

REALity

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TRINITY WESTERN UNIVERSITY AND THE SUPREME COURT OF CANADA

In 2012 Trinity Western University (TWU), a Christian university in Langley, British Columbia, announced its plan to open a law school. The Law Societies of British Columbia, Ontario and Nova Scotia, objected to Trinity University's Law School because it required its students to sign a Covenant that, among other matters, restricts sexual relations to those between a man and woman within a lawful marriage. Signing such a Covenant, these Law Societies claimed, would make prospective law students unsuitable for the practice of law because the Covenant was discriminatory against the LGBTQ community. The Law Societies of the other provinces and territories had no objection to the Covenant.

The Courts of Appeal of both British Columbia and Nova Scotia overturned the decision of their provincial Law Societies to oppose the Christian law school, but the Court of Appeal of Ontario upheld the decision of the Ontario Law Society to reject the law school. This matter was then appealed to the Supreme Court of Canada.

This case pitched the right to freedom of religion of a Christian university whose right is written into S.2 of the Charter of Rights, against the rights of LGBTQ community whose rights were read into the Charter by the Supreme Court in 1995.

The Supreme Court of Canada in its current decision, threw all circumspection and objectivity aside, and concluded in a 7-2 decision that tolerance of LGBTQ was required by TWU, but the LGBTQ community did not have to tolerate Christians' constitutional rights, which could be overridden. In short, there was no balancing of religious rights. The court determined that LGBTQ's rights were paramount, based on the remarkably flimsy and unsubstantiated notion that the undefined, vague, and uncertain concepts of Charter "values" and "public interest" required the infringement of religious rights which the statutory administrative body (the Law Society) had properly applied and which was reasonable and proportionate.

In effect, the Supreme Court decided that statutory administrative bodies (such as Law Societies, Human Rights Tribunals and Licensing Commissions, etc.) can control the door to the public square, requiring religious organizations to operate behind the closed doors of their churches, synagogues, temples and mosques. Their beliefs could be found to be against the public interest and Charter values.

FAR REACHING IMPLICATIONS

This decision has far reaching implications for faith-based institutions in Canada and their participation in society. From now on, statutory administrative bodies are entitled to infringe on religious entities and their rights and freedoms by restricting their behaviour. Because of this decision, there is little space left in our political culture for religious institutions to fully and equally participate in the public square since their beliefs and moral values whether at work, in education or in politics, are now subject to determinations by administrative bodies. This decision will lead to serious consequences in the future for religious groups in education and in regard to institutions, e.g. Catholic hospitals and other faith-based endeavours.

The court in this case, claimed that the law societies' decision opposing the proposed law school was a "reasoned and proportionate balancing" of rights because it prevented the risk of significant harm to the LGBTQ community. It argued that the TWU's Covenant caused harm to the LGBTQ community because it was degrading and disrespectful to their sexual identity. This decision ignores the fact that there are 16 law schools in Canada with over 2400 spaces available, and no one is "forced" to attend the proposed TWU law school. This decision by the Supreme Court also denies pluralism and diversity which is supposed to be the bedrock of our society. The court erroneously claimed that the decision would have only a minor effect on TWU, and would not seriously limit religious freedoms. This is doubtful, indeed.

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DISSENTING OPINION OF THE COURT

The two dissenting judges in this case, Mr. Justice Russell Brown and Madam Justice Suzanne Coté, pointed out that the purpose of a law society was only to ensure that law graduates were fit to become members of the legal profession i.e. meet the standards of competence and ethical conduct. There were no such concerns present, however, about the fitness of prospective TWU law graduates. The latter were considered unacceptable because of the Covenant. The dissenting judges pointed out that “Tolerance and accommodation of difference serves a public interest and fosters pluralism” and that “In our view, and for several reasons, resorting to Charter values as a counterweight to constitutionalized and judicially defined Charter rights, is a highly questionable practice”.

JUDGES DECIDING PUBLIC POLICY

This decision has removed any doubt that the public can no longer have confidence in the impartiality and objectivity of the Supreme Court of Canada. The court is not impartial, but arrives at decisions based, not on law or precedent, but on the personal perspectives of the judges. Former Chief Justice Beverley McLachlin admitted as such in the National Post (May 23, 2015) when she stated:

My job is simply to listen to what the parties have to say... to think about what's best for Canadian society on this particular problem that's before us, and give it my best judgment after listening to also, my eight other colleagues...

