

COMMISSION OF INQUIRY INTO CERTAIN ALLEGATIONS  
RESPECTING BUSINESS AND FINANCIAL DEALINGS

Between  
KARLHEINZ SCHREIBER  
And  
BRIAN MULRONEY

BEFORE THE: OLIPHANT COMMISSION

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COMPENDIUM

DOCUMENTS TO BE RELIED ON IN ARGUMENT  
ON BEHALF OF FRED DOUCET

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BURKE-ROBERTSON  
Barristers & Solicitors  
70 Gloucester Street  
Ottawa, ON. K2P 0A2

Robert E. Houston, Q.C.  
Solicitor for Fred Doucet  
(613)236-9665  
(fax)235-4430

[Rhouston@burkerobertson.com](mailto:Rhouston@burkerobertson.com)

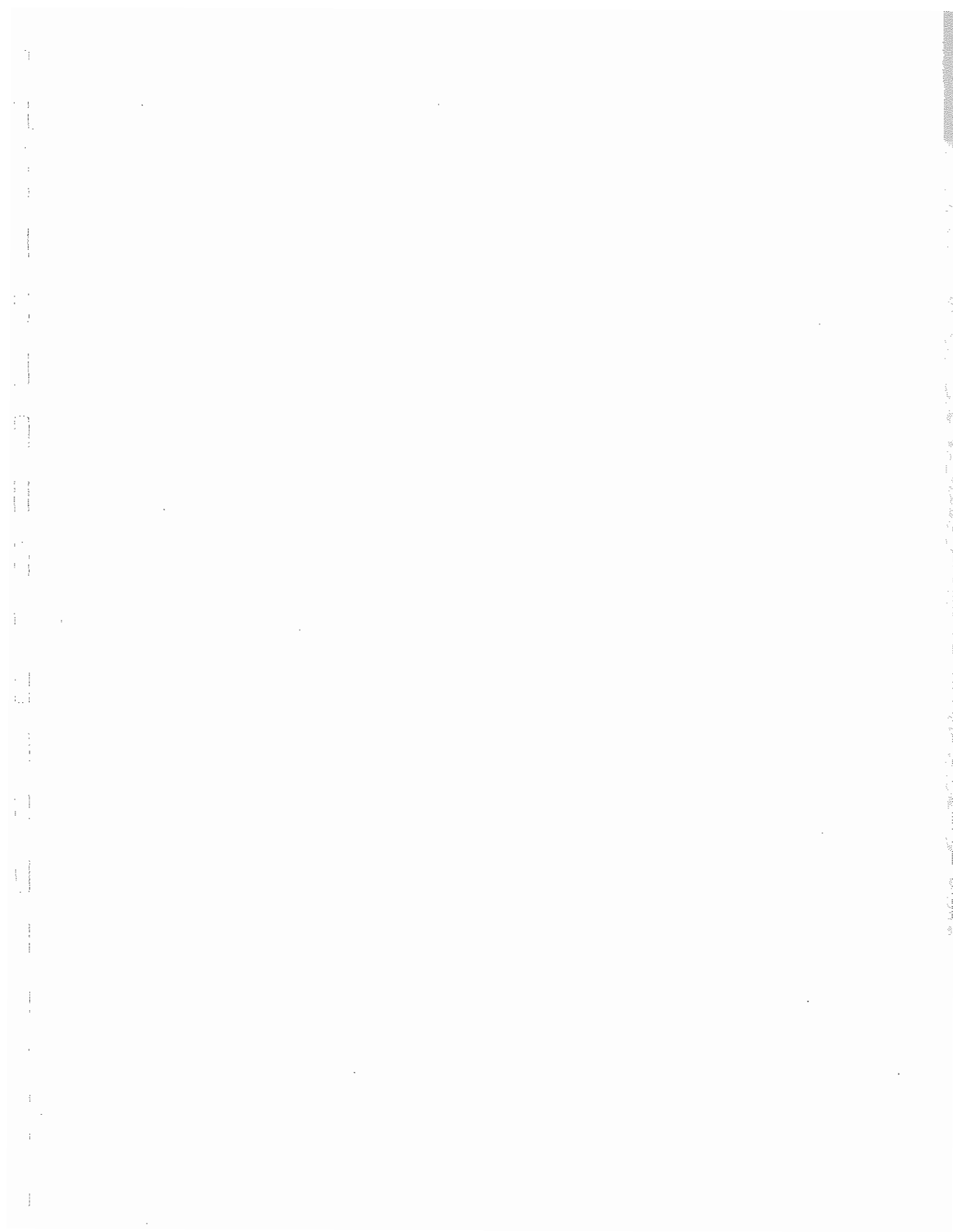


**BOOK OF DOCUMENTS TO BE RELIED ON IN ARGUMENT ON  
BEHALF OF FRED DOUCET**

**I N D E X**

1. Diary of Karlheinz Shreiber – 1988, P 7, Book 2, Tabs 145D & 145E;
2. Letter from Treasury Board of Canada Secretariat to J. Alfred Doucet, August 9, 1988 – P 29, Tab 4;
3. Commission of Inquiry – Summary of Interview of Jean-Pierre Kingsley held April 24, 2009 – P 55;
4. Tier 1 – Lobbyists Registration (F.A. Doucet / Bear Head Industries Limited and Bear Headings Holdings Ltd.) October 10, 1989 – P 29, Tab 10;
5. Lobbyist Registration Act 1985, c. 44 (4<sup>th</sup> Supp.);
6. Understanding in Principle – Government of Canada & Bear Head Industries, September 27, 1988 – P 7, Tab 33, Book 1;
7. Invoice from Bitucan Holdings Ltd. To Merkur Handels – und Industrie AG dated October 20, 1988 – P 7, Book 1, Tab 36;
8. Invoices FDCI to Bitucan Holdings dated November 2, 1988; Doucet & Associates November 2, 1988; Frank & Beth Moores November 8, 1988; GCI November 10, 1988; Lemoine Consultants Inc. November 15, 1988, together with copies of cheques from Bitucan Holdings (cheque no.'s 104, 105, 107, 103 & 106 – P 7, Book 1, Tab 37;
9. Letter Karlheinz Schreiber to Mr. Paul Szabo March 3, 2008 – P 7, Book 3, Tab 24;
10. Diary Entries of Karlheinz Schreiber November 10, 1994 – December 7, 1994 – P 13;
11. Government Business Consultant Group Inc. fax cover sheet to Francine Colin from Fred Doucet, December 5, 1994 attaching documents to be put in Mr. Mulroney's file for the next N.Y. meeting – P 7, Book 1, Tab 102;
12. Memo to File from Fred Doucet dated October 28, 1999 - P 29, tab 43;
13. Mandate February 4/2000 – P 29, tab 46;

14. Letter from Samiah Ibrahim, Manager, Forensic Document Examination Section Laboratory and Scientific Services Directorate, Canada Border Service Agency to William Blake, Investigator, Oliphant Commission, dated May 5, 2009 – P 57

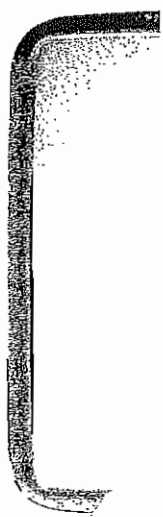


1933

DE FG HJ KL MN OP QR ST UV WZ

Name und Adresse	Nummer
Dick Paul (592-5412)	613- 996-3100
Dunn Paul,	613- 996-3100
Smith Don	
Glen Nichols (Cody Street)	<sup>Cigarette Area</sup> 429-1040
Ducet Jerry (420-0254)	902- 423-0996
Chaston Edmond. <sup>224-2517</sup> Cape Breton	902- 423-0996
TF 902-425-8492	902-
Doucet Ottawa.	613- 231-3622
Deif	08243 2261
Dore	5225
Dolben Ric	411- 411-6311
Dornier Dr. Hans Blume	08153- 302900
Dornier	07545- 82504
Dr. ing. e.h. Johann Schettler	
Klonk. 089-818653	302 005
DSK Kirchb. Hermann	302 006
DB Augsburg	0821- 19419
München	089 592991
	593321
Dorst Foot	613- 523-1919

Name und Adresse	Nummer
Elsner Kore.	403- 262-2116
	286-3307
Esters Helmut	0228 - 163346
n	02832- 6477
Deuthe Bobeloff (Bismarck)	613- 232-1101
	Sperry - 232-1101
TF 594-9330	
Drucker Bruno	482-3107
	4045
Dersch	791873/7916560 1206321
Druba Kaub	089-8888408/66621
	001-813-949-7041 08151-15918



1754

DE FG HJ HO KL MN OP OR ST UV WZ

Name und Adresse	Nummer
DSK (Kirschbager-Kornel) TF 089 -	089 - 236-940 *
Mohr - 36/5/20	236-94107 364130
Dersch Moritz <sup>OH</sup> 791-8382	1206 - 521/22
Doucet Jerry (420-0254) 902 -	429 - 1040
	613 - 231 - 3622
Doucet Fred 782-8722 (613 -	523 - 1919)
789-0080 Fax (613 -	782 - 2336 *
Drucker Bruno	403 - 482-3107
Dodenhuff	0 4792 517
	0 30 - 823 - 3141
Dornie Washington	
Dornier Steinberg	8891 - 3886
Schäffer	
Neuhaus	

Name und Adresse	Nummer
W. Steindl Amberg	09621 - 24905
Elsper Karl	403 - 262-2116
	403 - 286-3307
Esters Helmut	0228 - 163-346
	02832 - 6477
Deutsche Botschaft	613 - 232-1101
TF 594-9330	







Treasury Board of Canada    Conseil du Trésor du Canada  
Secretariat                      Secrétariat

Ottawa, Canada  
K1A 0R5

ANNEX "B"

CONFIDENTIAL  
Personnel Management

August 9, 1988

Dr. J. Alfred Doucet,  
68-3691 Albion Road South,  
Gloucester, Ontario.

Dear Dr. Doucet:

I am writing to confirm the arrangements which have been agreed upon between you and the Government of Canada in consideration of which you will provide Her Majesty the Queen in right of Canada with a Release, the terms of which are contained in Annex "A".

In consideration of your resignation from the position of Ambassador and Chairman of the Organizing Committee for International Summits, effective August 16, 1988, and following approval of the arrangements by the Treasury Board:

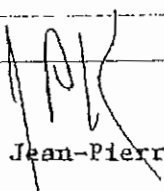
Canada

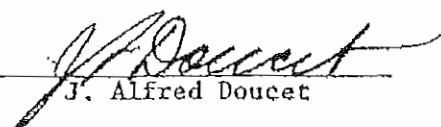
4. The one year limitation period on your making representation for or on behalf of any other person or entity to any department with which you had significant official dealings, as specified in sub-section (b) of Section 42 of Part III Post-Employment Compliance Measures of the Post-Employment Code for the Public Service, will be waived.

6. The particulars of this settlement shall be held strictly confidential by the parties and shall not be disclosed to any person. However, you may make disclosure to your immediate family and your professional and financial advisors. Disclosure may also be made by the Government to Treasury Board Ministers and those Public Servants required to finalize and implement the settlement.

I would appreciate it if you would confirm your agreement with the above by signing below and by signing the release attached hereto.

Yours sincerely,

  
Jean-Pierre Kingsley.

  
J. Alfred Doucet



External Affairs  
Canada

Affaires extérieures  
Canada

Associate Under-Secretary

Sous-secrétaire associé

PROTECTED:  
PERSONNEL SENSITIVE

August 25, 1988

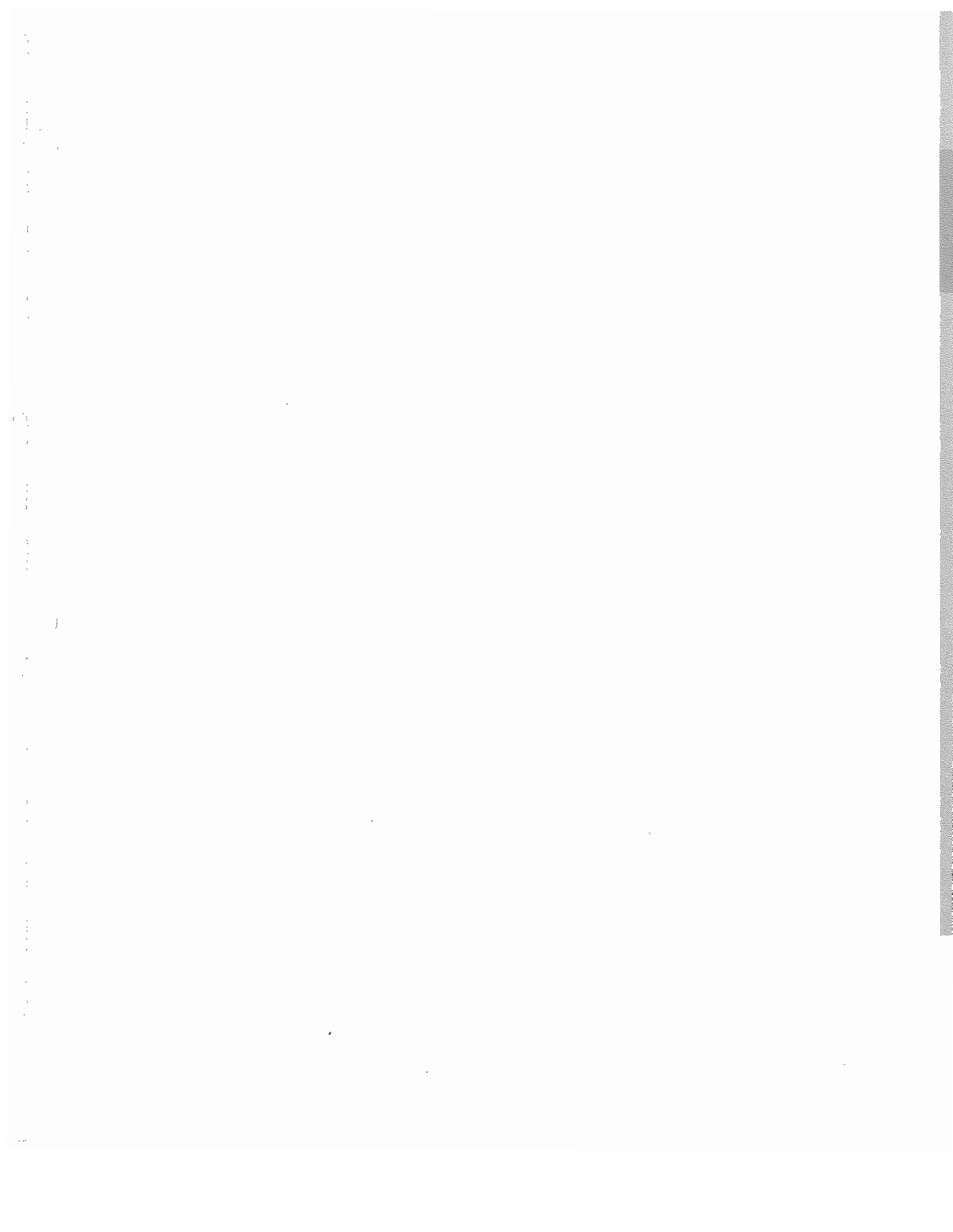
Mr. J. Alfred Doucet  
389 Ontario Street  
Stratford, Ontario  
N5A 3H7

Dear Mr. *Jud* Doucet,

I am pleased to advise you that the Treasury Board at its meeting of August 18th approved the terms of the agreement contained in Jean-Pierre Kingley's letter to you of August 9, 1988.

