



National Justice Network Update



February 2011

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Welcome to the **February** issue of the *National Justice Network e-Update*, a publication of the Canadian Resource Centre for Victims of Crime. PLEASE SHARE THIS **FREE** NEWSLETTER WITH YOUR COLLEAGUES OR HAVE THEM SIGN UP TO RECEIVE IT DIRECTLY AT:
<http://crcvc.ca/en/newsletter/>.

THANK YOU to Amanda Bloom, Natasha Richards, and Darrien Mieske for their assistance in composing this e-newsletter.

Canadian Resource Centre for Victims of Crime

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Department of Justice
Canada

Ministère de la Justice
Canada

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LINKS OF INTEREST:

[Policy Centre for Victim Issues](#)

[Federal Ombudsman for Victims of Crime](#)

[National Office for Victims](#)

[Victim Services, Correctional Service Canada](#)

[Information for Victims, National Parole Board](#)

CRIME COSTS CANADA \$100B A YEAR

The cost of crime in Canada is now estimated to be \$100 billion a year, according to a new study prepared by the federal Department of Justice. The primary researcher says this figure may actually be a lowball estimate of the socioeconomic cost of crime to victims, governments and other organizations.

In 2008, the most recent year for which data is

UPCOMING EVENTS

CRCVC presents a panel discussion: **EFFECTIVE CORRECTIONS: INCLUDING VICTIMS IN THE DISCUSSION**

Date: March 2nd, 2011

9:00 am – 12:00 noon

Where: Hampton Inn & Conference Centre

100 Coventry Road, Ottawa
Lecture theatre/hall 110

Join Rob Tripp, freelance reporter formerly with the Kingston Whig-Standard, as he hosts a panel discussion with:

- Sue O'Sullivan, Federal Ombudsman for Victims of Crime
- Priscilla de Villiers, victim/advocate, President and founder of CAVEAT
- Mary Campbell, Director General, Corrections & Criminal Justice, Public Safety Canada
- Steve Sullivan, Executive Director, Ottawa Victim Services
- Lorraine Berzins, Community Chair of Justice, Church Council on Justice and Corrections

Please be advised that this event is now full and there is a waiting list. This event is funded by Public Safety Canada.

A DIALOGUE ON FAMILY VIOLENCE CONFERENCE

Online registrations has opened for "A Dialogue on



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available, the tangible social and economic cost of crime in Canada was \$31.4 billion, or \$943 for each man, woman and child in the country.

Drawing on a range of independent academic studies, government statistics, and other reports, researchers also factored in the intangible costs of crime, mostly the costs of pain and suffering by victims, pegged at \$68.2 billion in 2008. The combined costs added up to \$99.6 billion in 2008, a significant increase from the \$70 billion cost in 2005, the only other year the Department of Justice tallied up the costs of crime.

The figures from 2008 do not include costs such as mental-health-care costs, life-time productivity losses, lost legitimate incomes for offenders and psychological impacts on family members, etc., so it is reasonable to suggest the current 2008 estimate of \$99.6 billion is a conservative estimate.

Working with families impacted by homicide and other serious, violent crimes on a daily basis, the CRCVC sees the clear need to reduce violent victimization in Canada. We call for the implementation of crime prevention strategies and social development programs such as:

- enriched, subsidized child care for all citizens;
- affordable/transitional housing programs;
- public health nurses to work in at-risk communities;
- anti-bullying, antiviolence and respect for gender/diversity programs in schools;
- programs to ensure literacy;
- protecting children from family violence;
- after school programs;
- job training/skills development programs;
- anti-substance abuse programs in schools;
- access to mental health and addictions programs for those in need; etc...