This raises the question, under what authority do the nine appointed and unaccountable judges, have the jurisdiction to determine “what’s best for Canadian society”? It is the responsibility of Parliament to do so. The Supreme Court of Canada in the TWU decision as well as other previous decisions has usurped this role of Parliament.

The Supreme Court of Canada has reached the apex of its power. It has done so by using the Charter as a tool to manipulate decisions to broaden its jurisdiction until it has now become the final absolute authority in Canada. This has excluded the public from the decision making process. This is not acceptable in a democratic nation.

One of the consequences of the TWU decision is that it has clarified the crisis that exists in regard to the role of the courts under the Charter of Rights.

THE NOTWITHSTANDING CLAUSE

The Notwithstanding Clause (S.33 of the Charter) permits Parliament or the provincial legislatures to overturn or allow a law to continue to operate, notwithstanding a court ruling to the contrary. This provision, however, does not apply in the TWU case as there was no “law” overturned by the Supreme Court. The decision was merely an interpretation of rights under the Charter.

Further, there is a flaw in the Notwithstanding Clause in that a Prime Minister, such as Justin Trudeau, who has placed homosexuals under his special patronage protection would,

with his majority of seats, not apply the Notwithstanding Clause, even if that provision in the Charter were applicable.

CRISIS CREATED BY CHARTER INTERPRETATION

It is apparent, beyond a shadow of a doubt, that the Supreme Court of Canada no longer interprets and applies the law objectively and even-handedly, but believes its role is to be a social engineer or to change society according to the personal beliefs of the judges, in the best interests of society. Available documents released on the Charter, reveal that Parliament never intended the courts to usurp the role of Parliament, which is now taking place. This has created a crisis. It is necessary that restraints be placed on the judges to restrict their autocratic abuse of power. It is a certainty that the judges themselves will not willingly restrain from exercising this power.

The time has come to consider an amendment to the Charter to restrain the courts, and to restore a deference to Parliament which represents the public’s perspective. This will not be easy to achieve as Trudeau Senior, the creator of the Charter, has ensured that amendments to the Charter will not be readily achievable.

Part V, S.28 of the Charter provides that an amendment to the Charter can occur if authorized by

- 1) The Senate and House of Commons; and
- 2) 2/3 of the provinces that have in the aggregate of at least 50% of the population.

It will be a long journey to accomplish this, but we must start somewhere. We cannot allow ourselves to be subjected to the tyranny of the appointed judges any longer. This is especially the case when we know that religious based organizations have now been placed in jeopardy by the TWU decision. †

MESSAGE BOARD

Action Item: As noted in this issue’s article, “Legalizing Surrogacy in Canada”, please write to the federal Minister of Health and to your MP, regarding the proposed Bill C404 which would legalize surrogacy in Canada. Feel free to use any of the information in [this article](#) to oppose this Bill. We also refer you to a [resolution](#) passed by REAL Women at our 2017 Annual General Meeting,

Action Item: Please sign MP Brad Trost’s important [petition](#) concerning Abortion. The link is at the end of this issue.

Donations much needed: We are ever so grateful to all our grassroots supporters who keep REAL Women in operation from day to day. Rent, insurance, office expenses and staffing costs take a huge chunk out of our limited resources. The summer months tend to be lean ones for donations, although our expenses never take vacations. Please try to send us a little extra “something” this summer.

Contact Information: Please remember to keep our [Ottawa office](#) up to date with your current contact information. We often get “Undeliverable” messages from e-mails sent out or from hard copy mailings which are returned to our head office.

LEGALIZING SURROGACY IN CANADA

In 1990, a Royal Commission on new Medical Technologies was established. After spending \$28 million, the Commission tabled its 1,271 page, two volume report in November, 1993. Among its many recommendations, the Royal Commission recommended that no financial payments be made for sperm and egg donations and that commercial surrogacy (the carrying of a child for another person with the intention of surrendering the child at birth to that person) be prohibited. Voluntary surrogacy for benevolent reasons, however, was permitted. The Royal Commission did recommend that receipted expenses incurred by the surrogate carrying the pregnancy be allowed. The reason given for the prohibition against commercial surrogacy and the sale of sperm and eggs was to prevent, in effect, the sale of human life, which was contrary to the public interest. Based on the recommendations of the Royal Commission, the *Assisted Human Reproduction Act* was passed in 2004. This Act specifically prohibited the sale of eggs and sperm and commercial surrogacy.

