



National Defence

Défense nationale

National Defence Headquarters
Ottawa, Ontario
K1A 0K2

A-2013-00006

APR 30 2013

Mr. Francois Lareau
55-890 Cahill Dr. W.
Ottawa, Ontario
K1V 9A4

Dear Mr. Lareau:

This is in response to your request submitted under the *Access to Information Act*, for:

Inventory List 2013/5 created by Director History and Heritage for records being held by DND concerning the Second Independent Review Authority in December 2011 that was conducted by Justice Lesage on the review of the National Defence Act.

Enclosed please find all requested records that could be located using the Department's best efforts, within the constraints of the *Act*. You will note that no severances have been applied to these documents.

Please be advised that you are entitled to file a complaint with the Office of the Information Commissioner concerning the processing of your request within sixty days of the receipt of this notice. In the event you decide to avail yourself of this right, your notice of complaint should be addressed to:

Office of the Information Commissioner
Tower B, Place de Ville
112 Kent Street, 22nd Floor
Ottawa, Ontario
K1A 1H3

We also wish to advise you that the Department of National Defence (DND) complies with the Treasury Board Secretariat Guide for Posting Summaries of Completed Access to Information Requests. Summaries of DND requests can be found on our website www.forces.gc.ca under the tab "Completed Access to Information Request".

Should you require clarification or assistance regarding your request, please contact Roxanne La Brèche of my staff at (613) 992-3759, by e-mail at roxanne.labreche@forces.gc.ca or use our toll free number 1-888-272-8207.

Yours truly,

SIGNATURE BLOCKED
PRIVACY

Julie Jansen
Director
Access to Information and Privacy

Enclosures: 12 pages

Canada

Inventory for 2013/5

Box	File	Subject	Dates
		Folder - Dept. of National Defence. Independent review of the National Defence Act	
1	1	Meetings [File Empty]	
1	2	Base Visits - Itinerary Programs for visits No. to No. 6, information sheets, list of visits, information sheets on bases and commanders and other documents	2006, 2011
1	3	Canadian Forces Drug Policies Instructions re CF Applicant pre-enrolment drug use policy, Queen's regulations, program manual and DAOD (Defence Administrative Orders and Directives)	2008, 2011
1	4	Pay of Officers and NCM's CF Administrative Orders	2009
1	5	Material from Valcartier Pamphlets re deployment, passports and family care	n.d., 1010-2011
		Folder - Lamer Report and Annexes	
1	6	The First Independent review by the Right Honourable Antonio Lamer P.C., C.C., C.D. of the provisions and operation of Bill C-25, An Act to amend the National Defence act and to make consequential amendments to other Acts, as required under section 96 of Statutes of Canada 1998, C.35	2003
1	7	Annexes to Lamer Report	2003
1	8	Lamer Recommendations List of Lamer Report recommendations with position, status, references and notes	n.d.
		Folder [No Title]	
1	9	DND Review - Correspondence	2011
1	10	Terms of Reference	2011
1	11	National Defence Act Statutes of Canada 1998 Chapter 35 and Consolidation National Defence Act Chapter N-5	2010-2011
		Material in Binders	
2	1-2	Queen's Regulations and Orders - Administration Removed from binder and placed in 2 file folders	2010
2	3-4	Queen's Regulations and Orders - Disciplinary Removed from binder and placed in 2 file folders	2010
2	5-6	Second Independent review of the Provisions and Operation of the Statutes of Canada 1998, C.35 - Documentation Removed from binder and placed in 2 file folders	1997-2008
2	7-8	Second Independent review of the Provisions and Operation of the Statutes of Canada 1998, C.35 - Documentation Removed from binder and placed in 2 file folders	1997-2008
2	9-10	Summary Trial Working Group Report Volume I	2 Mar 1994