"KILLING IN THE NAME"

The Oscar nominated short documentary film *"Killing in the Name"* was screened in selected cities in Canada, the United States and the UK as part of the "Oscar Shorts 2011" series. The film features Ashraf Al-Khaled, the survivor of a terrorist attack which involved an Al-Qaeda suicide bomber that

Family Violence In Culturally Diverse Communities: Practical Approaches to Prevention and Response" presented by the Coalition on Community Safety, Health and Well-being. The conference will address new and emerging manifestations of family violence across the lifespan in culturally diverse communities. The conference will be held in the Sheraton Toronto Airport and Hotel & Conference Center In Toronto Ontario from March 6th to 8th. For more information please visit: www.cacp.ca

MOVING FORWARD TOGETHER: AN INTEGRATED RESPONSE TO HUMAN TRAFFICKING

The Canadian Association of Chiefs of Police will be hosting a national conference on issues surrounding human trafficking at the end of March. On March 29th – 31st, they hope to bring together Bring together law enforcement, victim services and non-government organizations to: improve partnerships; identify solutions for challenges; share best practices; and educate on emerging trends. For more information and to register visit:

<http://www.cacp.ca/index/eventscontent?contentId=1051>

NATIONAL VICTIMS OF CRIME AWARENESS WEEK April 10-16, 2011

Visit www.victimswweek.gc.ca to view the latest information on events to mark Victims Week. Additional resources and updates will continue to be posted to the website



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walked into his wedding and killed his father and 26 other family members. regularly.

The film documents Ashraf's struggle to rise from this horrific tragedy and speak out against terrorism. In doing so he speaks to a number of other victims, an Al-Qaeda recruiter, a bomber, a bomber's father, a militant behind the world's worst terrorist attacks, and a madrassa (school) full of boys ready for jihad. It is the story of a survivor of violent crime and his quest to turn the tide on terror.

Showings began February 11th and the Canadian locations include:

- By Town Cinema: Ottawa, Ontario
- Princess Cinemas: Waterloo, Ontario
- Cinema Du Parc: Montreal, Quebec

Locations are subject to change and additional locations may be added. Click here to view the film's trailer:

http://www.globalsn.net/content.aspx?menu=main&pageid=6&dm_t=0,0,0,0,0.

OPPOSITION PARTIES DEMAND REAL FIGURES ON JUSTICE BILLS

The Liberals, with the support of the New Democrats and the Bloc Québécois, are demanding that Parliament be provided the true costs attached to the numerous federal Justice bills. While Conservative House Leader John Baird has released cost projections for a number of crime bills, suggesting that 11 of the 18 justice bills being debated by MPs and Senators come with a combined price tag of about \$650-million over five years, the opposition parties continue to question the figures.

"We asked for a breakdown of costs, and the government continues to stonewall us by giving us unbelievable figures with no backup," said Liberal MP Scott Brison. "We need to have the real facts and the real figures."

The documents provided by Mr. Baird to the House of Commons consist of a list compiled by the Correctional Service of Canada (CSC) of 18 justice bills. Only 11 were costed, eight of which had been

VICTIM RIGHTS IN CANADA: REACHING FOR INTERNATIONAL STANDARDS

The University of Ottawa's Faculty of Social Sciences and the Institute for the Prevention of Crime, in collaboration with the Canadian Resource Centre for Victims of Crime and the International Organization for Victim Assistance, will be hosting a workshop on April 13, 2011, as part of National Victims of Crime Awareness Week. The workshop will look at ways to advance rights and services for victims of crime in Canada by contrasting achievements in Canada – mainly for crime victims in Ontario – with international standards and best practices. The participants invited to the workshop will include leaders from national victim organizations, Police Chiefs and other leaders from the law enforcement community, and key representatives from those agencies that provide services to victims of crime or advocate for their rights. Please contact Simon Yared at syare035@uottawa.ca if you are interested in attending.

