating and transferring to other States any activities and substances that cause severe env

95. Showing defiance of principle 7 of the 1992 Rio Declaration which was adopted by all states at t

96. Causing environmentally induced diseases, refusing to address the social determinant of healt

97 Supporting the lack of commitment to ensure, as agreed in Habitat II, that Corporations, including

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

98. Tolerating the notion of 'prior consent' to persuade the poor, disadvantaged and vulnerable countries

99. Promoting the ruse of using extra-territorialism. -what right do we have to impose our higher standards

100. Condoning Pharmaceutical collusion between university and Pharmaceutical corporations, and

101. Disregarding the practice of the Pharmaceutical and PR industry creating new health problems

102. Condoning the patenting of genes under the WTO TRIPS provision 103.Tolerating Pharmaceutical

### □ III –FAILING TO PROMOTE FAIR TRADE RATHER THAN FREE TRADE

There needs to be a new vision beginning now in 2016, to embark on the transition from 'Free' 'trade'

106.Engaging in Exploitative Trade and the undermining, by International Trade agreements, such

107. Opposing the dismantling or abrogating of trade institutions and agreements, such as WTO and

108. Tolerating all proposals which will result, through the practice of harmonization of standards and

109. Condoning the practice of "testing once. That if the private sector has already tested the substance

110. Supporting the IMF Structural Adjustment Program which has led to the violation of human rights

**IV – FAILING TO PROMOTE SOCIALLY EQUITABLE AND ENVIRONMENTAL**

There needs to be a new vision beginning now in 2016, to embark on transition to socially equitable

111. Promulgating Corporatism and questionable Financial Institutions

112. Condoning the privatization, including Public Private Partnerships, of public services such as w

113. Promoting corporate funding of education, including the corporate direction of research, and op

114. Opposing the international commitment made to ensure that corporations, including transnation

115. Promoting the subsidizing and investing, of public funds, including pension funds, in corporatio

116. Opposing the revocation of charters of corporations, including transnational corporations, which

117. Opposing the phase-out of sunset industries-ones that are harmful to human health and the en

118. Engaging in the egregious practice of derivatives and other banking schemes, and supporting

119. Condoning the bail-out of corporations and banks under the guise of their being "too big to fail"

120. Supporting the centralization of banks and the egregious funny money banking systems and p

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Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

121. Disregarding the shifting, by corporations, of their addresses offshore to lower their taxes, and

### V – FAILING TO PROMOTE AND FULLY GUARANTEE RESPECT FOR HUMAN RIGHTS INCLUDING

There needs to be a new vision beginning in 2016 to implement fully the following human rights in

And to avoid the following threats to common security:

122. Promulgating social injustice, human rights violations, and poverty

123. Disregarding the widening gap between the developed and the developing countries and oppo

124. Refusing to cancel Third World debt and to implement the longstanding international commitm

125. Condoning the practice of sending arms as ODA and tying in the extension of active assistance

126. Tolerating the discrimination on the following grounds: - race, tribe, or culture; - colour, ethnicit

127. Condoning the violation of human rights including labour rights, civil and political rights, social a

128. Denying the labour right to strike, and the right to have collective bargaining, and many other l

129. Opposing of the requirement of equal pay for work of equal value as guaranteed in the legally l

## Common Security Act to replace C-51, which should be repealed

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

130. Condoning the redefinition of what constitutes torture in contravention of the Convention against

Inhumane or Degrading Treatment or Punishment,

131. Condoning use. by allies, of the practice of rendition of citizens and failing to abide by the Geneva

132. Condoning the use, by allies, cruel and inhumane punishment such as capital punishment, which

133. Condoning discrimination against immigrants, and refugees and against Migrant Workers and their

134. Condoning the no-fly`` list, and no-cross boarder lists.

135. Condoning Strategic Law suits Against Public Participation ("SLAPP) suits" against public parti

136. Condoning targeting, intimidating and discriminating against activists on the grounds of political

137. Tolerating, by allies. of religious extremism and proselytization including the spread of Evange

138. Condoning the practice of ending speeches with the invocation of God bless a country

## VI –FAILING TO SIGN AND RATIFY INTERNATIONAL CONVENTIONS. COVENANTS AND TREATIES

There needs to be a new vision beginning in 2016 to ensure that Canada promotes Common security