Box	File	Subject	Dates
		Removed from binder and placed in 2 file folders	
2	11	Summary Trial Working Group Report Volume II	2 Mar 1994
3	1	Removed from binder and placed in 2 file folders	
3	2-4	Briefing for Independent Review Authority Military Justice System Removed from binder and placed in 3 file folders	Apr 2011
3	5	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces: a review from 1 September 1999 to 31 March 2000	2000
		Annual reports – Published material	
3	6	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces: a review from 1 April 2000 to 31 March 2001	2001
3	7	A review from 1 April 2001 to 31 March 2002 Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces	2002
3	8	A review from 1 April 2002 to 31 March 2003 Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces	2003
3	9	A review from 1 April 2003 to 31 March 2004 Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces	2004
3	10	A review from 1 April 2004 to 31 March 2005 Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces	2005
3	11	A review from 1 April 2005 to 31 March 2006 Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces	2006
4	1	A review from 1 April 2006 to 31 March 2007 Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces	2007
4	2	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces A Review from 1 April 2007 to 31 March 2008	2008
4	3	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces A review from 1 April 2008 to 31 March 2009	2009
4	4	Controlling Misconduct in the Military: a study prepared for the Commission of Inquiry into the Deployment of Canadian Forces to Somalia by Martin L. Friedland	1995
4	5	Folder – Military Justice at the Summary Trial Level Canadian Defence Academy (Version 2.2)	12 Jan 2011
		Material in binders	
4	6	Briefing Binder for the Honourable Patrick J. LeSage Director General Canadian Forces Grievance Authority (DGCFGA) Removed from binder and placed in 1 file folder	2005-2011
4	7-8	The Five-Year Review of Bill C-25 and Review of Bill C-60	2011

Box	File	Subject	Dates
		"Military Police - Overview Document (Amended copy) - Prepared for the Honourable Patrick LeSage by the Canadian Forces Provost Marshal Removed from binder and placed in 2 file folders.	
5	1	Materials from the Canadian Forces Provost Marshal and Commander CF MP Gp Removed from binder and placed in 1 file folder	2011
5	2	Bill C-41 Supporting Material Removed from binder and placed in 1 file folder.	2008-2010
5	3	Provision of Defence Counsel Services in the Canadian Forces Report of the Defence Counsel Study Team	15 Aug 1997
5	4-5	Briefing Material Sent by the Department of National Defence (May 3, 2011) Removed from binder and placed in 2 file folders.	2009-2011
5	6	Bill C-41 An Act to amend the National Defence Act (Strengthening Military Justice in the Defence of Canada Act) Removed from binder and placed in 1 file folder)	Dec 2010
		Published material	
5	7	National Defence Act Revised Statutes of Canada, 1985 Chapter N-5 (Updated to September 12, 2008)	2008
5	8	The Road Forward Canadian Forces Grievance Board 2009 Annual Report	2010
5	9	Canadian Forces Provost Marshal Annual Report 2009 Canada's Frontline Police Service	2010
5	10	A New decade of Oversight Annual Report 2010 - By Military Police Complaints Commission	2011
		Material in binders	
5	11	National Defence Act Revised Statutes of Canada, 1985 Chapter N-5 (Updated to September 12, 2008 Removed from binder and placed in 1 file folder	2008
5	12	SIRA Base Visits May/June 2011 Removed from binder and placed in 1 file folder	2011
5	13	Executive Summary Dishonoured Legacy - The Lessons of the Somalia Affair, Report of the Commission of Inquiry into the Deployment of Canadian Forces to Somalia Vol 1 - Chapter 7 - "The Military Justice System" Vol 5 - Chapter 40 - "Military Justice" Removed from binder and placed in 1 file folder.	1997
6	1	File folder - Canadian Forces Grievance Authority Submissions	2011
		Folder - Submissions I [Protected "B" - Emails from lawyers / legal advisors]	
6	2	Canadian Forces provost Marshal / Military Police (CFPM) - Submissions	2011
6	3	Canadian Forces Grievance Board - Submissions	2011
6	4	Canadian Forces Service Prison and Detention Barracks -	2011