Yours sincerely,

*Joe*  
Joseph S. Stanford





**Summary of Interview of Jean-Pierre Kingsley  
Interview held on April 24, 2009**

Counsel for the Attorney General of Canada, representing Mr. Kingsley:

Paul Vickery, Yannick Landry, Philippe Lacasse, and Amy Joslin-Besner

Counsel for the Commission:

Nancy Brooks and Martin Lapner

The following represents Mr. Kingsley's best recollection of the events surrounding the 1988 agreement between Mr. Doucet and the Government of Canada.

In 1988, Mr. Kingsley was Assistant Deputy Registrar General, Department of Consumer and Corporate Affairs. Responsibilities for this position included maintenance of the Great Seal and administering the Conflict of Interest and Post-Employment Code for Public Office Holders, 1985 (the "1985 Code").

Mr. Kingsley stated that, in August, 1988, he was asked by a senior government official, most probably Gerald Capello, Deputy Secretary, Personnel Policy Branch, Treasury Board Secretariat, to negotiate the terms of a termination agreement with Mr. Doucet for his resignation from the position of Ambassador and Chairman of the Organizing Committee for International Summits. Mr. Kingsley stated that he had previously negotiated some 60 agreements on behalf of the Government of Canada with Governor-in-Council appointees and government employees.

Mr. Kingsley did not know whether Mr. Doucet had been asked to resign, but he recalled that Mr. Doucet had had bypass surgery earlier in the year and that it would have been difficult for Mr. Doucet to carry on in his position. Mr. Kingsley was never aware whether Mr. Doucet or the Government of Canada initiated the discussions for a termination agreement, which led to the agreement signed on August 9, 1988 (the "Agreement").

Mr. Kingsley stated that he was asked to handle the negotiations in the same manner and within the same parameters as he had on the previous occasions. Mr. Kingsley said that as far as he was aware, there was no involvement in the process by the Prime Minister, Prime Minister's Office or Privy Council Office.

Mr. Kingsley recalled that soon after his discussion with Mr. Capello, he received a telephone call from Mr. Doucet to discuss the matter. Mr. Kingsley did not recall anyone besides himself and Mr. Doucet being involved in the negotiations that followed.

Mr. Kingsley advised that Mr. Doucet requested the waiver of the limitation period under the Code. Mr. Kingsley stated that he had negotiated other agreements which included a similar waiver.

Mr. Kingsley recalled that his approach in determining whether the waiver should be agreed to was based on consideration of the conditions in s. 61 of the 1985 Code

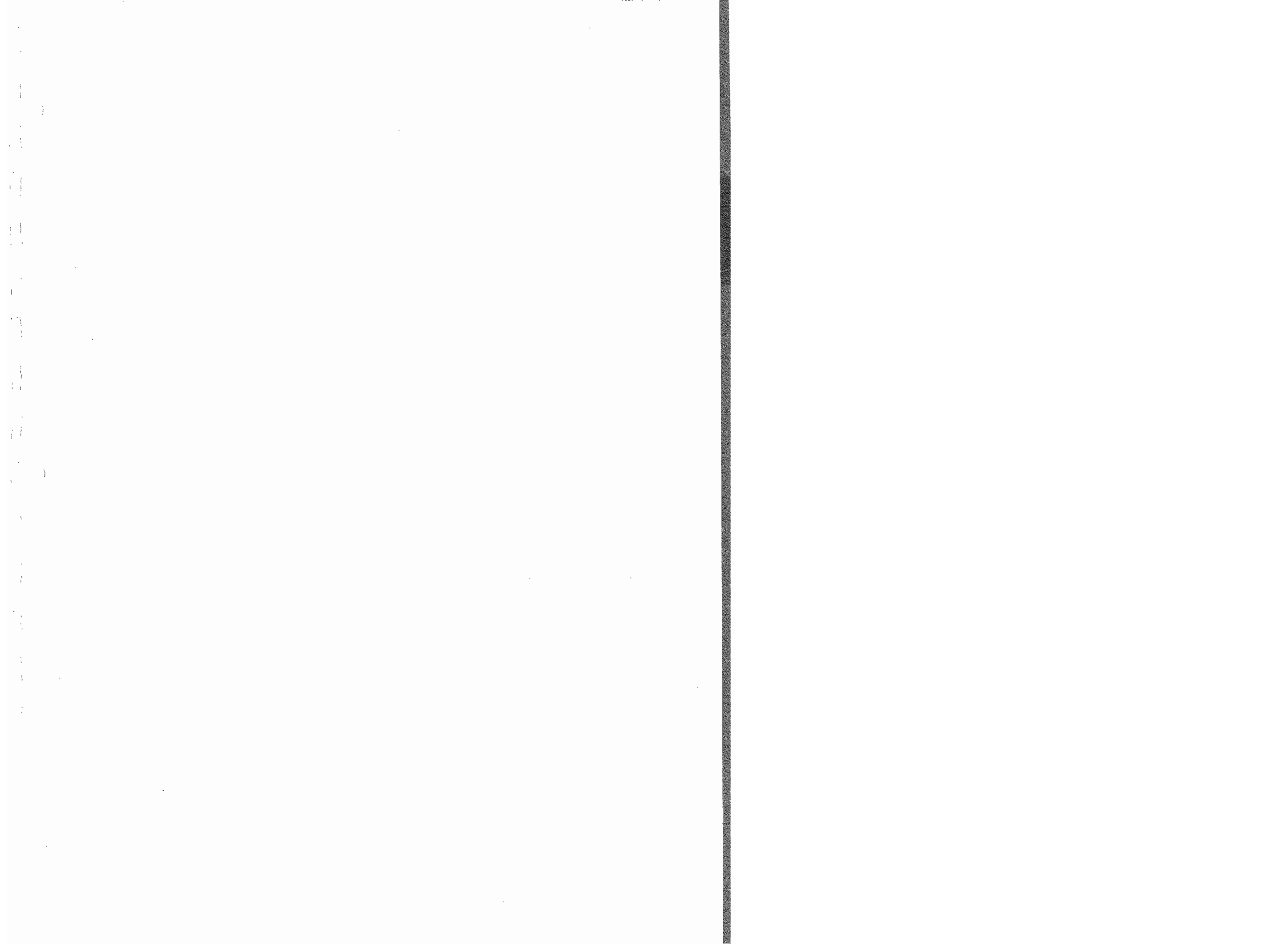
applicable to reduction of the limitation period. According to Mr. Kingsley, Mr. Doucet's health issues and his limited knowledge of significant government information weighed in favour of the waiver sought by Mr. Doucet. In accordance with his usual approach, Mr. Kingsley did not inquire into whether there were specific files or matters that would raise concerns. Furthermore, the Government still had the protection afforded by the unlimited in time "interdiction" in the 1985 Code, which prevented a former public office holder from "switching sides".

The confidentiality clause was a standard clause for such agreements.

With respect to the process for approval of any agreement made, Mr. Kingsley stated that the Agreement had to be, and was, approved by the Treasury Board.

Mr. Kingsley stated that he was comfortable that all appropriate procedures and ethical considerations were taken into account. He would not have recommended the Agreement be approved had this not been the case.

\* \* \* \*



**TIER I  
LOBBYISTS REGISTRATION**

The information is collected under the authority of the Lobbyists Registration Act, and will be a part of public record.

It is stored in Personal Information Bank CCA/P-PU-095.

For registry use only	
DATE <b>OCT 10 1989</b>	1 of 2
DOC # 80274036	

**RETURN** (Please type or print in a legible manner.)

**A: Individual**

Surname <b>DOUCET</b>	Given names and initials <b>J.A. (FRED)</b>		
Title <b>PRESIDENT</b>			
Legal name of your firm <b>FRED DOUCET CONSULTING INTERNATIONAL INC.</b>	Facsimile no. <b>(613) 782 2428</b>		
Your business address Number <b>320</b> Street <b>440 LAURIER AVENUE WEST</b> City <b>OTTAWA</b>			
Province <b>ON</b>	Postal code <b>K1R 7X6</b>	Country <b>CANADA</b>	Telephone no. <b>(613) 782 2336</b>

**B: Client**

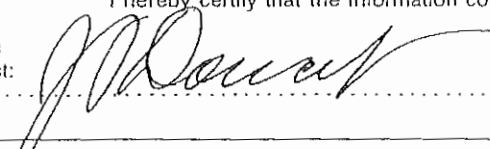
Legal name of corporation, organization or person on whose behalf you lobby <b>BEAR HEAD INDUSTRIES LIMITED</b>			
If client is a corporation or organization, give the name of the principal representative with whom you deal <b>Greg Alford - Senior Vice President, Corporate</b>			
Address Number <b>350</b> Street <b>Suite 908</b> City <b>Ottawa</b>			
Province <b>Ontario</b>	Postal code <b>K1R 7S8</b>	Country <b>Canada</b>	Telephone no. <b>(613) 563 3321</b>
Name of parent(s) of the client corporation (FOR ADDITIONAL PARENT(S) USE SEPARATE SHEET) <b>Thyssen Industrie AG</b>			
Head Office address Number <b>AM Thyssenhaus 1</b> Street <b>AM Thyssenhaus 1</b> City <b>Essen</b>			
Province	Postal code <b>4300</b>	Country <b>West Germany</b>	Telephone no. <b>( )</b>
Name of subsidiary(ies) of the client corporation (FOR ADDITIONAL SUBSIDIARY(IES) USE SEPARATE SHEET) <b>N/A</b>			
Head Office address Number <b>N/A</b> Street <b>N/A</b> City <b>N/A</b>			
Province	Postal code	Country	Telephone no. <b>( )</b>

**C: Subject-matter** (See paragraph 5(2)(d) of the Act): Define the subject-matter of your undertaking by reporting one or more applicable combinations of a number, representing the area of concern, and a letter, representing the type of activity (e.g., 16A).

Language used to define subject-matter: English <input checked="" type="checkbox"/> French <input type="checkbox"/>	0 9   D	C 9   X	1 1   D	1 1   E	1 1   F	1 1   X	1 2   D	1 2   E
	1 5   D	1 5   X	Other 9   9	Please specify: <b>SEE ATTACHED LIST</b>				
FOR ADDITIONAL SUBJECT-MATTER								

**D: Certification**

I hereby certify that the information contained in this return is true to the best of my knowledge and belief.

Signature of lobbyist: 

05 - 10 - 89  
Day Month Year



OCT 10 1989

C: SUBJECT - MATTER

of

BEAR HEAD INDUSTRIES LIMITED  
(continued)

02D

13D, 13X

14A, 14B, 14C, 14D, 14E, 14F, 14X

20A, 20B, 20C, 20D, 20E, 20F, 20X

21D, 21F, 21X

26D, 26E, 26X

27X

29D, 29E, 29F, 29X

30D, 30X

34D, 34X

39X

41D, 41E, 41X

42D, 42E, 42X

46D, 46E, 46X

48D, 48E, 48F, 48X

31D

**TIER I  
LOBBYISTS REGISTRATION**

This information is collected under the authority of the Lobbyists Registration Act, and will be a public record.  
It is stored in Personal Information Bank CCA/P-PU-095.