In 2010, part of this *Assisted Human Reproduction Act* was struck down by the Supreme Court of Canada in a legal challenge brought by the province of Quebec. It argued that parts of the Act were unconstitutional because reproduction was a provincial health matter rather than a federal matter. The Supreme Court agreed with much of Quebec's arguments but remained firm that the federal government had jurisdiction over the sale of eggs and sperm and could prohibit commercial surrogacy.

AMENDMENTS TO THE ACT PROPOSED BY LIBERAL MP ANTHONY HOUSEFATHER

On May 28, 2018, Liberal MP, Anthony Housefather (Mount Royal, Quebec), in a private member's Bill, C-404, proposed amendments to the *Reproduction Act* to permit payment for the sale of eggs and sperm, and to permit legal commercial surrogacy.

If Bill C-404 is passed, it will result in women being degraded and exploited, especially underprivileged women in need of money, who will become a "breeder class". The wealthy can buy, but the poor can only sell their reproductive capacity by renting their wombs. The medical care of such women is not subject to usual oversight, and medically adverse health effects are frequently overlooked. Further, by this process, the child becomes commodified when it is purchased for a price, and the child/parent relationship is corrupted by this commercial process of giving birth to a child but surrendering the child to others for a price.

Surrogacy is the manufacturing of babies for adults and makes babies commercially viable products - in effect, chattel. These children also become the centre of a largely unregulated fertility industry that generates billions of dollars carrying out these procedures. The profit driven fertility centres also frequently obtain a number of extra embryos that are required for implantation in order to ensure a "perfect" embryo, i.e. one that has no abnormalities. If there

are any, the embryo is destroyed. Also, some of the unused embryos are frozen, which leads to frequent breakage or failure to divide after thawing, which causes the death of such embryos. That is, embryos become an easily disposable product, without respect for their innate dignity as human life. They are treated only as useful, saleable products.

In Canada, sperm donors are limited to screening for infectious diseases and insuring safety. Moreover, sperm donors all too frequently are not truthful about their health status or other background characteristics, such as education, drug abuse, criminal history, infectious diseases, etc. Fear of losing the payment will only serve as an incentive to "shade" the truth.

In 2015 the European Parliament invoked a ban against surrogacy because surrogacy is "exploitation of the female body and reproductive organs". In October, 2016 the 47 member Parliamentary Assembly of the Council of Europe (PACE) rejected (for the third time) legalizing surrogacy throughout Europe. 110,000 citizens in Europe had signed a petition requesting that PACE condemn all forms of surrogacy as being against the best interests of children. Prohibition was a rational response to the intense problems of surrogacy.

MAINSTREAM MEDIA PUSH COMMERCIAL SURROGACY

The mainstream media frequently publish stories about ecstatic parents holding a child obtained through surrogacy. The media, however, keep the curtain drawn on the ugly truth about surrogacy and its commercialization. They hide not only the exploitation of vulnerable women, but also the awful situation of children born from these donated gametes. Such children are cut off from their biological families and their genetic origins. They call themselves "genetic orphans" as half of them is shrouded in mystery. The best interests of the child are certainly ignored by surrogacy, as the "best interests" of the parents is the only consideration.

We cannot allow the commercialization of reproduction, which is the objective of MP Housefather's Bill C-404. It must be stopped.

Please write to the Minister of Health and your MP objecting to this bill.

Please write to:

The Honourable Jane Philpott
Minister of Health
House of Commons
Ottawa, Ontario
Canada K1A 0A6
Tel: 613-992-3640
Fax: 613-992-3642
Email: Jane.Philpott@parl.gc.ca

Your MP

c/o House of Commons
Ottawa, ON K1A 0A6 †

FEMINISM, PRESIDENT TRUMP & THE G7 MEETING

Prime Minister Justin Trudeau was eagerly anticipating his golden opportunity to influence the G7 meeting in Quebec last June. He believed that his moment in the sun would be the international acknowledgment that he was the progressive leader of the western world.