Box	File	Subject	Dates
		Submissions	
6	5	Chief Military Personnel - Submissions	2011
6	6	Court Martial Appeal Court of Canada - Submissions	2011
6	7	Pierre Daigle (Military Ombudsman) - Submissions	2011
6	8	Office of the Director of Defence Counsel Service (DDCS) - Submissions	2011
6	9	Director of Military Prosecutions (DMP) - Submissions	2011
		Folder - Submissions II [Protected "B" - Emails from lawyers / legal advisors]	
6	10	"Military Tribunals" and "Court Martial Panels" 2 loose documents placed in file folder	2011
6	11	Proceedings of the Standing Senate Committee on Legal and Constitutional Affairs [2009] Bill C-38 An Act to amend the Royal Canadian Mounted Police Act and to make consequential amendments to other Acts [2010] Amendments to the National Defence Act Strengthening Military Justice in the Defence of Canada Act Background and Amendment Highlights [2011] Bill C-15 An Act to amend the National Defence Act and to make consequential amendments to other Acts [2011] Loose documents bound together placed in 1 file folder.	2009-2011
6	12	JAG policy Directive [2009] DIR directives [2009] Loose documents bound together placed in file folder.	2009
6	13	Paper on McNeil records prepared by Suzanne Kendall for the NCLP held in Quebec City Loose document placed in file folder.	2011
6	14	Lamer Recommendations - Status of Implementation Loose document placed in file folder.	2011
6	15-16	Report of the Special Advisory Group on Military Justice and Military Police Investigation Services Presented to the Minister of National Defence on March 14, 1997 Report on Quasi-Judicial Role of the Minister of National Defence - Submitted by Special Advisory Group on Military Justice [1997] Loose documents bound together placed in file folders 15-16	1997
6	17	Discussion Papers Related to the Military Justice System - Submitted by The Office of the Judge Advocate General Loose documents placed in file folder.	2011
7	1	Judge Advocate General - Submissions	2011
7	2	Military Judges and Court Martial Administrator - Submissions	2011
		Folder - Submissions II [Protected "B" - Emails from lawyers / legal advisors]	
7	3	Military Police Complaints Commission (MPCC) - Submissions	2011
7	4	Military Police Complaints Commission Submissions to the Independent Review Authority A Decade of Oversight 2009 Annual Police (MPCC) A New Decade of Oversight Annual Report 2010 (MPCC)	2010-2011

Box	File	Subject	Dates
		Loose documents bound together placed in file folder	
7	5	MPCC – Submissions Vol I Loose document placed in 1 file folder	2011
7	6	MPCC – Submissions Vol II Loose document placed in 1 file folder	2011
7	7-8	MPCC – Submissions Vol III Loose document placed in 2 file folders	2011
7	9	Provost Marshal The Complaints process	n.d.

2013/5

Series 1: Reference Files

Box	File	Subject	Dates
1	1	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces: a review from 1 September 1999 to 31 March 2000 <ul style="list-style-type: none"> Includes a copy in French 	2000
1	2	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces: a review from 1 April 2000 to 31 March 2001 <ul style="list-style-type: none"> Includes a copy in French 	2001
1	3	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces: a review from 1 April 2001 to 31 March 2002 <ul style="list-style-type: none"> Includes a copy in French 	2002
1	4	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces: a review from 1 April 2002 to 31 March 2003 <ul style="list-style-type: none"> Includes a copy in French 	2003
1	5	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces: a review from 1 April 2003 to 31 March 2004 <ul style="list-style-type: none"> Includes a copy in French 	2004
1	6	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces: a review from 1 April 2004 to 31 March 2005 <ul style="list-style-type: none"> Includes a copy in French 	2005
1	7	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces: a review from 1 April 2005 to 31 March 2006 <ul style="list-style-type: none"> Includes a copy in French 	2006
1	8	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces: a review from 1 April 2006 to 31 March 2007 <ul style="list-style-type: none"> Includes a copy in French 	2007
1	9	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces: a review from 1 April 2007 to 31 March 2008 <ul style="list-style-type: none"> Includes a copy in French 	2008