For registry use only	
DATE <b>OCT 10 1989</b>	1 <sup>st</sup> of 3
DOC # <b>89296002</b>	

**RETURN** (Please type or print in a legible manner.)

**A: Individual**

Surname <b>DOUCET</b>	Given names and initials <b>J.A. (FRED)</b>		
Title <b>PRESIDENT &amp; CEO</b>			
Legal name of your firm <b>FRED DOUCET CONSULTING INTERNATIONAL INC.</b>			Facsimile no. <b>(613) 782 2428</b>
Your business address			
Number <b>320</b>	Street <b>440 LAURIER AVENUE WEST</b>	City <b>OTTAWA</b>	
Province <b>ON</b>	Postal code <b>K1R 7X6</b>	Country <b>CANADA</b>	Telephone no. <b>(613) 782 2336</b>

**B: Client**

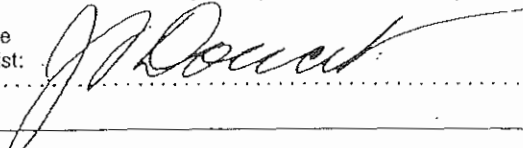
Legal name of corporation, organization or person on whose behalf you lobby <b>BITUCAN HOLDINGS LTD.</b>			
If client is a corporation or organization, give the name of the principal representative with whom you deal <b>MR. KARL HEINZ SCHREIBER</b>			
Address			
Number <b>333</b>	Street <b>Suite 1204 7 Avenue S.W.</b>	City <b>Calgary</b>	
Province <b>Alberta</b>	Postal code <b>T2P 2Z1</b>	Country <b>Canada</b>	Telephone no. <b>(403) 269 9377</b>
Name of parent(s) of the client corporation (FOR ADDITIONAL PARENT(S) USE SEPARATE SHEET) <b>N/A</b>			
Head Office address			
Number	Street	City	
Province	Postal code	Country	Telephone no.
Name of subsidiary(ies) of the client corporation (FOR ADDITIONAL SUBSIDIARY(IES) USE SEPARATE SHEET) <b>SEE ATTACHED SHEET FOR SUBSIDIARIES</b>			
Head Office address			
Number	Street	City	
Province	Postal code	Country	Telephone no.

**C: Subject-matter** (See paragraph 5(2)(d) of the Act): Define the subject-matter of your undertaking by reporting one or more applicable combinations of a number, representing the area of concern, and a letter, representing the type of activity (e.g., 16A).

Language used to define subject-matter: English <input checked="" type="checkbox"/> French <input type="checkbox"/>	1   1   D	1   1   E	1   1   F	1   1   X	1   4   A	1   4   D	1   4   E	1   4   F
	1   4   X		Other 9   9	Please specify: <b>SEE ATTACHED SHEET</b>				
FOR ADDITIONAL SUBJECT-MATTER								

**D: Certification**

I hereby certify that the information contained in this return is true to the best of my knowledge and belief.

Signature of lobbyist: 

05 - 10 - 89  
Day Month Year

B: CLIENT

SUBSIDIARIES

OCT 17 1989

of

59296007

BITUCAN HOLDINGS LTD.

<u>Company</u>	<u>Address</u>
1. M.L.E. INDUSTRIES LTD.	10060 Jasper Avenue 20th Floor Esso Tower Scotia Place Edmonton, Alberta T5J 3R8
2. ABS INVESTMENTS LTD.	" "

3 of 3

OCT 10 1989

89296002

C: SUBJECT MATTER

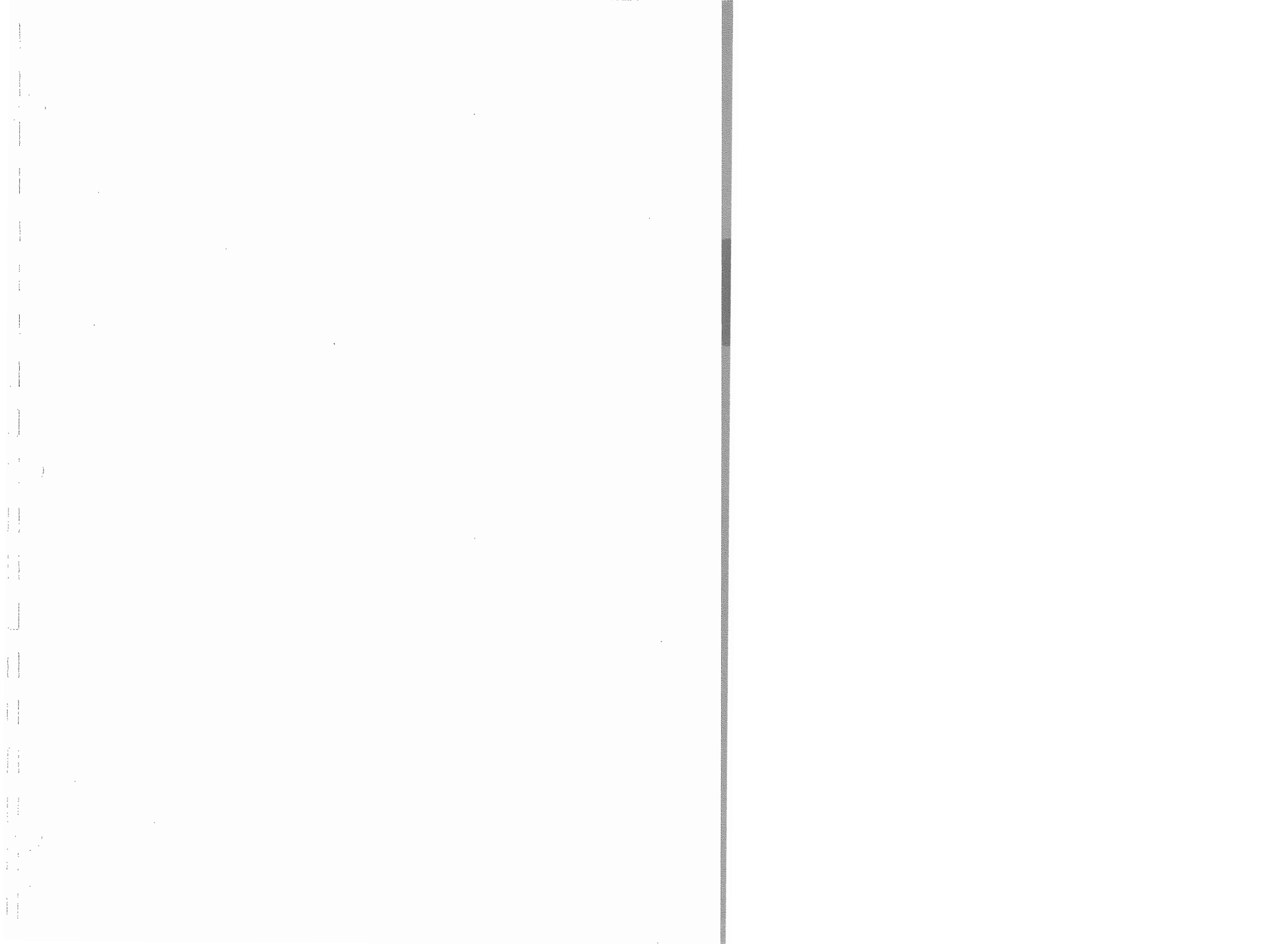
OF

BITUCAN

21D, 21E, 21F, 21X

26E, 26F, 26X

48D, 48E, 48F, 48X





Department of Justice    Ministère de la Justice  
Canada                            Canada

Canada

**Lobbyists Registration Act ( 1985, c. 44 (4th Supp.) )**

Disclaimer: These documents are not the official versions (more).

Act current to December 13th, 2007

Attention: See coming into force provision and notes, where applicable.

Table Of Contents

## Lobbyists Registration Act

1985, c. 44 (4th Supp.)

L-12.4

An Act respecting the registration of lobbyists

### NOTE

[1988, c. 53, assented to 13th September, 1988]

#### Preamble

WHEREAS free and open access to government is an important matter of public interest;

AND WHEREAS lobbying public office holders is a legitimate activity;

AND WHEREAS it is desirable that public office holders and the public be able to know who is engaged in lobbying activities;

AND WHEREAS a system for the registration of paid lobbyists should not impede free and open access to government;

NOW THEREFORE, Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:

R.S., 1985, c. 44 (4th Supp.), preamble; 2003, c. 10, s. 1.

### SHORT TITLE

#### Short title

1. This Act may be cited as the *Lobbyists Registration Act*.

### INTERPRETATION

#### Definitions

2. (1) In this Act,

"Ethics Counsellor" [Repealed, 2004, c. 7, s. 19]

"organization"  
« *organisation* »

"organization" includes

- (a) a business, trade, industry, professional or voluntary organization,
- (b) a trade union or labour organization,
- (c) a chamber of commerce or board of trade,
- (d) a partnership, trust, association, charitable society, coalition or interest group,
- (e) a government, other than the Government of Canada, and
- (f) a corporation without share capital incorporated to pursue, without financial gain to its members, objects of a national, provincial, patriotic, religious, philanthropic, charitable, scientific, artistic, social, professional or sporting character or other similar objects;

"payment"  
«paiement»

"payment" means money or anything of value and includes a contract, promise or agreement to pay money or anything of value;

"prescribed" «*Version anglaise seulement*»

"prescribed" means prescribed by regulation;

"public office holder"  
«titulaire d'une charge publique»

"public office holder" means any officer or employee of Her Majesty in right of Canada and includes

- (a) a member of the Senate or the House of Commons and any person on the staff of such a member,
- (b) a person who is appointed to any office or body by or with the approval of the Governor in Council or a minister of the Crown, other than a judge receiving a salary under the *Judges Act* or the lieutenant governor of a province,
- (c) an officer, director or employee of any federal board, commission or other tribunal as defined in the *Federal Courts Act*,
- (d) a member of the Canadian Armed Forces, and
- (e) a member of the Royal Canadian Mounted Police;

"registrar"  
«directeur»

"registrar" means the registrar designated pursuant to section 8.

Subsidiary corporation

- (2) For the purposes of this Act, a corporation is a subsidiary of another corporation if
- (a) securities of the first-mentioned corporation to which are attached more than fifty per cent of the votes that may be cast to elect directors of the first-mentioned corporation are held, otherwise than by way of security only, directly or indirectly, whether through one or more subsidiaries or otherwise, by or for the benefit of the other corporation; and
  - (b) the votes attached to those securities are sufficient, if exercised, to elect a majority of the directors of the first-mentioned corporation.

## APPLICATION

### Binding on Her Majesty

3. This Act is binding on Her Majesty in right of Canada or a province.

### Restriction on application

4. (1) This Act does not apply to any of the following persons when acting in their official capacity, namely,

(a) members of the legislature of a province or persons on the staff of such members;

(b) employees of the government of a province;

(c) members of a council or other statutory body charged with the administration of the civil or municipal affairs of a city, town, municipality or district, persons on the staff of such members or officers or employees of a city, town, municipality or district;

(d) members of the council of a band as defined in subsection 2(1) of the *Indian Act* or of the council of an Indian band established by an Act of Parliament, persons on their staff or employees of such a council;

(d.1) members of an aboriginal government or institution that exercises jurisdiction or authority under a self-government agreement, or under self-government provisions contained in a land claims agreement, given effect by or under an Act of Parliament, persons on the staff of those members or employees of that government or institution;

(d.2) [Repealed, 2003, c. 10, s. 3]

(d.3) [Repealed, 2004, c. 17, s. 20]

(e) diplomatic agents, consular officers or official representatives in Canada of a foreign government; or

(f) officials of a specialized agency of the United Nations in Canada or officials of any other international organization to whom there are granted, by or under any Act of Parliament, privileges and immunities.

### Idem

(2) This Act does not apply in respect of

(a) any oral or written submission made to a committee of the Senate or House of Commons or of both Houses of Parliament or to any body or person having jurisdiction or powers conferred by or under an Act of Parliament, in proceedings that are a matter of public record;

(b) any oral or written communication made to a public office holder by an individual on behalf of any person or organization with respect to the enforcement, interpretation or application of any Act of Parliament or regulation by that public office holder with respect to that person or organization; or

(c) any oral or written communication made to a public office holder by an individual on behalf of any person or organization if the communication is restricted to a request for information.

### Idem

(3) Nothing in this Act shall be construed as requiring the disclosure of the name or identity of any individual where that disclosure could reasonably be expected to threaten the safety of that individual.



## REGISTRATION OF LOBBYISTS

### CONSULTANT LOBBYISTS

#### Requirement to file return

5. (1) An individual shall file with the registrar, in the prescribed form and manner, a return setting out the information referred to in subsection (2), if the individual, for payment, on behalf of any person or organization (in this section referred to as the "client"), undertakes to

- (a) communicate with a public office holder in respect of
  - (i) the development of any legislative proposal by the Government of Canada or by a member of the Senate or the House of Commons,
  - (ii) the introduction of any Bill or resolution in either House of Parliament or the passage, defeat or amendment of any Bill or resolution that is before either House of Parliament,
  - (iii) the making or amendment of any regulation as defined in subsection 2(1) of the *Statutory Instruments Act*,
  - (iv) the development or amendment of any policy or program of the Government of Canada,
  - (v) the awarding of any grant, contribution or other financial benefit by or on behalf of Her Majesty in right of Canada, or
  - (vi) the awarding of any contract by or on behalf of Her Majesty in right of Canada; or
- (b) arrange a meeting between a public office holder and any other person.

#### Time limits for filing returns

(1.1) An individual shall file a return

- (a) not later than ten days after entering into an undertaking referred to in subsection (1); and
- (b) subject to subsections (1.2) and (1.3), not later than thirty days after the expiry of every six-month period after the day on which a return is filed under paragraph ( a).

#### Exception if change provided

(1.2) Where an individual provides a change to information or newly acquired information under subsection (3), a return under paragraph (1.1)( b) shall be filed not later than thirty days after the expiry of every six-month period after the last day on which a change or newly acquired information is provided under that subsection.