In order to prepare for this illustrious moment, Trudeau set up an elaborate framework, inviting seventy feminists from around the world to a preliminary meeting. (The details of this meeting were discussed in the May issue of REALity.) Trudeau also established a Gender Equality Advisory Council of high flying, prominent feminists who were supposed to provide the G7 with a transformative agenda, in support of feminism. The Council's precise mandate was to advise the G7 Presidency with concrete actions on women's empowerment in all areas of the G7's work.

Feminists were ecstatic with Trudeau's initiative. They huddled together to draft a document entitled "Feminist Visions for the G7". A group of feminists from Canada, G7 countries and around the world drafted this document, which insisted that the G7 must take a feminist approach to all its decisions. This approach, they claimed, represented all women,

including those of colour, with disabilities, LGBTQ, etc., that is, recognizing the diversity of women. Curiously, the diversity of women did not include women who held a pro-life, pro-family understanding of issues. In short, the choice of a "feminist vision" agenda was highly discriminatory in that it only reflected the views of a special interest group of women.

The document included, of course, the customary list of feminist demands, such as abortion, gender analyses and also included climate change, based on the Paris Agreement commitment. It also demanded a complete transformation of the global economic system. No problem there. Finally, the document demanded money, money, money for feminist organizations to continue to promote this agenda.

None of the feminist demands reached fruition at the G7 meeting, as the latter turned out to be a debacle. The feminist agenda was stymied by U.S. President Trump, who refused to go along with this feminist babble. Not surprisingly, the U.S. tariffs on aluminum and steel, instead, caught the attention of the G7 members.

When the official communiqué of the conference was issued, no mention of the feminist agenda was included. In desperation to retrieve something from the mess, Canada's Minister of International Development and La Francophonie, Marie-Claude Bibeau, (who is infamous for previously proclaiming that abortion is a useful tool to relieve poverty) together with Katia Iverson, who is President of the organization, "Woman Deliver", which tried to raise money for abortions because of President Trump's Mexico City Policy which ended U.S. funding for overseas abortions, authored a paper which claimed Trudeau's Gender Equality Advisory Council was the major outcome of the G7 meeting. It was not even mentioned in the official G7 outcome document!

The only outcome of Trudeau's grand plan to infiltrate feminism into the G7 agenda was his announcement to throw more money to feminists. This time it was \$600 million for women's "education" abroad. Such an education (indoctrination) program will no doubt be seeped in abortion and feminist analyses.

The June G7 meeting in Quebec of the leading industrialist nations (if so, why is China excluded?) was an unmitigated disaster. As a result, there is reason to believe that the G7 will not be holding its annual meetings much longer. †



Toronto Sun, June 7, 2018, Editorial Cartoon

MAKING A GIFT UNDER YOUR WILL TO REAL WOMEN OF CANADA

Making a gift under your Will to REAL Women of Canada is a lasting gift, not just to REAL Women itself, but also to Canada as a whole. Canada needs strong families, especially now, when the fabric of society is being torn apart by materialism, selfish individualism, and disrespect for human life.

REAL Women's efforts on behalf of the traditional family have never wavered. Through turmoil and adversity, we have put forward our voice on behalf of the family in a clear and uncompromising manner. We can only continue this vital work for many generations to come with your help.

When preparing your Will, please consider assisting REAL Women by making a bequest to our organization so that we can continue with our crucial work. †

REAL WOMEN OF CANADA AGM SPEAKER: BRAD TROST

On May 26, 2018, at REAL Women's Annual General Meeting, we were honoured to have as our speaker the Honourable Brad Trost, the Conservative MP for Saskatoon-University. His topic: "The truth is: politics and morality are inseparable."

Mr. Trost briefly outlined his family background. He grew up on a farm in Saskatchewan in a close-knit, Christian family and is now married to his wife, Gerelt, a native of Mongolia, whom he met when she was working for his campaign. They are the parents of two young children.