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

Canada will not normally become a party to an international agreement which requires implementing

The full context of this statement comes from the 1982 "Canadian Reply to Questionnaire on Parlia

Many international agreements require legislation to make them effective in Canadian domestic law

And to avoid the following threats to common security:

139. Defying international law.

140. Being defiant of the Geneva Conventions on the treatment of civilians, and of international hum

145. Refusing to respect the jurisdiction of the international Court of Justice and seeking revenge th

146. Condoning the reluctance to do the following:

(i) to ratify the Convention on the rights of migrant Workers and their families (ii). to enshrine the rig

## E. NEED TO CONSIDER WHAT CONTRIBUTES TO REAL TERRORISM



## Common Security Act to replace C-51, which should be repealed

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

### □ II. UNITED NATIONS PASSED A RESOLUTION ON TERRORISM THAT STRESSES THAT MEASURES

United Nations a/res/69/127 General Assembly distr.: general 18 December 2014 sixty-ninth session

Resolution adopted by the General Assembly on 10 December 2014 [on the report of the Sixth Committee]

Measures to eliminate international terrorism The General Assembly, Guided by the purposes and principles of the Charter of the United Nations,

Affirming that States must ensure that any measure taken to combat terrorism complies with all their obligations under international law,

The legally binding International Covenant on Civil and Political Rights is one instrument which has been widely ratified and which contains provisions relating to the rights of the individual,

Recalling Security Council resolution 1624 (2005) of 14 September 2005, and bearing in mind that States have the primary responsibility for the prevention, investigation, prosecution and punishment of terrorism,

5. Reiterates its call upon all States to adopt further measures in accordance with the Charter of the United Nations and the relevant resolutions of the Security Council and the General Assembly;

## Common Security Act to replace C-51, which should be repealed

Written by Joan Russow

Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

13. Reaffirms that international cooperation as well as actions by States to combat terrorism should

Sixty-ninth session Agenda item 107 14-66984 (E) \*1466984 Resolution adopted by the General As

### III CHANGES TO THE CRIMINAL CODE DEFINITION OF TERRORISM TO IMPLEMENT C-51

#### “terrorist Propaganda”

In order to restrict the Criminal Code terrorist organizations to spread terrorist propaganda in Canada of t

Such materials would include any materials that promote or encourage acts of terrorism against Can

In the Green Paper there is a recognition that defining “terrorist propaganda” more clearly must be

#### REFERENCES TO INTERNATIONAL LAW IN c51

In the revision of the Criminal Code, FOR c51, there were a number of references to international la

#### CRIMINAL CODE

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

83.221 (1) Every person who, by communicating statements, knowingly advocates or promotes the

## TERRORISM

## CRIMINAL CODE

· “terrorist activity” means

o ( a ) an act or omission that is committed in or outside Canada

§ (i) the offences referred to in section 7(1) of the ~~Convention for the Suppression of Unlawful Acts Against the Safety of Civil Aviation~~, 1970,

§ (ii) the offences referred to in section 7(2) of the ~~Convention for the Suppression of Unlawful Acts Against the Safety of Civil Aviation~~, 1970,

§ (iii) the offences referred to in section 7(3) of the ~~Convention for the Suppression of Unlawful Acts Against the Safety of Civil Aviation~~, 1970,

§ (iv) the offences referred to in section 7(4) of the ~~Convention for the Suppression of Unlawful Acts Against the Safety of Civil Aviation~~, 1970,

# Common Security Act to replace C-51, which should be repealed

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---

§ (v) the offences referred to in subsection 7(2.21) that implement the Convention on the Physical Protection of Nuclear Material

§ (vi) the offences referred to in subsection 7(2.22) that implement the Convention on the Suppression of Unlawful Acts of Violence Against Airports Serving International Air Transport

§ (vii) the offences referred to in subsection 7(2.23) that implement the Convention on the Suppression of Unlawful Acts of Violence Against Airports Serving International Air Transport

§ (viii) the offences referred to in subsection 7(2.1) or (2.2) that implement the Protocol for the Suppression of Unlawful Acts of Violence Against Airports Serving International Air Transport

§ (ix) the offences referred to in subsection 7(2.24) that implement the Convention on the Suppression of Unlawful Acts of Violence Against Airports Serving International Air Transport

