

ADVICE FOR THE MINISTER

CSE – FOREIGN SURVEILLANCE

ISSUE: The decision taken by the Federal Court to allow the Canadian Security Establishment to implement intrusive investigative techniques and information collection on Canadian citizens travelling abroad broadens the powers of Canada's intelligence community considerably. How is this Government ensuring that the rights of Canadians are being protected?

- CSEC is mandated to provide technical and operational assistance to federal law enforcement and security agencies, including CSIS.
- In providing this assistance, CSEC is subject to any limitations imposed by law on the organization it is assisting. Any such assistance is also subject to review by the CSE Commissioner.
- All information under the warrant belongs to CSIS.

BACKGROUND: CSE – FOREIGN SURVEILLANCE

– On 7 Oct 09, the media reported on the release of Federal Court Justice Richard Mosely's ruling which explains his Jan 09 decision to allow CSE to assist CSIS in monitoring the activities of two Canadians travelling abroad.

Responsible Principal(s): CSEC

Contacts:

Ewa Petruczynik (D Parl A 2-3) 992-1022
7 October 09

ADVICE FOR THE MINISTER

CSE – FOREIGN SURVEILLANCE

ISSUE: The decision taken by the Federal Court to allow the Canadian Security Establishment to implement intrusive investigative techniques and information collection on Canadian citizens travelling abroad broadens the powers of Canada's intelligence community considerably. How is this Government ensuring that the rights of Canadians are being protected?

- CSEC is mandated to provide technical and operational assistance to federal law enforcement and security agencies, including CSIS.
- In providing this assistance under its assistance mandate, CSEC is subject to any limitations imposed by law on the organization it is assisting. Any such assistance is also subject to review by the CSE Commissioner, its review body.
- All information obtained under the warrant belongs to CSIS.

s.15(1)

BACKGROUND: CSE – FOREIGN SURVEILLANCE

– On 7 Oct 09, the media reported on the release of Federal Court Justice Richard Mosely's ruling which explains his Jan 09 decision to allow CSE to assist CSIS in monitoring the activities of two Canadians travelling abroad.

Responsible Principal(s): CSEC

Contacts:

Ewa Petruczynik (D Parl A 2-3) 992-1022
8 October 09