Ironically, while places like Russia and the country of Georgia were making efforts to return morality to the public square, Western politicians were moving in the opposite direction. We have all seen and even experienced the increasing disintegration of our communities as a result of the 60's sexual revolution, the most serious being the breakdown of the traditional family. Fatherlessness has proven to be a disaster for both our children and society as a whole. Western countries seem to be in the same position as the Communists and will need to start rebuilding, virtually from scratch.

In a society where both feelings and individual freedom

to do whatever one wants are paramount, this is going to be a very difficult task. Although Mr. Trost did not reference Justice Learned Hand, this quote seems apropos: "Liberty lives in the hearts of men and women; when it dies there, no constitution, no law, no court can save it; no constitution, no law, no court can even do much to help it." So, what is it that is needed to return morality to our political system? Ronald Reagan again: "Without God, there is no virtue." Without God, there is no objective truth, and democracy cannot and will not survive. Mr. Trost said that if we fail to heed these truths, "we are a nation that is gone".

That said, during the Q. and A. session, Mr. Trost had some good news about the initiatives of the Parliamentary pro-life caucus. He emphasized the importance of standing strong on the truth and not backing down: he referenced the English MP, Jacob Rees-Mogg. "Make your point and leave it to the voter to decide. People will follow a leader."

Mr. Trost ended by reminding us, "If you want pro-life politicians, you need to pray for and work for them". That is very good advice! †

REAL WOMEN OF CANADA 2018 RESOLUTIONS

DISCRIMINATION OF CHARITABLE DONATIONS UNDER THE INCOME TAX ACT

WHEREAS individuals may claim a tax credit for donations to a federal political party to a maximum credit of \$650¹; and

WHEREAS individuals may claim a tax credit for donations to a provincial political party with maximum tax credit ranging from \$500 to \$1330, depending on the province²; and

WHEREAS individuals donating to charities, such as churches may claim only a 15% tax credit on the first \$200, which is five times less than the 75% tax credit provided for donations made to political parties³; and

WHEREAS churches provide important benefits to society, such as schools and hospitals, foodbanks, treatment centres for addicts, shelters for the homeless, summer camps and daycare for the needy, among their many activities; and

WHEREAS the discrepancy in tax credits between donations made to political parties and to charities seems to indicate that political parties are more valued and of greater significance and importance in Canadian society than the work carried out by charities.

BE IT RESOLVED THAT the tax credits awarded for donations to genuine charities must be at least commensurate or equal to the tax credits provided for donations to political parties.

Endnotes

1. 75% tax credit for donations to a federal political party for the first \$400, plus 50% on donation from \$400 to \$750, and 33.33% on the amount from \$750 to \$1,275
2. 75% tax credit for donations to a provincial political party on the first \$100, \$200, \$400 or \$1000 donated depending on the province, plus 50% on the next portion— from \$100 to \$400 depending on the province, plus 33.33% on the remainder
3. 15% tax credit is provided on the first \$200, plus 29% tax credit for the amount over \$200. These percentages vary for first donors and for over \$200,000 earners

GOVERNMENT FUNDING MUST NOT BE DEPENDENT ON PERSONAL BELIEFS

WHEREAS in December 2017, the federal Liberal government introduced a policy that all groups seeking funding under the Canada Summer Jobs Program must attest that they support abortion and transgenderism, in accordance with the government's own policies on these issues; and

WHEREAS there is no legal right to abortion or transgenderism in the Charter of Rights; and

WHEREAS the Charter of Rights provides, in s.2, that everyone has the fundamental freedoms of conscience and religion; and freedom of thought, belief, opinion and expression; and

WHEREAS many faith-based groups whose charitable work provides help for the needy, including shelters for the homeless, foodbanks, homes for the aged, childcare centres and summer camps for deprived children, among their many activities; and

WHEREAS many faith-based groups have refused to sign the government required attestation under the Summer Jobs Program because it is contrary to their religious beliefs and principles; and

WHEREAS applications for grants by faith-based groups which have refused to sign the required attestation have been denied funding under the Summer Jobs Program.

BE IT RESOLVED THAT the Liberal government's policy requiring an attestation to agree to specific beliefs as a basis for funding, must be abolished. †

TRUDEAU'S EXTRAVAGANT TASTE

"It is obvious from [Trudeau's] spending habits that he has no understanding whatsoever of their lives. Instead, as a man with inherited wealth, he just goes on madly spending taxpayers' money, unconcerned about its effect on the middle class taxpayer and all others."