Box	File	Subject	Dates
1	10	Annual Report of the Judge Advocate General to the Minister of National Defence on the administration of military justice in the Canadian Forces: a review from 1 April 2008 to 31 March 2009 <ul style="list-style-type: none"> Includes a copy in French 	2009
1	11	Base Visits - Itinerary <ul style="list-style-type: none"> Programs for visits No. to No. 6, information sheets, list of visits, information sheets on bases and commanders and other documents 	2006, 2011
2	1	Bill C-41: An Act to amend the National Defence Act (Strengthening Military Justice in the Defence of Canada Act) / <ul style="list-style-type: none"> Includes amendments to the National Defence Act, clause-by-clause analysis and Lamer Report recommendations Includes a copy in French 	Dec 2010
2	2	Bill C-41 Supporting Material <ul style="list-style-type: none"> Includes documents re military justice, the National Defence Act and amendments, and recommendations from the Lamer report Includes a copy in French 	2008-2010
2	3	Briefing Binder for the Honourable Patrick J. LeSage Director General Canadian Forces Grievance Authority (DGCFGA) <ul style="list-style-type: none"> Briefings re the Canadian Forces grievance process and system 	2005-2011
2	4-6	Briefing for Independent Review Authority Military Justice System <ul style="list-style-type: none"> Includes briefings re the military justice system in Canada, the National Defence Act, the Queen's Regulations and Orders for the Canadian Forces, courts martial, summary trials, military judges and other subjects 	Apr 2011
2	7-8	Briefing Material Sent by the Department of National Defence (May 3, 2011) <ul style="list-style-type: none"> Documents re the Canadian Forces (CF) grievance process, annual reports of the CF Provost Marshal for 2009 and 2010, Chief of the Defence Staff interim directive on CF command and control and delegation of authority for force employment, and CF Military Police Group command and control master implementation plan 	2009-2011
2	9	Canadian Forces Drug Policies <ul style="list-style-type: none"> Instructions re CF Applicant pre-enrolment drug use policy, Queen's regulations, program manual for drug control and DAODs (Defence Administrative Orders and Directives) 	2008-2011
2	10	Controlling Misconduct in the Military: a study prepared for the Commission of Inquiry into the Deployment of Canadian Forces to Somalia by Martin L. Friedland	1995
2	11	Correspondence <ul style="list-style-type: none"> Re LaSage's appointment 	2011
2	12	Dishonoured Legacy - The Lessons of the Somalia Affair, Report of the Commission of Inquiry into the Deployment of	1997

Box	File	Subject	Dates
		Canadian Forces to Somalia <ul style="list-style-type: none"> Includes Executive Summary; Volume 1 – Chapter 7 – “The Military Justice System”; and Volume 5 – Chapter 40 – “Military Justice” 	
3	1-2	Five-Year Review of Bill C-25 and Review of Bill C-60 “Military Police – Overview Document (Amended copy), The <ul style="list-style-type: none"> Prepared for the Honourable Patrick LeSage by the Canadian Forces Provost Marshal 	May 2011
3	3	Lamer Report and Annexes I <ul style="list-style-type: none"> The First Independent review by the Right Honourable Antonio Lamer P.C., C.C., C.D. of the provisions and operation of Bill C-25, An Act to amend the National Defence act and to make consequential amendments to other Acts, as required under section 96 of Statutes of Canada 1998, C.35 	3 Sep 2003
3	4	Lamer Report and Annexes II <ul style="list-style-type: none"> Annexes to Lamer Report 	2003
3	5	Lamer Report and Annexes III <ul style="list-style-type: none"> Lamer Recommendations - List of Lamer recommendations with position, status, references and notes 	n.d.
3	6	Material from Valcartier <ul style="list-style-type: none"> Pamphlets re deployment, passports, childcare services and family care Some pamphlets are in French 	n.d., 1010-2011
3	7	Materials from the Canadian Forces Provost Marshal and Commander CF MP Gp [Canadian Forces Military Police Group] <ul style="list-style-type: none"> Documents relating to Military Police jurisdiction and Part IV items of the National defence Act re complaints 	2011
3	8-11	Military Justice at the Summary Trial Level Canadian Defence Academy by Canadian Forces Military Law Centre <ul style="list-style-type: none"> Includes a copy in French 	12 Jan 2011
3	12	National Defence Act <ul style="list-style-type: none"> Statutes of Canada 1998 Chapter 35 An Act to amend the National Defence Act Consolidation National Defence Act Chapter N-5 [2010] Includes a copy in French 	1998, 2010
3	13	National Defence Act <ul style="list-style-type: none"> Revised Statutes of Canada, 1985 Chapter N-5 (Updated to September 12, 2008) Includes a copy in French 	2008
3	14	Pay of Officers and NCM's [Non-Commissioned Members] <ul style="list-style-type: none"> Canadian Forces (CF) Administrative Orders Includes copies in French 	2009
3	15	Provision of Defence Counsel Services in the Canadian Forces Report of the Defence Counsel Study Team <ul style="list-style-type: none"> Report re establishing standards for providing defence 	15 Aug 1997