UNDERSTANDING CYBERVIOLENCE AND YOUTH VICTIMIZATION: MANY VOICES, MANY PATHS

The Saffron Centre in Edmonton presents a two day conference examining youth and cyberlaw, cyberbullying, cyberharassment & cybercrime. The conference



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specifically mentioned in Mr. Brison's motion. The documents said the CSC did not expect any significant cost to result from seven of the bills for which it provided an accounting. The reason so many bills will have no effect on federal coffers is that the costs arising from some of them will be paid by the provinces, for example legislation that would end house arrest for property crimes; impose mandatory minimum sentences for drug crimes, and toughen penalties for auto theft. The cost to the provinces and territories, which already have a problem with overcrowded prisons, was not included in the documents provided to Parliament.

Kevin Page, the Parliamentary Budget Officer, has estimated that just one federal crime bill – legislation ending the practice of giving criminals double credit for time served before sentencing – will cost the federal government \$5-billion and the provinces another \$5-billion to \$13-billion. The government disputes that, saying the amount is closer to \$2-billion for the federal share. The bill has already been passed and was therefore not included in the accounting.

Contention over this issue is seen as having the potential to force a Spring election. The Liberals have stated publicly that they are now opposing the Conservatives' Justice bills. In the event an election is called, we hope that ALL federal parties will concentrate their campaigns on real rights and services for victims and survivors of violent crime in Canada. The CRCVC is calling on politicians across Canada to make proportional investments in services to help victims recover from the trauma they suffer a priority.

ANNUAL REPORT ON FAMILY VIOLENCE IN CANADA

The 13th annual report on Family Violence in Canada: A Statistical Profile was recently released by the Canadian Center for Justice Statistics under the Federal Family Violence Initiative. This year's updated information is on self-reported incidents of spousal victimization based on data from the 2009 General Social Survey on Victimization. The report concluded:

- Of the 19 million Canadians who had a

will be held at the Radisson Edmonton South Hotel on April 13th & 14th. Registration information is available at <http://saffron-ssac.com/>

VICTIMS OF HOMICIDE, WESTERN CANADIAN CONFERENCE

Edmonton's Victims of Homicide support society will be hosting "Touched by Murder, Embracing Life Again", a two-day conference on May 5-6, 2011. First response' professionals, volunteers, family members and individuals will gather to explore the needs and issues of families who have been 'touched by murder'. Keynote speakers include: Steve Sullivan, Former Federal Ombudsman; Christopher Ducharme, Survivor, Advocate for Victims, BC Bereavement Helpline; Scott Newark, Former Crown Prosecutor; Rev. Bob Glasgow, Minister, former coordinator at Pastoral Institute of Calgary; Annette Stanwick, BScN, Award-winning Author and Global Freedom Facilitator. Registration information is available at www.vohconference.ca

VIOLENCE AGAINST WOMEN

This four day international conference, held in Montreal on May 29 – June 1st will bring together researchers, practitioners, political decision makers, and students from around the world to share knowledge and practices and debate current issues in the field. For more information,



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- current or former spouse in 2009; 1.2 million of them reported physical or sexual victimization by their partner;
- 585,000 men and 601,000 women encountered spousal violence over the 10 years study;
- 40% of men and 57% of women stated that victimization occurred more than one occasion; and
- Victimization is 4 times more likely to occur between ex-partners than current partners.

Females report more serious incidences of victimization

- 22% of women stated they were sexually assaulted, beaten, choked or threatened with a gun or knife.

Spousal violence victims are less likely to report incidents to the police

- Only 22% of spousal violence victims said the police had learned of the incident (which is down from 28% recorded in 2004);
- Only 24% of female and 7% of male victims reported to the police;
- For those who did report 6 in 10 were satisfied with the police results.

Other family violence statistics:

- In 2009, nearly 55,000 children and youth were victims of a sexual offence or physical assault;
- Roughly 3 out of 10 sexual offences or physical assaults committed on children and youth were committed by a family member;
- Between the years 2000 and 2009 there were 738 spousal homicides which accounted for 165 of all solved homicides and 47% of all family related homicides.