#### Completion or termination of undertaking

(1.3) An individual is not required to file a return under paragraph (1.1)( b) with respect to an undertaking if the individual completes or terminates the undertaking and advises the registrar of that fact in the prescribed form and manner before the expiry of the period within which the return must be filed under that paragraph.

#### Contents of return

(2) The return shall set out the following information with respect to the undertaking:

- (a) the name and business address of the individual and, if applicable, the name and business address of the firm where the individual is engaged in business;
- (b) the name and business address of the client and the name and business address of any person or organization that, to the knowledge of the individual, controls or directs the activities of the client and has a direct interest in the outcome of the individual's activities on behalf of the client;
- (c) where the client is a corporation, the name and business address of each subsidiary of the corporation that, to the knowledge of the individual, has a direct interest in the outcome of the individual's activities on

behalf of the client;

(d) where the client is a corporation that is a subsidiary of any other corporation, the name and business address of that other corporation;

(e) where the client is a coalition, the name and business address of each corporation or organization that is a member of the coalition;

(e.1) the client is funded in whole or in part by a government or government agency, the name of the government or agency, as the case may be, and the amount of funding received;

(f) particulars to identify the subject-matter in respect of which the individual undertakes to communicate with a public office holder or to arrange a meeting, and any other information respecting the subject-matter that is prescribed;

(g) where applicable, whether the payment to the individual is in whole or in part contingent on the individual's degree of success in influencing any matter described in subparagraphs (1)( a)(i) to (vi);

(h) particulars to identify any relevant legislative proposal, Bill, resolution, regulation, policy, program, grant, contribution, financial benefit or contract;

(h.1) if the individual is a former public officer holder, a description of the offices held;

(i) the name of any department or other governmental institution in which any public office holder with whom the individual communicates or expects to communicate in respect of any matter described in subparagraphs (1)( a)(i) to (vi) or with whom a meeting is, or is to be, arranged, is employed or serves;

(j) if the individual undertakes to communicate with a public office holder in respect of any matter described in subparagraphs (1)( a)(i) to (vi), particulars to identify any communication technique that the individual uses or expects to use in connection with the communication with the public office holder, including any appeals to members of the public through the mass media or by direct communication that seek to persuade those members of the public to communicate directly with a public office holder in an attempt to place pressure on the public office holder to endorse a particular opinion (in this Act referred to as "grass-roots communication"); and

(k) such other information relating to the identity of the individual, the client, any person or organization referred to in paragraph ( b), any subsidiary referred to in paragraph ( c), the other corporation referred to in paragraph ( d), any member of a coalition referred to in paragraph ( e) or any department or institution referred to in paragraph ( i) as is prescribed.

#### Changes to information and new information

(3) An individual who files a return shall provide the registrar, in the prescribed form and manner, with any change to the information provided by the individual in the return, and any information required to be provided under subsection (2) the knowledge of which the individual acquired only after the return was filed, not later than thirty days after the change occurs or the knowledge is acquired.

(4) [Repealed, 2003, c. 10, s. 4]

#### Information requested by registrar

(5) An individual who files a return shall provide the registrar, in the prescribed form and manner, with such information as the registrar may request to clarify any information that the individual has provided to the registrar pursuant to this section, and shall do so not later than thirty days after the request is made.

#### Restriction on application

(6) This section does not apply in respect of anything that an employee undertakes to do on the sole behalf of their employer or, where their employer is a corporation, in respect of anything that the employee, at the direction of the employer, undertakes to do on behalf of any subsidiary of the employer or any corporation of which the employer is a subsidiary.

For greater certainty

(7) For greater certainty, an individual who undertakes to communicate with a public office holder as described in paragraph (1)(a) is not required to file more than one return with respect to the undertaking, even though the individual, in connection with that undertaking, communicates with more than one public office holder or communicates with one or more public office holders on more than one occasion.

R.S., 1985, c. 44 (4th Supp.), s. 5; 1995, c. 12, s. 3; 1999, c. 31, s. 163(F); 2003, c. 10, s. 4.

6. [Repealed, 2003, c. 10, s. 5]

## IN-HOUSE LOBBYISTS (CORPORATIONS AND ORGANIZATIONS)

Requirement to file return

7. (1) The officer responsible for filing returns for a corporation or organization shall file with the registrar, in the prescribed form and manner, a return setting out the information referred to in subsection (3) if

(a) the corporation or organization employs one or more individuals any part of whose duties is to communicate with public office holders on behalf of the employer or, if the employer is a corporation, on behalf of any subsidiary of the employer or any corporation of which the employer is a subsidiary, in respect of

(i) the development of any legislative proposal by the Government of Canada or by a member of the Senate or the House of Commons,

(ii) the introduction of any Bill or resolution in either House of Parliament or the passage, defeat or amendment of any Bill or resolution that is before either House of Parliament,

(iii) the making or amendment of any regulation as defined in subsection 2(1) of the *Statutory Instruments Act*,

(iv) the development or amendment of any policy or program of the Government of Canada, or

(v) the awarding of any grant, contribution or other financial benefit by or on behalf of Her Majesty in right of Canada; and

(b) those duties constitute a significant part of the duties of one employee or would constitute a significant part of the duties of one employee if they were performed by only one employee.

Time limits for filing returns

(2) The officer responsible for filing returns shall file a return

(a) not later than two months after the day on which the requirement to file a return first arises under subsection (1); and

(b) subject to subsection (2.1), not later than thirty days after the expiry of every six-month period after the day on which a return is filed under paragraph (a).

Termination of activities

(2.1) The officer responsible for filing returns is not required to file a return under paragraph (2)(b) if

(a) the employer no longer employs any employees whose duties are as described in paragraphs (1)(a) and (b); and

(b) the officer responsible for filing returns advises the registrar of the circumstances described in paragraph (a) in the prescribed form and manner before the expiry of the period within which the return must be filed under paragraph (2)(b).

Contents of return

(3) The return shall set out the following information:

- (a) the name and business address of the officer responsible for filing returns;
- (b) the name and business address of the employer;
- (b.1) if the employer is a corporation, the name and business address of every subsidiary of the corporation that, to the knowledge of the officer responsible for filing returns, has a direct interest in the outcome of an employee's activities on behalf of the employer in respect of any matter described in subparagraphs (1)(a)(i) to (v);
- (b.2) if the employer is a corporation that is a subsidiary of any other corporation, the name and business address of that other corporation;
- (c) a description in summary form of the employer's business or activities and any other information to identify its business or activities that is prescribed;
- (d) if the employer is an organization, a description of the organization's membership and any other information to identify its membership that is prescribed;
- (e) if the employer is funded in whole or in part by a government or government agency, the name of the government or agency, as the case may be, and the amount of funding received;
- (f) if the employer is an organization, the name of each employee any part of whose duties is as described in paragraph (1)(a);
- (f.1) if the employer is a corporation, the name of
  - (i) each senior officer any part of whose duties is as described in paragraph (1)(a), and
  - (ii) any other employee any part of whose duties is as described in paragraph (1)(a), if that part constitutes a significant part of the duties of that employee;
- (g) if the return is filed under paragraph (2)(a), particulars to identify the subject-matter of any communication between any employee named in the return and a public office holder in respect of any matter described in subparagraphs (1)(a)(i) to (v) during the period between the date on which the requirement to file a return first arises under subsection (1) and the date of filing, and any other information respecting that subject-matter that is prescribed;
- (h) if the return is filed under paragraph (2)(b), particulars to identify the subject-matter of any communication between any employee named in the return and a public office holder in respect of any matter described in subparagraphs (1)(a)(i) to (v) during a six-month period referred to in paragraph (2)(b) and any other information respecting that subject-matter that is prescribed;
- (h.1) if any employee named in the return communicates with a public office holder in respect of any matter described in subparagraphs (1)(a)(i) to (v) during the period between the expiry of a six-month period referred to in paragraph (2)(b) and the date on which the return is filed under that paragraph, particulars to identify the subject-matter of the communication and any other information respecting that subject-matter that is prescribed;
- (h.2) if any employee named in the return is expected to communicate with a public office holder in respect of any matter described in subparagraphs (1)(a)(i) to (v) during the six-month period after the date of filing under paragraph (2)(a), or during the six-month period after the expiry of a six-month period referred to in paragraph (2)(b), particulars to identify the subject-matter of the communication and any other information respecting that subject-matter that is prescribed;
- (h.3) if any employee named in the return is a former public office holder, a description of the offices held;
- (i) particulars to identify any relevant legislative proposal, Bill, resolution, regulation, policy, program, grant, contribution or financial benefit;
- (j) the name of any department or other governmental institution in which a public office holder is employed or serves, if any employee named in the return,

- (i) communicates with the public office holder in respect of any matter described in subparagraphs (1)(a) (i) to (v) during the period referred to in paragraph (g), (h) or (h.1), or
- (ii) is expected to communicate with the public office holder in respect of any matter described in subparagraphs (1)(a)(i) to (v) during either of the periods referred to in paragraph (h.2);

(k) particulars to identify any communication technique, including grass-roots communication within the meaning of paragraph 5(2)(j), that any employee named in the return

- (i) uses in connection with any communication in respect of any matter described in subparagraphs (1)(a) (i) to (v) during the period referred to in paragraph (g), (h) or (h.1), or
- (ii) is expected to use in connection with any communication in respect of any matter described in subparagraphs (1)(a)(i) to (v) during either of the periods referred to in paragraph (h.2); and

(f) any other information that is prescribed that relates to the identity of the officer responsible for filing returns, the employer, any subsidiary referred to in paragraph (b.1), any corporation referred to in paragraph (b.2) of which the employer is a subsidiary, any employee referred to in paragraph (f) or (f.1) or any department or institution referred to in paragraph (j).

Changes to information

(4) If an employee who has been named in a return no longer performs any of the duties described in paragraph (1)(a) or is no longer employed by the employer, the officer responsible for filing returns shall, in the prescribed form and manner, not later than thirty days after the change occurs, advise the registrar of the change.

Information requested by registrar

(5) If the registrar requests information to clarify any information that has been provided to the registrar under this section, the officer responsible for filing returns shall, in the prescribed form and manner, not later than thirty days after the request is made, provide the registrar with the information.

Definitions

(6) In this section, "employee"  
«employé»

"employee" includes an officer who is compensated for the performance of their duties;

"senior officer"  
«cadre dirigeant»

"senior officer", in respect of a corporation, means

- (a) a chief executive officer, chief operating officer or president of the corporation, or
- (b) any other officer who reports directly to the chief executive officer, chief operating officer or president of the corporation.

"officer responsible for filing returns"  
«déclarant»

"officer responsible for filing returns" means the employee who holds the most senior office in a corporation or organization and is compensated for the performance of their duties;

R.S., 1985, c. 44 (4th Supp.), s. 7; 1995, c. 12, s. 3; 2003, c. 10, s. 7.

CERTIFICATION

Certification

7.1 Every individual who submits a return or other document to the registrar pursuant to this Act shall certify on the return or other document or, where it is submitted in electronic or other form in accordance with

subsection 7.2(1), in such manner as is specified by the registrar, that the information contained in it is true to the best of their knowledge and belief.

1995, c. 12, s. 3.

## DOCUMENTS IN ELECTRONIC OR OTHER FORM

### Submission of documents

7.2 (1) Subject to the regulations, any return or other document that is required to be submitted to the registrar under this Act may be submitted in electronic or other form by such means and in such manner as is specified by the registrar.

### Time of receipt

(2) For the purposes of this Act, any return or other document that is submitted in accordance with subsection (1) is deemed to be received by the registrar at the time provided for in the regulations.

1995, c. 12, s. 3.

### Storage

7.3 (1) Subject to the regulations, any return or other document that is received by the registrar may be entered or recorded by any information storage device, including any system of mechanical or electronic data processing, that is capable of reproducing the stored return or other document in intelligible form within a reasonable time.

### Evidence

(2) In any prosecution for an offence under this Act, a copy of a return or other document that is reproduced as permitted by subsection (1) and certified under the registrar's signature as a true copy is admissible in evidence without proof of the signature or official character of the person appearing to have signed the copy and, in the absence of evidence to the contrary, has the same probative force as the original would have if it were proved in the ordinary way.

1995, c. 12, s. 3.

## REGISTRY

### Registrar

8. The Registrar General of Canada may designate any person employed in the office of the Registrar General of Canada as the registrar for the purposes of this Act.

### Registry

9. (1) The registrar shall establish and maintain a registry in which shall be kept a record of all returns and other documents submitted to the registrar under this Act.

### Form of registry

(2) The registry shall be organized in such manner and kept in such form as the registrar may determine.

### Audit

(3) The registrar may verify the information contained in any return or other document submitted to the registrar under this Act.

### Access to registry

(4) The registry shall be open to public inspection at such place and at such reasonable hours as the registrar may determine.

R.S., 1985, c. 44 (4th Supp.), s. 9; 1995, c. 12, s. 5.

Interpretation bulletins

10. (1) The registrar may issue advisory opinions and interpretation bulletins with respect to the enforcement, interpretation or application of this Act other than under sections 10.2 to 10.6.

Interpretation bulletins not statutory instruments

(2) The advisory opinions and interpretation bulletins are not statutory instruments for the purposes of the *Statutory Instruments Act* and are not binding.

R.S., 1985, c. 44 (4th Supp.), s. 10; 1995, c. 12, s. 5; 2004, c. 7, s. 20.

## LOBBYISTS' CODE OF CONDUCT

10.1 [Repealed, 2004, c. 7, s. 21]

Lobbyists' Code of Conduct

10.2 (1) The registrar shall develop a Lobbyists' Code of Conduct respecting the activities described in subsections 5(1) and 7(1).