Box	File	Subject	Dates
		counsel services and making recommendations	
4	1-2	Queen's Regulations and Orders – Volume I Administration • Includes a copy in French	2010
4	3-4	Queen's Regulations and Orders – Volume II Disciplinary • Includes a copy in French	2010
4	5-6	Second Independent Review of the Provisions and Operation of the Statutes of Canada 1998, C.35 – Documentation • Documents re amendments to the National Defence Act, the military justice system, military tribunals and court martial system in Canada • Includes a copy in French	1997-2009
4	7	SIRA [Second Independent Review Authority] Base Visits May/June 2011 • Includes documents re SIRA, amendments to the National Defence Act, the military justice system and base visits • Includes a copy in French	2011
4	8	Summary Trial Statistics Dept. of National Defence re Review • Includes statistics re summary trials for Petawawa and other units (not Petawawa) for 2010/11, and for Esquimalt for 2006-2011	2011
4	9-10	Summary Trial Working Group Report Volume I • Report assessing the ability of the Canadian Forces summary trial system to withstand a Charter challenge • Includes Executive Summary, recommendations, reasons for review, etc.	2 Mar 1994
4 5	11 1	Summary Trial Working Group Report Volume II • Report assessing the ability of the Canadian Forces summary trial system to withstand a Charter challenge • Includes annexes	2 Mar 1994
5	2	Terms of Reference • Includes background documentation, press release and terms of reference	2011

Series 2: Submissions

Box	File	Subject	Dates	Classification
7	1	Canadian Forces Grievance Authority • Email and Armed Forces Council meeting record of decisions	2010-2011	Protected "B"
7	2	Canadian Forces Grievance Board • Correspondence, findings and recommendations, email, brief presented to Lesage, 2009 annual report and other documents	2010-2011	Protected "B"
7	3-4	Canadian Forces Provost Marshal / Military Police	2011	Protected "B"