PARLIAMENT PASSES LEGISLATION ENDING EARLY PAROLE FOR MURDERERS

On February 15, 2011 the House of Commons passed Bill S-6, *the Serious Time for the Most Serious Crime Act*. This legislation repeals the "faint-hope clause" that allows murderers to obtain early parole. The legislation will end the anguish that is experienced by the victim by having to relive the incident every two years at a Parole Board

including program and registration details: www.conferenceviolence.com.

SNAPSHOTS

SENATE PASSES JUSTICE FOR VICTIMS OF TERRORISM ACT

On February 8th, the Senate passed the *Justice for Victims of Terrorism Act*, which allows victims to sue the perpetrators and supporters of terrorism. The new Act amends the *State Immunity Act* to lift immunity for states listed by the Government of Canada as supporters of terrorism. It would also permit victims to claim and recover damages from those who perpetrate or support terror.

ABUSE HURTS e-Zine

The Canadian Center for Abuse Awareness (CCAA) has recently launched its new free e-magazine entitled "Abuse Hurts.com". This monthly e-magazine will focus on the healing side of abuse and provide hope to the millions of Canadians affected by different abuses. It provides information on recent news, updates, events, pictures, as well as captivating and inspirational stories and informative articles.

Please visit:

<http://ezine.dmdigital1.com/jan2011ccaa/> to see the first issue.

FAMILIES AGAINST CRIME & TRAUMA CLOSING

Families Against Crime & Trauma (F.A.C.T.) announced



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hearing as soon as fifteen years into a life sentence for first-degree murder. "Our government is taking further action to protect the rights of victims of crime", said Senator Boisvenu.

Eliminating the faint-hope clause ensures that criminals who are found guilty of first-degree murder are not eligible for parole until they serve the full 25 years of their sentence. Similarly, offenders serving life imprisonment for second-degree murder are no longer eligible for parole until their parole ineligibility period is served, which could be up to 25 years. The Act will come into force at a time to be determined, and will not apply to those who have already commenced the trial process or have been convicted.

The CRCVC is pleased this legislation has finally passed after many long years of advocacy by survivors and victim-serving organizations.

YUKON FIRST NATION TO ADOPT ITS OWN JUSTICE SYSTEM

The Teslin Tlingit Council in southern Yukon has signed an agreement with the federal department of Indian and Northern Affairs, to enact its own laws, and set up its own court. "The Teslin Tlingit Council now has the legislative, executive and judicial powers over its self-government jurisdictions, enabling us to further enshrine the Tlingit way of life into everything we do," said Chief Peter Johnston in a press release.

The first nation will establish a "peacemaker" court, to prosecute violations of its legislation, which may cover wildlife protection, control of the First Nation's settlement land, controlling overcrowding of homes, local zoning and planning, adoption, the solemnization of marriages and wills and inheritances. They will not oversee criminal cases or matters that fall under federal law, such as national security.

The Teslin Tlingit Council is the first of Yukon's eleven self-governing First Nations to sign such an agreement. The changes will come into effect in six months.

QUEBEC PROSECUTORS LEGISLATED BACK



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in February that they are closing their doors. David and Sandra Toner have dedicated the last five years to their organization, started after the murder of their son Matthew. It was with great sadness that they made this announcement, citing a need to move forward with their lives and for Sandra to pursue her personal career goals.

F.A.C.T. was a non-profit, non-governmental organization based in British Columbia. They advocated for and realized change at both the provincial and federal level, but feel that accomplishing further change as an organization would take years of effort at great personal toll. Even though F.A.C.T is closing its doors, Sandra and David plan on continuing to advocate for victims and speak out on justice reform as individuals.

POLICE COLLECT DNA IN HIGHWAY OF TEARS PROBE

Police in Prince George, B.C. are collecting DNA samples from taxi drivers, reportedly as part of their investigation into the dozens of murders and disappearances of women in the northern part of the province.

Since the late 1960s, more than two dozen women have been killed or have gone missing in the area, many of them along the remote stretch of Highway 16 between Prince George and Prince Rupert, which has been dubbed the Highway of Tears.