One of the reasons Justin Trudeau was elected Prime Minister was that he claimed he was deeply concerned about the financial problems of the "middle class". It is obvious from his spending habits that he has no understanding whatsoever of their lives. Instead, as a man with inherited wealth, he just goes on madly spending taxpayers' money, unconcerned about its effect on the middle class taxpayer and all others.

THE FIASCO VACATION IN INDIA

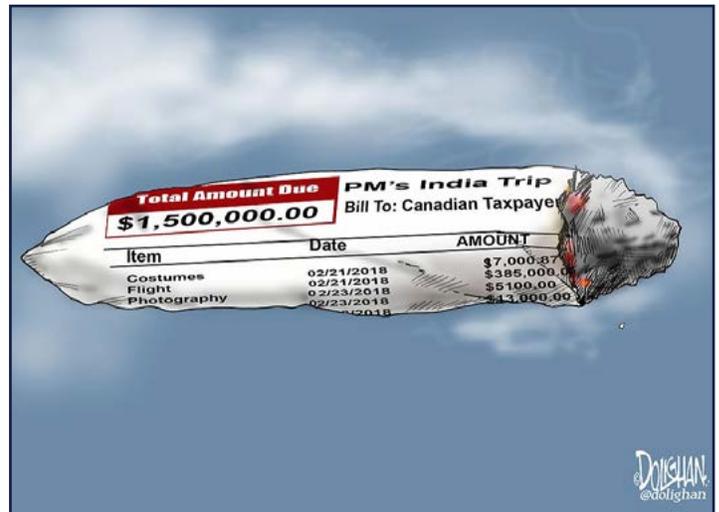
New documents released in June, 2018, indicate that Trudeau's self-indulgent vacation in India cost the taxpayers a minimum of \$1.5 million. These costs include - \$323,000 for hotel stays, \$485,070 to fly and staff the VIP Airbus for 43.7 hours over the nine-day trip, \$5,235 for cellphone fees, \$5,100 for Canadian wines for use at official events. Trudeau also paid \$7,000.87 for his and his family's costumes. Among his other expenses, Trudeau was apparently unable to find among India's 1.4 billion citizens, a proper cook for his meals while in India. Instead, he brought an Indo-Canadian Celebrity Chef, Vikram Vij, from Vancouver to New Delhi at a cost of \$17,000 in order to prepare a meal at the Canadian Em-

bassy and also for other occasions.

Additionally, taxpayers paid \$3,500 to buy and then leave behind in India, 21 Team Canada women's hockey jerseys, used in a ball hockey game between Trudeau's entourage and India's National Women's Ice Hockey Team. Great fun, no doubt.

Canadians complained in 2012 when MP Beverly Oda, Conservative Minister of International Co-operation paid \$16 for a glass of orange juice while attending an international conference in London, England. She was drummed out of Stephen Harper's cabinet, and resigned her seat because of this wild extravagance.

Have Canadians become so numbed by Trudeau's unrestrained extravagant ways that they no longer even notice them? †



Toronto Sun, June 24, 2018, Editorial Cartoon: Taxpayers' money up in smoke.

ALERT ABORTION IN CANADA

Canada has no law whatsoever on abortion.

Our country is a free-for-all nation which permits the abortion of any unborn child at the mother's discretion, for any reason.

Conservative MP Brad Trost (Saskatoon-University) has sponsored a petition to initiate a debate on abortion in the House of Commons by way of an all-party committee which would be required to draft such a bill. Consideration of this would be by a free vote in the House of Commons.

Opened for signature May 17, 2018 @ 4:27 p.m. (EDT)
Closed for signature September 14, 2018 @ 4:27 p.m. (EDT)

SIGN THE PETITION

Please sign the petition and share it with your friends and acquaintances.

Thank you.



SUPPORT REAL WOMEN OF CANADA PLEASE MAKE A CONTRIBUTION TO JOIN OUR WORK TO DEFEND & PROTECT LIFE & THE FAMILY

Membership **\$30/year** | Groups **\$50/year** | Donation _____
Contributions, unfortunately, are not tax deductible.

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Send online at www.realwomenofcanada.ca or by mail. Thank you.

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