Consultation

(2) In developing the Code, the registrar shall consult persons and organizations that the registrar considers are interested in the Code.

Referral

(3) The Code shall be referred to a committee of the House of Commons before being published under subsection (4).

Code not a statutory instrument

(4) The Code is not a statutory instrument for the purposes of the *Statutory Instruments Act*, but the Code shall be published in the *Canada Gazette*.

1995, c. 12, s. 5; 2003, c. 10, s. 8; 2004, c. 7, ss. 22, 39.

Compliance with Code

10.3 (1) The following individuals shall comply with the Code:

(a) an individual who is required to file a return under subsection 5(1); and

(b) an employee who, in accordance with paragraph 7(3)(f) or (f.1), is named in a return filed under subsection 7(1).

Non-application of section 126 of the *Criminal Code*

(2) Section 126 of the *Criminal Code* does not apply in respect of a contravention of subsection (1).

1995, c. 12, s. 5; 2003, c. 10, s. 9.

Investigation of breaches

10.4 (1) Where the registrar believes on reasonable grounds that a person has breached the Code, the registrar shall investigate to determine whether a breach has occurred.

Powers of investigation

(2) For the purpose of conducting the investigation, the registrar may

(a) in the same manner and to the same extent as a superior court of record,

(i) summon and enforce the attendance of persons before the registrar and compel them to give oral or written evidence on oath, and

(ii) compel persons to produce any documents or other things that the registrar considers necessary for the investigation, including any record of a payment received, disbursement made or expense incurred by an individual who is required to file a return under subsection 5(1) or by an employee who, in accordance with paragraph 7(3)(f) or (f.1), is named in a return filed under subsection 7(1), in respect of any matter referred to in any of subparagraphs 5(1)(a)(i) to (vi) or 7(1)(a)(i) to (v), as the case may be; and

(b) administer oaths and receive and accept information, whether or not it would be admissible as evidence in a court of law.

#### Investigation in private

(3) The investigation shall be conducted in private.

#### Evidence in other proceedings

(4) Evidence given by a person in the investigation and evidence of the existence of the investigation are inadmissible against the person in a court or in any other proceeding, other than in a prosecution of a person for an offence under section 131 of the *Criminal Code* (perjury) in respect of a statement made to the registrar.

#### Opportunity to present views

(5) Before finding that a person has breached the Code, the registrar shall give the person a reasonable opportunity to present their views to the registrar.

#### Confidentiality

(6) The registrar, and every person acting on behalf of or under the direction of the registrar, may not disclose any information that comes to their knowledge in the performance of their duties and functions under this section, unless

(a) the disclosure is, in the opinion of the registrar, necessary for the purpose of conducting an investigation under this section or establishing the grounds for any findings or conclusions contained in a report under section 10.5;

(b) the information is disclosed in a report under section 10.5 or in the course of a prosecution for an offence under section 131 of the *Criminal Code* (perjury) in respect of a statement made to the registrar; or

(c) the registrar believes on reasonable grounds that the disclosure is necessary for the purpose of advising a peace officer having jurisdiction to investigate an alleged offence under this or any other Act of Parliament or of the legislature of a province. **[2004, c. 7, par. 39(3)(b)]**

(c) the Ethics Counsellor believes on reasonable grounds that the disclosure is necessary for the purpose of advising a peace officer having jurisdiction to investigate an alleged offence under this or any other Act of Parliament or of the legislature of a province. **[2003, c. 10, s. 10(2)]**

#### Advice to peace officers

(7) If, during the course of performing duties and functions under this section, the registrar believes on reasonable grounds that a person has committed an offence under this or any other Act of Parliament or of the legislature of a province, the registrar shall advise a peace officer having jurisdiction to investigate the alleged offence. **[2004, c. 7, par. 39(3)(c)]**

#### Suspension of investigation

(8) The registrar must immediately suspend an investigation under this section of an alleged breach of the Code by any person if

(a) the registrar believes on reasonable grounds that the person has committed an offence under this or any other Act of Parliament or of the legislature of a province in respect of the same subject-matter; or

(b) it is discovered that the subject-matter of the investigation under this section is also the subject-matter of



an investigation to determine whether an offence referred to in paragraph (a) has been committed or that a charge has been laid with respect to that subject-matter. [2004, c. 7, par. 39(3)(c)]

Investigation continued

(9) The registrar may not continue an investigation under this section until any investigation or charge regarding the same subject-matter has been finally disposed of. [2004, c. 7, par. 39(3)(c)]

Advice to peace officers

(7) If, during the course of performing duties and functions under this section, the Ethics Counsellor believes on reasonable grounds that a person has committed an offence under this or any other Act of Parliament or of the legislature of a province, the Ethics Counsellor shall advise a peace officer having jurisdiction to investigate the alleged offence. [2003, c. 10, s. 10(3)]

Suspension of investigation

(8) The Ethics Counsellor must immediately suspend an investigation under this section of an alleged breach of the Code by any person if

(a) the Ethics Counsellor believes on reasonable grounds that the person has committed an offence under this or any other Act of Parliament or of the legislature of a province in respect of the same subject-matter; or

(b) it is discovered that the subject-matter of the investigation under this section is also the subject-matter of an investigation to determine whether an offence referred to in paragraph (a) has been committed or that a charge has been laid with respect to that subject-matter. [2003, c. 10, s. 10(3)]

Investigation continued

(9) The Ethics Counsellor may not continue an investigation under this section until any investigation or charge regarding the same subject-matter has been finally disposed of. [2003, c. 10, s. 10(3)]

1995, c. 12, s. 5; 2003, c. 10, s. 10; 2004, c. 7, ss. 23, 39.

Report

**10.5** (1) After conducting an investigation, the registrar shall prepare a report of the investigation, including the findings, conclusions and reasons for the registrar's conclusions, and submit it to the Registrar General of Canada who shall cause a copy of it to be laid before each House of Parliament on any of the first fifteen sitting days on which that House is sitting after it is received.

Contents of report

(2) The report may contain details of any payment received, disbursement made or expense incurred by an individual who is required to file a return under subsection 5(1) or by an employee who, in accordance with paragraph 7(3)(f) or (f.1), is named in a return filed under subsection 7(1), in respect of any matter referred to in any of subparagraphs 5(1)(a)(i) to (vi) or 7(1)(a)(i) to (v), as the case may be, if the registrar considers publication of the details to be in the public interest.

1995, c. 12, s. 5; 2003, c. 10, s. 11; 2004, c. 7, ss. 23, 39.

Annual report

**10.6** The registrar shall, within three months after the end of each fiscal year, prepare a report with regard to the exercise of the powers, duties and functions conferred on the registrar under this Act during the fiscal year and submit the report to the Registrar General of Canada who shall cause a copy of it to be laid before each House of Parliament on any of the first fifteen sitting days on which that House is sitting after it is received.

1995, c. 12, s. 5; 2004, c. 7, s. 23.

## ANNUAL REPORT

Annual report

11. (1) The registrar shall, within three months after the end of each fiscal year, prepare a report with regard to the administration of this Act, other than sections 10.2 to 10.6, during that fiscal year and submit the report to the Registrar General of Canada.

Tabling

(2) The Registrar General of Canada shall cause a copy of the report prepared pursuant to subsection (1) to be laid before each House of Parliament on any of the first fifteen days on which that House is sitting after it is received.

R.S., 1985, c. 44 (4th Supp.), s. 11; 1995, c. 12, s. 6; 2004, c. 7, s. 24.

## REGULATIONS

Regulations

12. The Governor in Council may make regulations

(a) requiring a fee to be paid on the filing of a return or a return of a class of returns under section 5 or 7, or for any service performed or the use of any facility provided by the registrar, and prescribing the fee or the manner of determining it;

(b) respecting the submission of returns or other documents to the registrar under this Act, including those that may be submitted in an electronic or other form under section 7.2, the persons or classes of persons by whom they may be submitted in that form and the time at which they are deemed to be received by the registrar;

(c) respecting the entering or recording of any return or other document under section 7.3;

(d) prescribing any matter or thing that by this Act is to be or may be prescribed; and

(e) generally for carrying out the purposes and provisions of this Act.

R.S., 1985, c. 44 (4th Supp.), s. 12; 1995, c. 12, s. 7; 2003, c. 10, s. 12.

## RECOVERY OF FEES

Recovery of fees

13. Any fee required by the regulations to be paid constitutes a debt due to Her Majesty in right of Canada and may be recovered in any court of competent jurisdiction.

R.S., 1985, c. 44 (4th Supp.), s. 13; 1995, c. 12, s. 7.

## OFFENCES AND PUNISHMENT

Contravention of Act or regulations

14. (1) Every individual who contravenes any provision of this Act, other than subsection 10.3(1), or the regulations is guilty of an offence and liable on summary conviction to a fine not exceeding twenty-five thousand dollars.

False or misleading statements

(2) Every individual who knowingly makes any false or misleading statement in any return or other document submitted to the registrar under this Act, whether in electronic or other form, is guilty of an offence and liable

(a) on summary conviction, to a fine not exceeding twenty-five thousand dollars or to imprisonment for a term not exceeding six months, or to both; and

(b) on proceedings by way of indictment, to a fine not exceeding one hundred thousand dollars or to imprisonment for a term not exceeding two years, or to both.

#### Limitation of proceedings

(3) Proceedings by way of summary conviction in respect of an offence under this section may be instituted at any time within but not later than two years after the time when the subject-matter of the proceedings arose.

R.S., 1985, c. 44 (4th Supp.), s. 14; 1995, c. 12, s. 7.

## REVIEW BY PARLIAMENT

#### Review of Act by parliamentary committee

**14.1 (1)** A comprehensive review of the provisions and operation of this Act must be undertaken, every five years after this section comes into force, by the committee of the Senate, of the House of Commons, or of both Houses of Parliament, that may be designated or established for that purpose.

#### Review and report

(2) The committee referred to in subsection (1) must, within a year after the review is undertaken or within any further period that the Senate, the House of Commons, or both Houses of Parliament, as the case may be, may authorize, submit a report on the review to Parliament that includes a statement of any changes to this Act or its operation that the committee recommends.

2003, c. 10, s. 13.

## COMING INTO FORCE

#### Coming into force

**\*15.** This Act or any provision thereof shall come into force on a day or days to be fixed by proclamation.

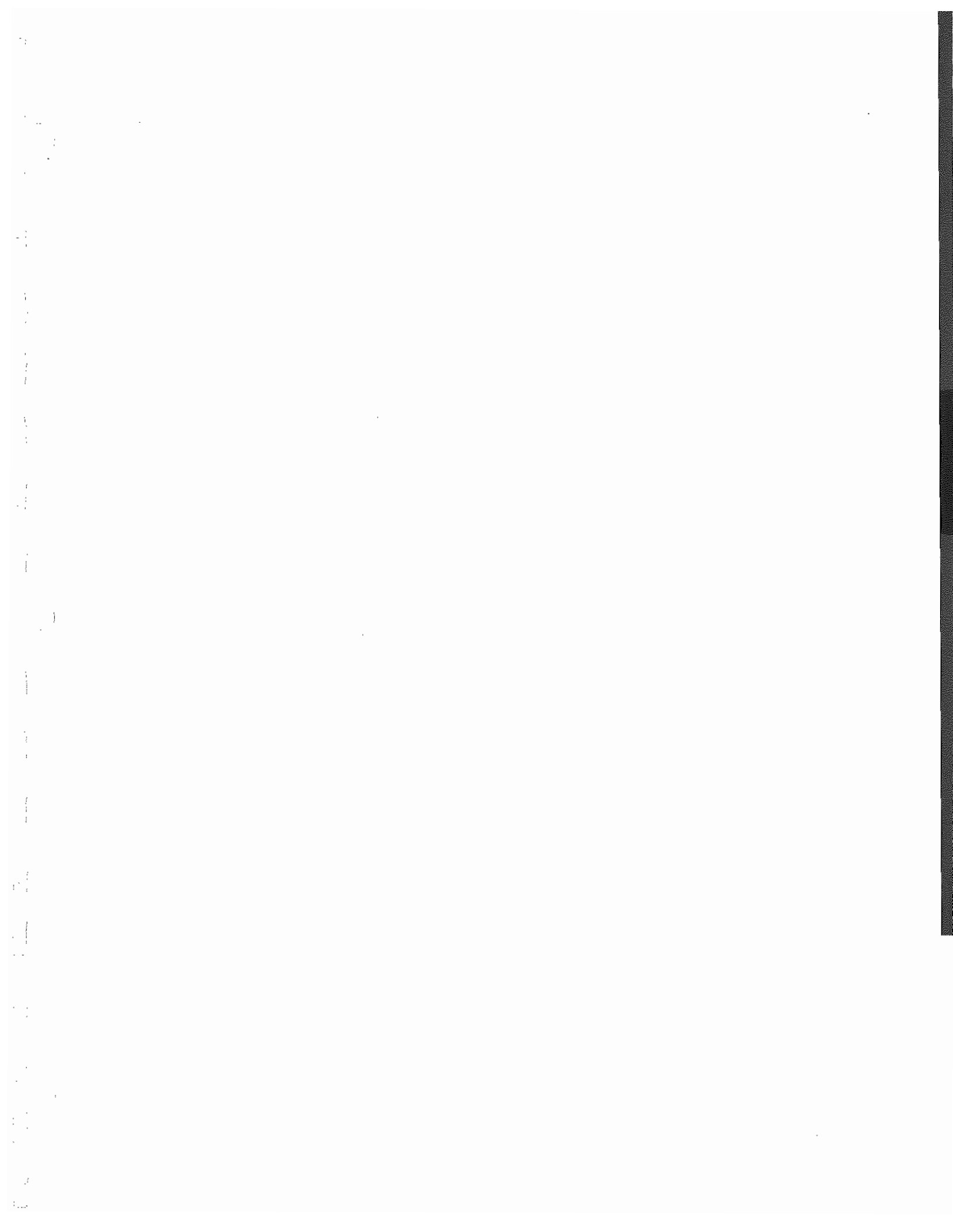
\* [Note: Act in force September 30, 1989, see SI/89-193.]