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TO WORK

The provincial Liberal government in Quebec recently legislated that striking prosecutors return to work. The legislation came after a marathon sitting of the assembly, and was effective immediately. Prosecutors that did not return to work faced financial penalties.

Many of the prosecutors were opposed to the move, claiming that it undermines the provincial justice system. They had been on strike for approximately two weeks. Several long-standing issues were behind the strike, with prosecutors asking for more resources and salary increases to bring them up to par with their counterparts across the country. Their wages, for example are 40 percent below the national average.

Christian Leblanc, head of the association representing Quebec prosecutors, said the Crown will now face even more difficulty recruiting and retaining talent. They are returning to work, but the issues remain. "People are returning to work with great sadness and a feeling of shame for working for this government," Mr. Leblanc said.

GUILTY VERDICT IN WINNIPEG CASE

A Winnipeg jury has brought finality to a mystery that has haunted local residents and the Derksen family for more than 26 years -- Mark Grant killed Candace Derksen.

Grant, 47, was recently convicted of second-degree murder for a crime many believed would never be solved. The 13-year-old girl was grabbed off the street November 30, 1984, while walking home from school, bound with rope and left to freeze to death inside a brickyard shed. Her body was found in the shed Jan. 17, 1985, after an exhaustive search that included hundreds of volunteers.

Jurors spent three days weighing the evidence against Grant, which largely consisted of the DNA evidence that finally cracked the case in 2007. Grant is a notorious sex offender with prior convictions, who has spent much of his adult life in prison, although jurors had no idea about his previous criminal record because he never testified in his defence and the Crown wasn't allowed to present evidence of bad character.

Family and friends of Candace embraced each other and several police officers who

The RCMP has been investigating 18 of the cases under the name Project E-PANA.

In an effort to generate leads, police have been taking DNA samples from taxi drivers in the city, but declined to comment. Police have previously said they were looking to see if new technology in DNA analysis could generate fresh leads on the old cases.

ONTARIO GOVERNMENT FIGHTS HUMAN TRAFFICKING

The Ontario government recently announced initiatives to combat human trafficking, including increased funding, new programs and increased policing methods. The government will implement a crisis line for victims in the spring of 2011 and will launch an awareness campaign. Resources have also been earmarked for community agencies, to assist in direct service provision. The total amount to be spent over the next three year is approximately \$1.95 million.



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were involved in the investigation and who had rushed downtown on a cold winter's night to catch the verdict. An emotional Det. Al Bradbury told Candace's dad Cliff: "I'm glad we could do this for you, that you put your trust in us."

Outside court, an emotional Cliff and Wilma Derksen said they often wondered whether their journey for justice would ever end. "I think the jury was tremendously courageous," said Wilma, wiping her eyes while clutching a fresh white rose in her hands. "It's a symbol of innocence, purity, love and fresh beginnings," she said. "The way this story has come together has completed us."

EARL JONES VICTIM SUES BROKERAGE

A brokerage firm that dealt with jailed fraudster Earl Jones has been served with a \$1.5-million lawsuit alleging that while Jones forged documents, emptied a portfolio and bled an RRSP dry they did nothing to stop it. The firm, RBC-Dominion Securities, has also been named in a separate \$40-million class-action suit by the victims of Jones.

The lawsuit, launched by Jones victim Barbara MacLeod, names brokers Jean-Pierre Menard and Serge Leclair and seeks \$512,209.23 for the stocks held in two co-joined accounts (with her late mother) and \$1,075,756 in an RRSP. These amounts include moral and punitive damages as stated by MacLeod. In addition, the suit seeks judicial fees.

Funds were cleared out of all accounts without the knowledge of the client, the suit claims. It alleges that the brokers, and by extension, their firm, allowed Jones to transact on behalf of MacLeod with no valid power of attorney, never verified with MacLeod any of the large withdrawals that were made from her portfolio and her RRSP account and sent her statements to Jones as per his request, violating client confidentiality. None of the allegations have been tested in court.