§ (x) the offences referred to in subsection 7(2.25) that implement the Convention on the Suppression of Unlawful Acts of Violence Against Airports Serving International Air Transport

o ( b ) an act or omission, in or outside Canada,

§ (i) that is committed:

§ (A) in whole or in part for a political, religious or ideological purpose, objective or cause, and

§ (B) in whole or in part with the intention of intimidating the public, or a segment of the public, with

§ (ii) that intentionally

§ (A) causes death or serious bodily harm to a person by the use of violence,

## Common Security Act to replace C-51, which should be repealed

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

§ (B) endangers a person's life,

§ (C) causes a serious risk to the health or safety of the public or any segment of the public,

§ (D) causes substantial property damage, whether to public or private property, if causing such da

§ (E) causes serious interference with or serious disruption of an essential service, facility or system

and includes a conspiracy, attempt or threat to commit any such act or omission, or being an access

MILITARY TERRORISM WHICH CONTRAVENES THE CHARTER IS EXEMPT

IV MISCONSTRUING ARTICLE 51- SELF DEFENCE OF THE CHARTER OF THE UNITED NATION

The preconditions for anticipatory self-defence are, "necessity," "proportionality," and "immediacy

There is an inexorable link among security, threats and terrorism

The Harper government and now the Liberal government with the current actions to continue the int

## Common Security Act to replace C-51, which should be repealed

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

---

This conflation has contributed to the Harper government misconstruing both Article 51 of the UN C

NATO states have been complicit or responsible for using the following pretexts for aggressive inter

### V.STATE CONTRIBUTION TO TERRORISM; AGGRESSION INTO ANOTHER STATE AS A CAUSE C

Kofi Annan, the former UN Secretary General, said the US-led invasion of Iraq was a mistake and

His comment builds on the statement made by [redacted] at the Nuremberg Trial:

"In the Nuremberg trials [redacted] there was a reference to [redacted] the "supreme international crime" - the crime

If certain acts in violation of treaties are crimes, they are crimes whether the United States does t

Read more at [redacted] [http://www.liveleak.com/view?i=345\\_1315751483#by7PvtecKDMY](http://www.liveleak.com/view?i=345_1315751483#by7PvtecKDMY)  
[eSEE.99](#)

If we adopt the princip [6] of [China's 2012 Anti-Terrorism and Just Response Law](#), it is right (or wr

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Tuesday, 06 December 2016 15:06 - Last Updated Thursday, 15 December 2016 20:44

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BY ENGAGING IN CRIMINAL ACTS TO SUPPORT OR BOMBING THE CHINA SYDNEY COURTS FOR SH

CONCLUSION; RESPONSES TO QUESTIONS IN THE GREEN PAPER

QUESTIONS

1.□□□□

WHAT STEPS SHOULD THE GOVERNMENT TAKE TO STRENGTHEN THE

The government needs to redefine what constitutes Security, Threats to Security and Terrorism, pro

Toleration of other cultures and appreciation of cultural diversity should be continued and strengthened

There should be no discrimination on the grounds of ``political and other opinion``-; this ground is no

1. Each State Party to the present Covenant undertakes to respect and to ensure to all individuals

Other status`` has been used internationally to include other forms of discrimination not listed above

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In addition, it is important that those who are discriminated on the grounds of political and other opi

- Subject to the provisions of Article 1, individuals whose claim that any of their rights enumerated in

There must be a clear distinction between a threat to the security of Canada and the threat to the go

There is a moral imperative to not confuse threats to security or terrorism with advocacy, dissent an

There is a moral imperative to not confuse threats to security or terrorism with advocacy, dissent an

Or against Canada [for failing to lobby the UN to ban the Security Council and the UN Sec

Kofi Annan surmised that the invasion of Iraq in 2003 contributed to the formation of ISIS in the Mid

] All of the states and global protesters who were against the aggressive invasion of Iraq were not th

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Similarly, the states, along with the global protesters who opposed the invasion of Kosovo were not

Threats to security are not those who protest against the violation of human rights, including labour

Threats to security are not those who lobby for the inclusion of "the right to a healthy environment"

In addition, advocates who condemn Canada for being the greatest per capita contributor to greenh

A substantial commitment would have been time lines and targets in line with existing and emerging

Promoters, such as the fossil fuel industries and state enablers of the fossil fuel industries are the re