Last updated: 2008-02-11



Important Notices

**NOTE**



UNDERSTANDING IN PRINCIPLE

This document signed this 17 day of September, 1988,  
between:

THE GOVERNMENT OF CANADA, as  
represented by:

i) the Minister responsible for  
the Atlantic Canada Opportunities  
Agency (hereinafter called "the  
ACOA Minister"),

ii) the Minister of Regional  
Industrial Expansion (hereinafter  
called "the DRIE Minister"), and

iii) the Minister of National  
Defence (hereinafter called "the  
National Defence Minister); and

BEAR HEAD INDUSTRIES LTD., a  
company incorporated under the  
laws of Nova Scotia, a subsidiary  
which is one hundred (100%)  
percent owned by Thyssen  
Industries A.G. of the Federal  
Republic of Germany (hereinafter  
called "the Company").

WHEREAS the Government of Canada desires  
to foster the economic expansion and industrial  
development of Cape Breton;

WHEREAS the Company must have in place a  
North American heavy-industry manufacturing facility on  
an urgent basis, and desires to establish such a  
facility in the Bear Head peninsula region of Cape  
Breton;

WHEREAS the Government of Canada  
recognizes that the proposed Bear Head facility  
represents an important economic development and  
diversification of the industrial base of Cape Breton;  
and.

WHEREAS the Company is preparing financial details on its proposal, to meet the information requirements of the Government's established regional development capital contribution, and other assistance programs.

1. In accordance with this Understanding in Principle, the Company shall establish a diversified heavy-industry manufacturing facility in the Bear Head region of Cape Breton, Nova Scotia, which will:

(a) create in Cape Breton a new and diversified activity in the Canadian civilian and defence industrial base, with access to the North American defence markets, under the Canada U.S. Defence Production Sharing Agreement;

(b) transfer to the facility, all technology necessary for the construction of light armoured vehicles, and other heavy-industry products;

(c) source its requirements co-operatively from, and implement arrangements for joint-venture activities with, the Lavalin (UTDC) heavy-industry facility, in Trenton, Nova Scotia, in accordance with existing agreements between the Company and Lavalin;

(d) to the greatest extent possible, source its requirements from, and promote the establishment of, small business enterprises located in Atlantic Canada;

(e) implement arrangements for co-production with Krauss Maffei, in accordance with existing agreements between the Company and Krauss Maffei, if, under the Main Battle Tank project envisaged by the Government of Canada, Krauss Maffei is selected to manufacture Canada's replacement battlefield tanks; and

(f) employ a minimum of 500 people on a permanent, full-time basis and, where necessary, train these individuals in required skills and knowledge, utilizing, where appropriate, local educational facilities.

2. In accordance with this Understanding in Principle, the Government of Canada, in order to facilitate the establishment of the Company's heavy-industry manufacturing activity in Cape Breton, will:

(a) enter into negotiations with the Province of Nova Scotia, in accordance with existing letters to the Company from the Premier of Nova Scotia, to put in place financial arrangements for the co-funding of required physical infrastructure, up to a maximum value of \$27 million, and to use the Strait of Canso Industrial Development Subagreement as a source of funding;

(b) entertain an application by the Company to the Minister of National Revenue for assistance based on eligible project costs up to a maximum of \$68 million, under the provisions of the Cape Breton Investment Tax Credit, in accordance with the formal application for such assistance filed by the Company prior to June 30, 1988;

(c) entertain an application by the Company to the Minister of National Revenue for duty remission on the importation of machinery, parts, and components for the manufacturing of vehicles, under the Machinery and Equipment Tariff Program, consistent with this program at the time of such importation; and

(d) entertain an application by the Company to the Minister of Employment and Immigration for government participatory funding, for initial employee training.

3. In recognition of the need to proceed urgently, the Government of Canada and the Company agree to adopt a two-phased approach to the establishment of the Bear Head facility.

#### PHASE I

4. The Government of Canada and Company agree that in Phase I, the respective parties will undertake the following:

(a) the Company:

(i) the Company will proceed forthwith with the construction of an initial plant, as described in the document submitted to ACOA in March 1988, requiring an initial capital investment of \$58 million, to manufacture defence products for the North American markets;

(ii) the Company will have submitted a formal application to Enterprise Cape Breton, in advance of June 30, 1988, seeking assistance under the Cape Breton Investment Tax Credit (CBITC); and

(iii) the Company will provide by October 21, 1988, financial and other details associated with Phase I, and, in the shortest time possible thereafter, the remaining information required in order to qualify for assistance under the Defence Industries Productivity Program (DIPP), and other government assistance programs, under which funding is sought.

(b) the Government of Canada:

(i) the ACOA Minister, and the DRIE Minister, will consider assistance to the Company, up to a maximum of fifty (50) percent of eligible project costs, under programs delivered by Enterprise Cape Breton, consistent with these programs at the time the Bear Head project becomes eligible for such assistance.

(ii) The Minister of National Defence, in recognition of the excellent international reputation for quality and performance earned by Thyssen Industries A.G. in the military vehicle sector, and in the context of the major acquisition program for the upgrading of the Canadian Forces envisaged in the Defence White Paper, will consider the participation of the Company in the Light Armoured Vehicle Procurement Program, envisaged to occur in the early-to-mid 1990's, provided the Company:

(a) develops, designs, and manufactures, in its Cape Breton facility, these vehicles from its entire technology range according to the operational requirements of the Government of Canada,

(b) meets the Government's requirements for quality, delivery, and logistic support, including personnel training,

(c) delivers and performs at internationally competitive prices, and

(d) provides acceptable regional and industrial benefits; and



(iii) the DRIE Minister will consider capital establishment assistance to the Company, under the Defence Industries Productivity Program (DIPP), consistent with this program at the time the Bear Head project becomes eligible for such assistance.

## PHASE II

5. The Government of Canada and Company further agree that in Phase II, the respective parties will undertake the following:

(a) the Company:

(1) the Company will proceed not later than twelve (12) months after the commencement of production under Phase I, with diversification into heavy civilian manufacturing production targeted at Canadian and international markets;

(ii) the Company will provide within six (6) months after the commencement of production under Phase I, financial details including product and market projections associated with Phase II; and

(iii) should Phase II not be proceeded with, the Company will reimburse the Government of Canada for:

- (1) assistance as is provided by the ACOA and DRIE Ministers under paragraph 4 b(1) above, and
- (2) a portion, to be determined in subsequent negotiations, of the infrastructure assistance provided under paragraph 2 (a) above, in the event that the planned employment level of 400 people for Phase I is not sustained for 5 years.

(b) the Government of Canada:

the ACOA Minister, and the DRIE Minister, will consider assistance to the Company, under established regional and industrial development programming, consistent with such programs at the time the Bear Head project becomes eligible for such assistance.

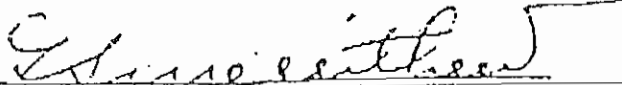
6. This Understanding in Principle may be complemented by future Memoranda of Understanding.

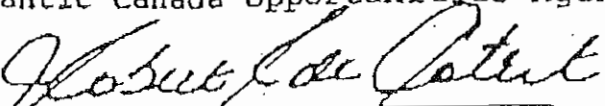
7. The understandings in principle set out in this Understanding in Principle do not create any enforceable, legal or equitable rights, nor obligations, but merely serve to document the:

- (a) parameters that have been set; and
- (b) areas on which discussions have been held, and understandings in principle reached.

Further clarifying negotiations and the requisite approval from all appropriate parties (including without limiting the foregoing, Treasury Board, and the Board of Directors of Bear Head Industries Ltd.) are needed before contractual documentation can be entered into.

THE GOVERNMENT OF CANADA

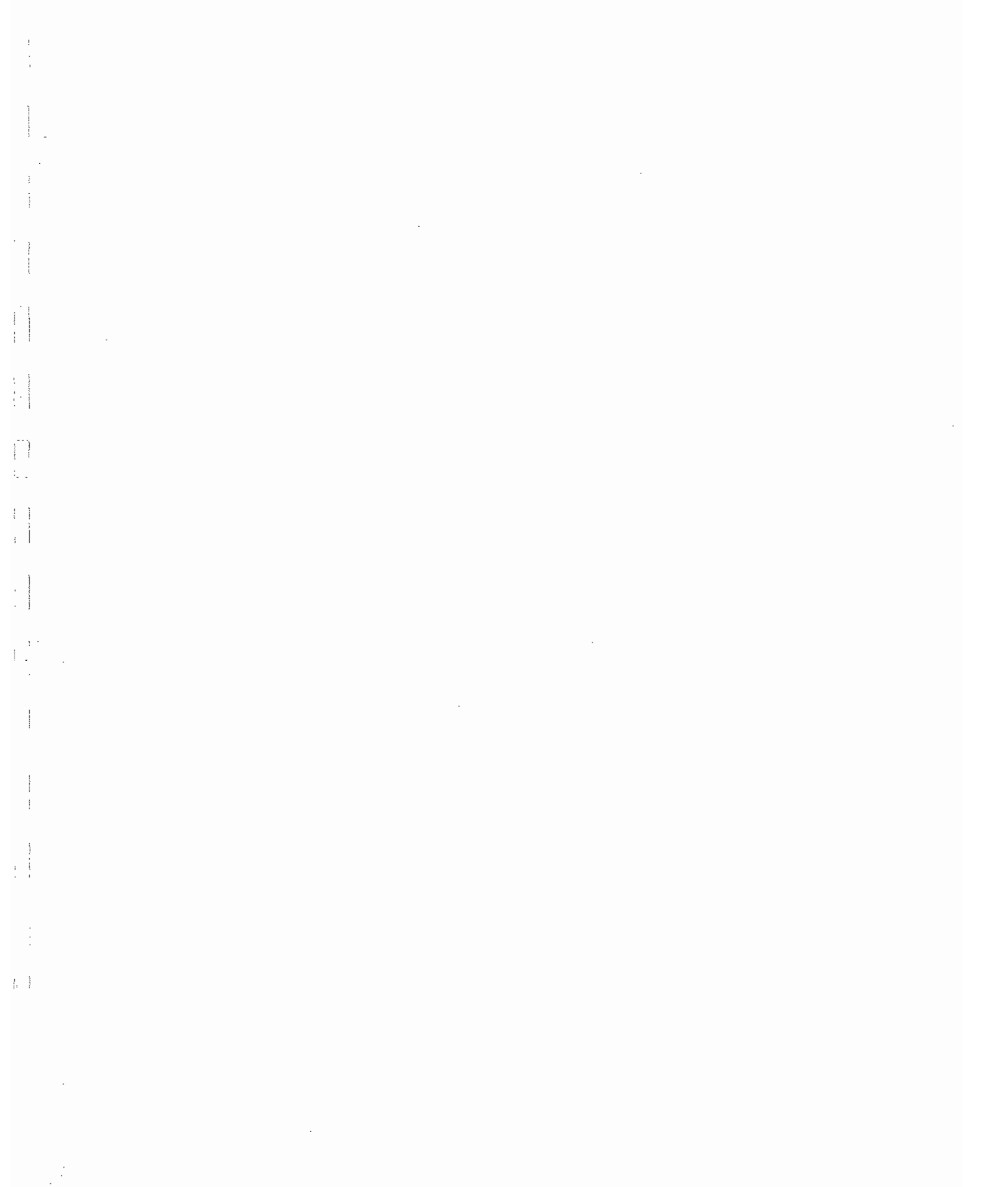
  
Minister responsible for the  
Atlantic Canada Opportunities Agency

  
Minister of Regional Industrial  
Expansion

  
Minister of National Defence

BEAR HEAD INDUSTRIES LIMITED

  
Mr. Karlheinz Schreiber, Chairman

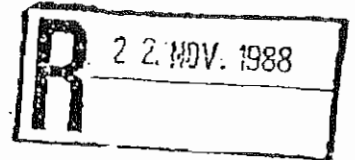


BMA II f

0409 300

# Bitucan Holdings Ltd.

Suite 1204, Dome Tower  
333 - 7th Avenue S.W.  
Calgary, Alberta T2P 2Z1  
Telephone (403) 269-9377  
Fax (403) 262-8786