Box	File	Subject	Dates	Classification
		(CFPM) <ul style="list-style-type: none"> Email, correspondence, police advisories, CFPM items, submission, 2009 annual report, chart of the complaints process and other documents 		
7	5	Canadian Forces Service Prison and Detention Barracks <ul style="list-style-type: none"> Email and submission to Lesage 	2011	Protected "B"
7	6	Chief Military Personnel <ul style="list-style-type: none"> Email, submission to Lesage, issue synopsis and other documents 	2011	Protected "B"
7	7	Court Martial Appeal Court of Canada <ul style="list-style-type: none"> Email, submission to Lesage and Canforger re promotion of Director of Defence Counsel Services 	2011	Protected "B"
5	3	Director of Military Prosecutions <ul style="list-style-type: none"> Copy of report of the Special Advisory Group on Military Justice and Military Police Investigation Services (1997) re the Judge Advocate General 	2011	Unclassified
5	4	Military Judges and Court Martial Administrator <ul style="list-style-type: none"> Notices of application re General Courts Martial, report of Military Judges Compensation Committee, excerpts from Lamer Recommendations, citations of court decisions and other documents 	2004-2011	Unclassified
5	5	Military Police Complaints Commission <ul style="list-style-type: none"> Email and submission to Lesage re proposed modifications related to the National Defence act Part IV system of oversight of military policing 	2011	Unclassified
5	6	Military Police Complaints Commission <ul style="list-style-type: none"> Correspondence, recommendations, copy of Federal Court decision re Military Police failure to investigate Afghan detainee transfers and other documents 	2011	Unclassified
5	7	Military Police Complaints Commission <ul style="list-style-type: none"> Submission to Lesage and Annual reports for 2009-2010 	2010-2011	Unclassified
5	8	Military Police Complaints Commission <ul style="list-style-type: none"> Book of Authorities Volume I re legislation and other instruments, including Queen's Regulations & orders 	2011	Unclassified
5	9	Military Police Complaints Commission <ul style="list-style-type: none"> Book of Authorities Volume II re court cases 	2011	Unclassified
5	10-11	Military Police Complaints Commission <ul style="list-style-type: none"> Book of Authorities Volume II re secondary sources 	2011	Unclassified

Box	File	Subject	Dates	Classification
7	8	Office of the Director of Defence Counsel Service <ul style="list-style-type: none"> Email, outline of issues discussed and report 	2011	Protected "B"
5	12	Office of the Judge Advocate General (JAG) <ul style="list-style-type: none"> Paper re "Court Martial Panels", list re proposed briefings, and email and Proceedings of the Standing Senate Committee on Legal and Constitutional Affairs [2009], Bill C-38 An Act to amend the Royal Canadian Mounted Police Act and to make consequential amendments to other Acts [2010], Amendments to the National Defence Act Strengthening Military Justice in the Defence of Canada Act Background and Amendment Highlights [2011], and Bill C-15 An Act to amend the National Defence Act and to make consequential amendments to other Acts [2011] 	2009-2011	Unclassified
6	1	Office of the Judge Advocate General (JAG) <ul style="list-style-type: none"> JAG policy Directive and Director of Military Prosecutions policy directives 	2009	Unclassified
6	2	Office of the Judge Advocate General (JAG) <ul style="list-style-type: none"> Paper on McNeil records re disclosing third party records relating to police discipline 	2011	Unclassified
6	3	Office of the Judge Advocate General (JAG) <ul style="list-style-type: none"> Lamer Recommendations – Status of Implementation 	2011	Unclassified
6	4-5	Office of the Judge Advocate General (JAG) <ul style="list-style-type: none"> Report of the Special Advisory Group on Military Justice and Military Police Investigation Services Presented to the Minister of National Defence on March 14, 1997 Report on Quasi-Judicial Role of the Minister of National Defence – Submitted by Special Advisory Group on Military Justice [1997] 	1997, 2011	Unclassified
6	6	Office of the Judge Advocate General (JAG) <ul style="list-style-type: none"> Discussion Papers Related to the Military Justice System 	2011	Unclassified
6	7	Office of the Judge Advocate General (JAG) <ul style="list-style-type: none"> Documents re the Canadian Military Prosecution Service 	1997-2011	Unclassified
6	8	Office of the Judge Advocate General (JAG) <ul style="list-style-type: none"> Bill C-15 (the Strengthening of Military Justice in the Defence of Canada Act), Bill C-16 (the Security of Tenure of Military Judges Act) and backgrounders to both bills 	2011	Unclassified
6	9	Ombudsman for Dept. of National Defence and Canadian Forces (Pierre Daigle) <ul style="list-style-type: none"> Submission to Lesage, correspondence, 	2001, 2010-2011	Unclassified

Box	File	Subject	Dates	Classification
		recommendations, mandate and 2010 annual report		