MacLeod is seeking financial restitution for her own stock accounts and those of her late mother, over which she had signatory rights. The suit further alleges that in less than 18 months Jones, in letters written by his assistant, Debra Stewart, asked for withdrawals from MacLeod's portfolio of \$475,000 and bled \$325,000 from her RRSP. The endorsements on the cheques were then forged and deposits made to an account in Earl Jones' name.

IN MEMORY OF TAMMY PETRIE

For 20 years Tammy Petrie fought for justice for her younger brother Jason. Jason was brutally murdered in 1992 with a hammer, crowbar, baseball bat and had battery acid poured down his throat before being buried in a deep grave near Dorset, Ontario.

Originally treated as a missing persons case; Tammy lobbied the Peel Police continually to start a homicide investigation which eventually commenced in April of 1995. This led to the arrest of Craig James Nickason who pled guilty and was sentenced to life in prison with no chance of parole for 14 years. In 2009, Tammy gave a very emotional victim impact statement to the Parole Board which helped keep her brother's killer behind bars.



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Tammy Petrie was proof of the lifelong struggles that are faced by most victims of violent crime. At 41 years of age her fight was abruptly brought to a close with her sudden death on February 3rd. She leaves behind 2 children, a loving family and a legacy which will live on in the hearts of all whose lives she has touched. We here at the CRCVC would like to extend our condolences to the Petrie family and say thank you to Tammy. She is gone but not forgotten.

NOVA SCOTIA POLICE CHIEF CAUTIONS AGAINST CITIZENS ARRESTS

Cape Breton Regional Police Chief Myles Burke is cautioning members of the public to think twice before attempting to make a citizen's arrest in cases where they feel that they can apprehend a criminal. He advocates that the best course of action is always to use caution and call 9-1-1. "It's a judgment call," he said, "(the public should) try to be aware of the circumstances. Try to understand surroundings and the repercussions."

His statements were made in response to the federal government's examination of legislative changes that would broaden protection for those who apprehend suspected criminals or defend their property. Under current law, the criminal must be caught in the act for a citizen to make an arrest. The proposed law would extend that right to include "a reasonable time", and is expected to become law this spring.

Chief Burke is not opposed to the changes, as they encourage public involvement in their communities. He is simply urging that the public consider their safety first.

CHANGE OF VENUE GRANTED FOR MAN ACCUSED OF KILLING TORI STAFFORD

Michael Rafferty, who is facing a first-degree murder charge in the abduction and death of 8-year old Tori Stafford, will have his trial moved out of the small southwestern Ontario city where the little girl went missing nearly two years ago. Lawyers for Rafferty, 30, and the Crown agreed to the change of venue application.

On April 8, 2009, Tori was abducted as she left school. Her remains were discovered in a field approximately 100 miles north of Woodstock. The other accused in Tori's death is Terri-Lynne McClintic, who lured the girl away with the promise of showing her a puppy. She pled guilty in April of 2010, and is now serving a life sentence.

Crown attorney Brian Crockett explained to Ontario Justice Thomas Heeney that the Crown consented to the change of venue in the spirit of the "proper administration of justice" to ensure Rafferty receives a fair trial in the high-profile case.

Crockett added that the Crown agreed, despite the fact that they were still confident that residents in the city of 36,000, where both Stafford and Rafferty are from, were capable of trying this case. The security at the courthouse was also believed to be adequate, he said.

Stafford's father, Rodney Stafford, and her mother, Tara McDonald, attended the daylong hearing, along with a dozen family members. Stafford said it was the first time he had seen Rafferty and couldn't take his eyes off of him during the proceedings.





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"Tori deserves justice," he told reporters outside the courthouse. "I just want to have it done." He agreed that Rafferty probably wouldn't be able to get a fair trial in Woodstock, where the case is still often talked about. He added he was frustrated with how long the proceedings against the accused are taking.



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