MERKUR Handels- und Industrie AG  
Aeulestrasse 5  
P.O.Box 83

FL-9490 Vaduz  
LIECHTENSTEIN

October 20, 1988

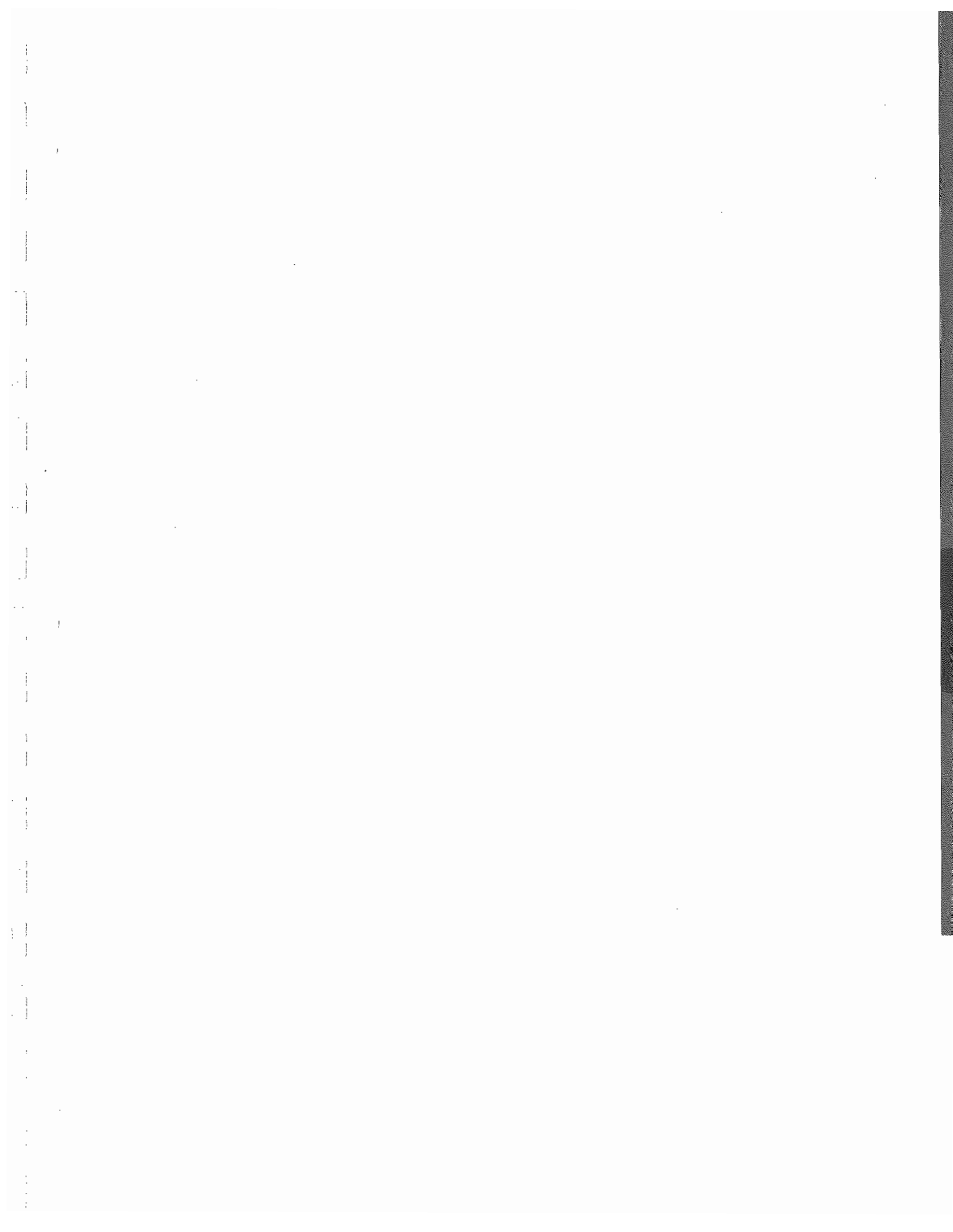
## I N V O I C E

To invoice you for services rendered  
regarding your industrial project in  
Indonesia

Please remit ..... \$ 710,000.00

Bitucan Bank Account: 10 12 765 Bank of Montreal, Calgary  
Standard Life Branch

Bank Guiding Number: 25029001





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1770 MARKET STREET  
SUITE 408  
HALIFAX, N.S. B3J 2M4  
CANADA

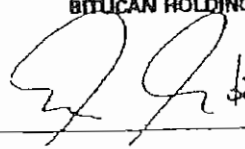
November 2 1988  
TELEPHONE 429-1040  
HALIFAX, N.S.

M. Bitucan Holdings Limited  
1204 Dome Tower, 333 - 7th Avenue S.W., Calgary, Alberta.  
T2P 2Z1  
in account with

**Doucet & Associates**  
BARRISTERS & SOLICITORS

To services rendered by Gerald Doucet \$ 90,000.00

E. & O. E.

<b>BITUCAN HOLDINGS LTD.</b>		105
1204, 333 - 7 AVENUE S.W. PHONE 269-9377 CALGARY, ALBERTA T2P 2E1		
		November 15 19 88
PAY TO THE ORDER OF	Doucet & Associates	\$ 90,000.00
REGISTERED 90000 DOLLARS R34P11951		100 DOLLARS.
Re: Invoice 2.11.1988		
Bank of Montreal 506 - 6TH STREET S.W. CALGARY, ALBERTA T2P 1X3	BITUCAN HOLDINGS LTD.  PER _____	
⑆0000105⑆ ⑆25029001⑆ 1012⑆765⑆		

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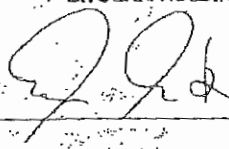
Frank and Beth Moores  
403 Clarke Ave.  
Westmount, Que.,  
H3W 3C3

November 8, 1988

Bitucan Holdings Limited  
1204, 333 - 7th Avenue S.W.  
Calgary, Alberta  
T2P 2Z1

I N V O I C E

For Services Rendered by Frank  
D. Moores on your behalf \$90,000.00

<b>BITUCAN HOLDINGS LTD.</b>		107
1204, 333 - 7 AVENUE S.W.    PHONE 269-9377		
CALGARY, ALBERTA    T2P 2E1		November 15 19 88
PAY TO THE ORDER OF	Frank D. Moores	\$ 90,000.00
REGISTERED 184P 11081		DOLLARS
Re: Invoice 8.11.1988		100.
Bank of Montreal 506 - 6TH STREET S.W. CALGARY, ALBERTA T2P 1X3		BITUCAN HOLDINGS LTD.
		PER 
⑈ 0000107⑈ ⑆ 25029⑈00⑆ ⑆ 1012⑈765⑈		



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**GCI**  
GOVERNMENT  
CONSULTANTS  
INTERNATIONAL

NOV 15 1988

**INVOICE**

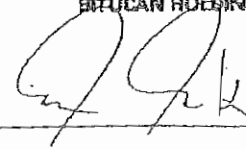
BILL TO: Bitucan Holdings Limited  
1204, 333 - 7th Avenue S.W.  
Calgary, Alberta  
T2P 2Z1

INVOICE NO.: 1880

DATE: November 10, 1988

DESCRIPTION	AMOUNT
Re: Consulting Services Rendered	\$250,000.00

GOVERNMENT CONSULTANTS INTERNATIONAL INC.  
SUITE 1300, 50 O'CONNOR STREET,  
OTTAWA, CANADA K1P 6L2  
PHONE: (613) 236-7001 TELEX: 053-3860

<b>BITUCAN HOLDINGS LTD.</b> 1204, 333 - 7 AVENUE S.W. PHONE 269-9377 CALGARY, ALBERTA T2P 2E1		103
PAY TO THE ORDER OF GOVERNMENT CONSULTANTS INTERNATIONAL		November 15 19 88
		\$ 250,000.00
REGISTERED 250000 DOLLARS		DOLLARS
Re: Invoice No. 1880/10.11.1988		BITUCAN HOLDINGS LTD.
Bank of Montreal 506 - 8TH STREET S.W. CALGARY, ALBERTA T2P 1X3	PER 	
⑆0000103⑆ ⑆25029⑈00⑆ 1012⑈765⑈		

A 7/91

0412

510

LEMOINE CONSULTANTS INC

NOV 15 1988

INVOICE

December 1, 1988

To Bitucan Holdings,  
Calgary, Alberta

For professional Services rendered: \$90,000.00

TOTAL \$90,000.00

**BITUCAN HOLDINGS LTD.**

1204, 333 - 7 AVENUE S.W. PHONE 269-9377  
CALGARY, ALBERTA T2P 2E1

106

November 15 19 88

PAY TO THE ORDER OF LEMOINE CONSULTANTS INC.

\$ 90,000.00

REGISTERED 90000 DOLLARS

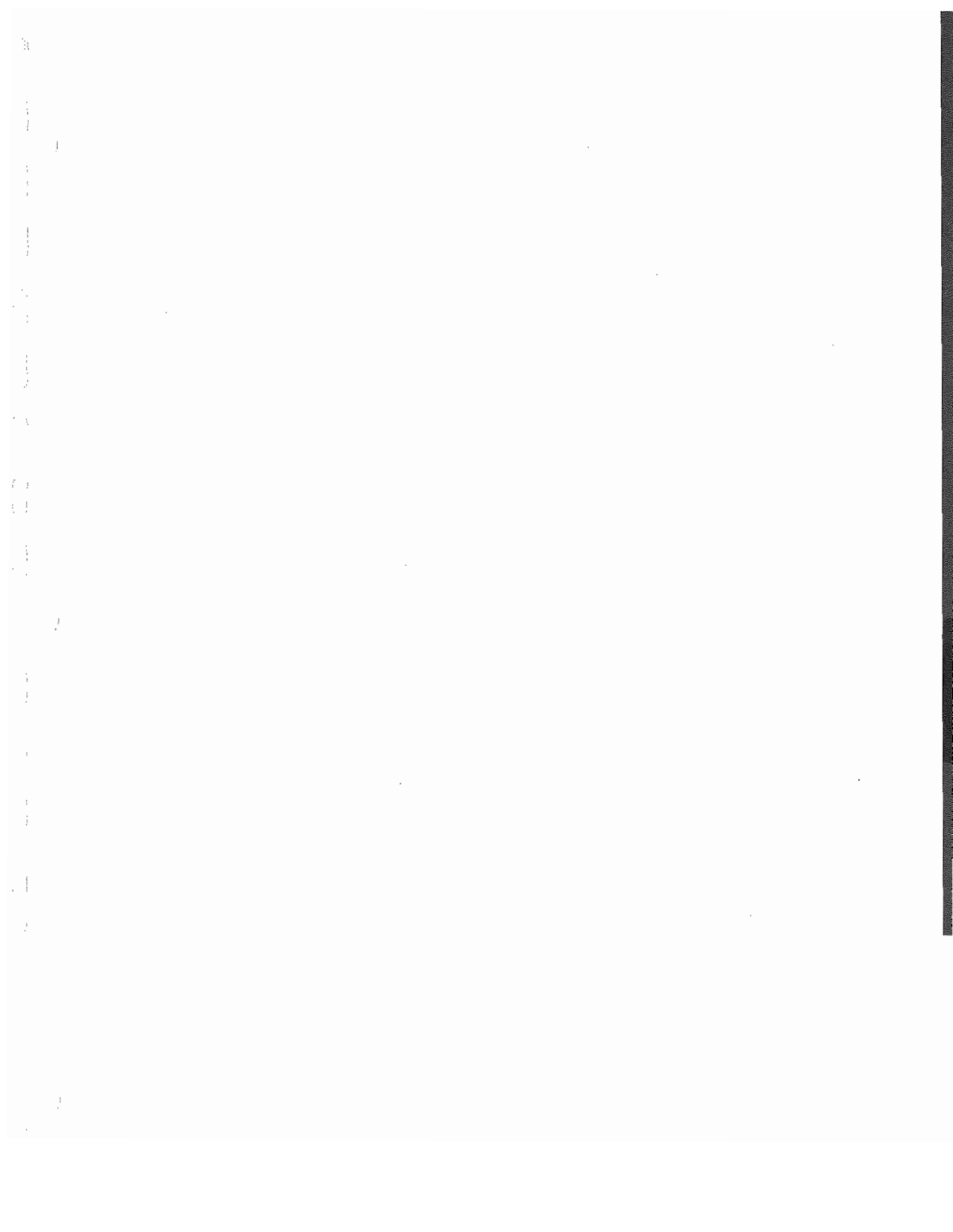
100 DOLLARS

Bank of Montreal  
506 - 6TH STREET S.W.  
CALGARY, ALBERTA T2P 1X3

BITUCAN HOLDINGS LTD.

PER

0000 106 250 29 00 10 12 76 5



KARLHEINZ SCHREIBER

7 BITTERN COURT, ROCKCLIFFE PARK  
OTTAWA, CANADA K1L 8K9

TELEPHON 613 748 7330  
TELEFAX 613 748 9697  
schreiberbarbel@aol.com

Fax: 613 996 3267 / 905 822 2115

Mr. Paul Szabo, M.P.  
Chair, Standing Committee on Access to Information, Privacy and Ethics  
Confederation Building  
House of Commons  
Room 175  
Ottawa, Ontario K1A 0A6

Ottawa, March 3, 2008

**Subject: Testimony, Dec. 13, 2007 of the Right Honourable Brian Mulroney  
Success - Fee related to the Bear Head Project**

Dear Mr. Szabo:

Please accept the following as part of my testimony in front of the Standing Committee on Access to Information and Ethics.

I believed that the Right Honourable Brian Mulroney would accept the invitation of the Ethics Committee to appear for a second testimony and tell the truth, after he had heard my testimony.

Unfortunately he preferred cowardly not to make himself available and send spokespeople to do his talking and to announce that he is now against a public inquiry.

This leaves me now with the responsibility to clear the air for Canadians and the Ethics Committee regarding the Thyssen Bear Head project as follows:

On September 17, 1984 Brian Mulroney became the Prime Minister of Canada.

On January 8, 1985, immediately after Mr. Mulroney was elected as Prime Minister, GCI Government Consultants International was incorporated.