Stabilization of greenhouse gas concentrations in the atmosphere at a level that would prevent dang

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And their actions could be deemed to result in a form of terrorism- the collapse of the ecosystem up

## 2. PREVENTING RADICALIZATION TO VIOLENCE HELPS KEEP OUR COMMUNITIES SAFE. ARE

Terrorism, particularly state terrorism, breeds terrorism; Violence, especially, state violence, begets

There must be education for law enforcement agents and members of the security establishment to

Also.it is necessary to enshrine in the Charter of Rights and Freedoms the prevention of discriminat

There should be no discrimination on the ground of political and other opinion-; this ground is not in

1. Each State Party to the present Covenant undertakes to respect and to ensure to all individuals

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The following current definition of threat to security in C51 must be abandoned;

“activity that undermines [the security of Canada](#) [or](#) [any of the following activities](#), if it undermines t

(a) interference with the capability of the Government of Canada in relation to INTELLIGENCE, DI

(b) CHANGING OR UNDULY INFLUENCING A GOVERNMENT IN CANADA by force or unlawful

(c) espionage, sabotage or covert foreign-influenced activities;

(d) TERRORISM;

(e) PROLIFERATION OF NUCLEAR, CHEMICAL, RADIOLOGICAL OR BIOLOGICAL WEAPONS;

(f) interference with critical infrastructure;

(g) interference with the GLOBAL INFORMATION INFRASTRUCTURE, as defined in section 273.6

global information infrastructure includes electromagnetic emissions, communications systems, info

(h) an activity that causes serious harm to a person or their property because of that person’s assoc

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(i) an activity that takes place in Canada and undermines the security of another state.

For greater certainty, it does not include advocacy, protest, dissent and artistic expression. (Lawful I

The above definition of threat to security perpetuates the concern expressed by SIRC

“The intelligence community appears to be inept at assessing what constitutes real national and int

In assessing the distinction between those who have a disagreement with politics and those who ar

The fabric of civil liberties of Canadians has definitely been threatened through the designation of ci

3. IN AN ERA IN WHICH THE TERRORIST THREAT IS EVOLVING, DOES THE GOVERNMENT H

The best way to protect Canadians from terrorism is for Canada to end aggressive military intervent

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### NATO SAYS THAT:

- 1) NUCLEAR WEAPONS MUST BE MAINTAINED INDEFINITELY. CANADA AS AN ALLY OF NATO SAYS NO!
- 2) WE WILL IMPROVE THEIR USE AND ACCURACY (MODERNIZE THEM). CANADA ACQUIESCES.
- 3) WE CAN USE THEM FIRST. CANADA ACCEPTS, THOUGH WITHOUT ENTHUSIASM. NO! SAYS THE NPT (IMPLICITLY)
- 4) WE CAN TARGET NON-NUCLEAR WEAPON STATES. CANADA ACQUIESCES. NO! SAYS THE NPT (IMPLICITLY)
- 5) WE CAN THREATEN TO USE THEM. CANADA ACCEPTS. NO! SAYS THE NPT (IMPLICITLY)
- 6) WE CAN KEEP THEM IN EUROPE AS THEY ARE NOW DOING. CANADA ACCEPTS. NO! SAYS THE NPT (IMPLICITLY)
- 7) WE CAN LAUNCH SOME ON 15 MINUTES WARNING. CANADA ACQUIESCES. NO! SAYS THE NPT (IMPLICITLY)
- 8) WE SAY "THEY ARE ESSENTIAL FOR PEACE". CANADA ACCEPTS. NO! SAYS THE NPT (IMPLICITLY)

Canada must endorse ~~the Montreal Declaration on the Elimination of the Possession of Nuclear Weapons~~

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Canada should also withdraw from NATO because of the years of NATO's being either complicit or

"human security" (Iraq 1991), "Humanitarian intervention" (Kosovo, 1999), "self-defence" (Afghanistan)

Canada, however, should not only withdraw from NATO but also support the call for the dissolution

True security does not arise through NATO, expansion [which reneged on the commitment not to

Unfortunately, Canada is contributing to terrorism by

destabilizing other nations, such as Iraq, through Canada's supporting and participating in NATO

In addition, Canada's sending troops to Latvia, as requested by NATO, is contributing to NATO

Canada's ending of the bombing in the Middle East was an important move towards preventing terrorism