During the year 1985 GCI obtained through IAL International Aircraft Leasing Liechtenstein consulting agreements with:

MBB Messerschmitt - Boelkow - Blohm GmbH, Munich, Germany  
 ABI Airbus Industries Toulouse, France  
 THI Thyssen Industrie AG Essen, Germany

On February 3, 1986 the Hon. Frank D. Moores opened the bank accounts concerning the GCI business at the bank Schweizerischer Bankverein Zuerich, Switzerland.

The business activities between the Canadian governments MBB, ABI, THI took place during the years 1986, 1987, 1988.

On September 27, 1988 Thyssen Bear Head Industries LTD signed an UNDERSTANDING IN PRINCIPLE with the Government of Canada.

On October 20, 1988 Thyssen Industrie AG paid \$ 2 Million success fee concerning the UNDERSTANDING IN PRINCIPLE to IAL, in trust for GCI (see corroborating document attached).

**This \$2 million was divided amongst Mr. Mulroney and his friends/as follows:**

On November 2, 1988 GCI (Frank Moores) deposited \$ 500 000.00 to the Swiss bank account, Codename "Frankfurt" concerning the Thyssen Bear Head project and the Right Honourable Brian Mulroney. Mr. Mulroney would know that this money was marked for him (corroborating bank document attached).

On November 15, 1988:

- GCI received \$ 250 000.00 (corroborating document attached)
- FDCl, Fred Doucet received \$ 90 000.00 (corroborating document attached)
- Doucet & Associates, Gerald Doucet \$ 90 000.00 (corroborating document attached)
- Frank D. Moores received \$ 90 000.00 (corroborating document attached)
- LEMOINE CONSULTANTS INC, Gary Ouellet received \$ 90 000.00 (corroborating document attached)

On November 21, 1988 Brian Mulroney was re-elected as Prime Minister. It is notable how the money was distributed only days before the election.

Five years later, on June 23, 1993 during the meeting at Harrington Lake the Right Honourable Brian Mulroney, then the Prime Minister of Canada told me that he would be of great help to me in relation to the Thyssen Bear Head project especially with Kim Campbell as the next Prime Minister of Canada in office.

On July 12, 1993 (after the meeting with the Right Honourable Brian Mulroney, Prime Minister of Canada, at Harrington Lake) I advised the Swiss Bank in Zurich to open a new account with the codename BRITAN (Thyssen Bear Head project / Brian Mulroney) and to transfer \$ 500 000.00 from the Frankfurt account to the Britan account (corroborating bank document attached)

On July 26, 1993 the "Britan" account received \$ 500 000.00 (corroborating bank document attached).

On July 27, 1993 I withdraw \$ 100 000.00 in cash (corroborating bank document attached). On August 27, 1993 I paid \$ 100 000.00 in cash to Brian Mulroney at the Mirabel Airport Hotel concerning future services with respect to the Thyssen Bear Head project and the establishment of production facilities in Montreal. I provided similar payments to Brian Mulroney on December 18, 1993 at the Hotel Queen Elisabeth, Montreal and at the Hotel Pierre in New York on December 8, 1994.

During the testimony of Norman Spector in front of the Ethics Committee on February 5, 2008 I learnt for the first time that Brian Mulroney, then the Prime Minister of Canada "killed" the Thyssen Bear Head Project "on December 16, 1990."

During the testimony of the Hon. Elmer MacKay and Fred Doucet I had to recognize that Brian Mulroney had not even told them that he "killed" the Bear Head project.

Brian Mulroney, then the Prime Minister of Canada made all the people which were working on the project and the companies involved believe during the years from 1990 to the end of 1993 that the project was still alive and even attended meetings with government officials concerning the Thyssen Bear Head project.

The reason for this unbelievable betrayal, fraud and lies is Mr. Mulroney's enormous greed for money. Brian Mulroney knew that he would lose the \$ 500 000.00 if it would be known that he "killed" the project. This is why he continued to perpetrate the lies that he would work on the project. This also shows how his testimony that he did "international lobbying" for Thyssen is a complete fabrication.

The point to be learned from this chronology is \$500 000.00 sat dormant in a bank account for five years from November 1988 until July 1993. In July 1993, Mr. Mulroney concocted a way to have the money dispersed to him. The only reason that such a large

amount of money would sit dormant in the account is because it was for Mr. Mulroney. He knew it, his close GCI friends, Frank Moores and Gary Ouellet knew it and I knew it.

Since Brian Mulroney never provided any service for Thyssen Bear Head Industries or me I demanded the repayment of the funds.

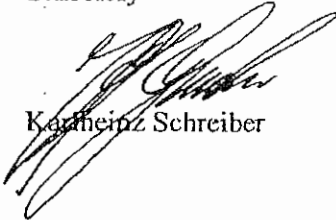
The AIRBUS business and the meeting with Brian Mulroney on Monday February 2, 1998 at the Hotel Savoy in Zuerich, Switzerland is a similar story with complexities only a Public Inquiry will uncover.

It is no surprise that Brian Mulroney and his friends, who are responsible for all my legal problems, do not want a Public Inquiry. They want to shut me up and get me out of Canada with the assistance of the RCMP and the Department of Justice of Canada.

Canadians have all the reasons to be shocked when they hear more about this scandal. Canadians will understand why I am asking for years to call a Public Inquiry.

My family and I had a wonderful life until I responded to the demands of the Right Honourable Brian Mulroney, his government and his friends.

Sincerely

A handwritten signature in black ink, appearing to read 'Karlheinz Schreiber', written over a printed name.

Karlheinz Schreiber

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 ABI Airbus Industries Toulouse, France  
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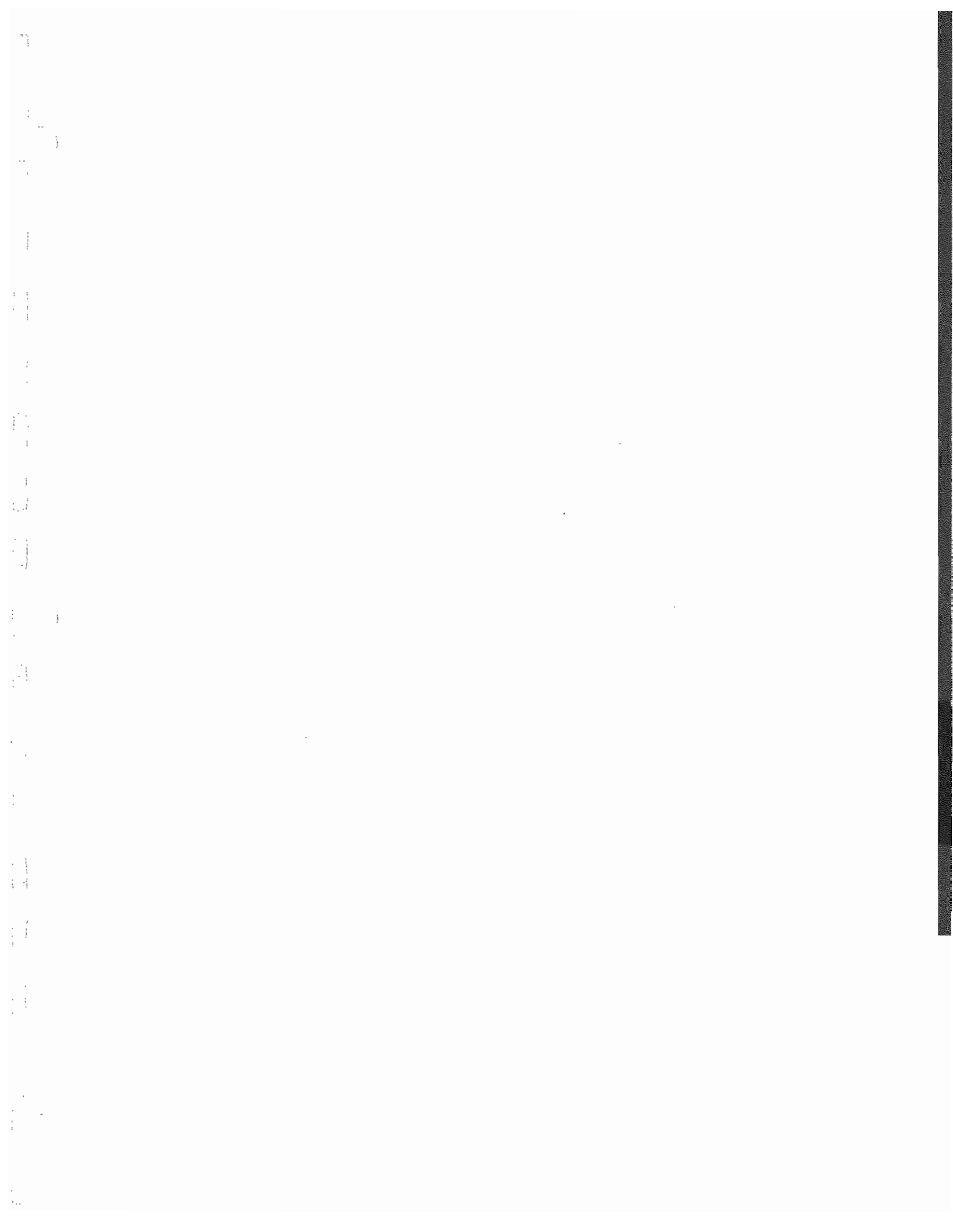
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- Frank D. Moores received \$ 90 000.00 (corroborating document attached)
- LEMOINE CONSULTANTS INC, Gary Ouellet received \$ 90 000.00 (corroborating document attached)





Donnerstag 10. November  
 Freitag 11. November

SA 7.30  
 45. Woche  
 314.51

SU 16.40  
 45. Woche  
 316.08

Raumrechn. Wierczech 040-300.72302

7	UHR 7	Gesam. w. Kenecke/Sprengel Vogelzug?	Haartz A. Gofiv?
8	8	Fax Yuri / Ernst	Annis Thyssen St. 22 N. 23, 24 25 Mittag. Sefelg.
9	9	Otto Tamin? Max / Renate.	Andi Meteloy? Wäppersburg
10	10		Wankner Rauch
11	11		Rauch? Lösserr Spagl 300000
12	12		Vertrag mit Thyssen Erlt. Gölmer
13	13		Andi-Momantoblager!
14	14	Dorset Tal. No. 1010 10F	Michaela Geiger
15	15		B. Lindemann
16	16		
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18	18	A. Blum?	
19	19		Wierczech
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7	45. Woche 314.51	Bonif Baumstra
8		Peter Ruppert
9		Friedr. w. Ulmer
10		Herrn. v. d. Helle Hon. Pölsch 19 83 - 1990
11		08841.3922 Giese
12		M:30 Michaela
13		089.292386 / 87 Pachler Hermann
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Dienstag 15. November

SU 16.34

Otto/Franz/Skizzi

Montag 14. November

SU 16.30

P. Rappert Brief

SA 7.37

46. Woche  
318-47

Hermann Puchler / V

Flug WS + Hotel

Gregor Gudrun 5 Briefe

Hoffm. Mosenpich Barl ?

# Kopien Melara Kisten

# Andi Tarnis Paris ?

Frick wg. Bopfay ?

Anche wg. Tarnis

Max

Giesner

Tel. Royer + Albert

UHR 7

Einladung für Albert

Lorenz Ploss Newy. H. H.

Presse

Brian 2+4 / Griesner / Mikrowell

AS Export Niederlande

12:30 Böhm

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18:20 Tel. Puchler

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Wienheim

10:20 Giesner  
Kaschay  
Thussen

Tel. Puchler

18 Oper.

Mittwoch 16. November

Freitag 17. November

SU 16.31  
46. Woche  
321-44

SU 16.29  
46. Woche  
320-45

Stadt  
Stelle

7		Reis.
8		Kapitan Hasaro
9	#	Leuro Spandiel Tel.
10		Lenner Tel.
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BuB- und Betrag

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Stein-Garni Glanz ExpoA  
 Hecke Tel.

Freitag 18. November

Samstag 19. November

SU 16.20

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46. Woche  
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46. Woche  
322-46

UHR 7

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UHR 11

UHR 12

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UHR 14

UHR 15

UHR 16

UHR 17

UHR 18

UHR 19

UHR 20

Baumman ng Sonntag

Laura Pandra Paper

Stein

Saray Zimmer

Ulmer

Tholen ng. Fox

Kat ng. Marka

Assenber

Otto Witzler Überweisung

Mir de dard

Antrag bezahlen

Miguela Goigs

fox 3

Arthel Handelsklat

Dauca ng NY

Chris Alford

FA Augsburg -  
Steuerabteilung

Sonntag 20. Novem

Montag 21. November

SU 16.27

SA 7.47

SU 16.28

UHR  
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Totenbenntag

48. Woche  
324.41

Woche  
328-40

Alwin

Lanz

Jürgen + Brigitta

Ernst Müller

Baumgartner

Archt. Jammann  
Kieppensbush

Mucklich Augsburg

Käthi Pierre NY

Lanz

680 D 90F  
W 235-971-048 num. No.  
F 971 013

Andr. Böhm Fax

Baldak

Post 50 Antonia  
50 km. D  
M. R. B.

888 3806-7684  
Abteil. Handelsblatt

520 Baumann

Höbe Hainzel

13

Miguela Rust.

Przy Alford.  
Wg. Hotel N.Y.

Handelsblatt Abteil.  
Briefen Miguela w. Conz

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Finif

Freemann UK  
Macintosh UK

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Freemann UK  
Macintosh UK

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Rod D.T. Ministry  
mit moegen Honnig  
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Dienstag 22. November

Mittwoch 23. November

Dienstag 22. November

Mittwoch 23. November

Dienstag 22. November

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Dienstag 22. November

Mittwoch 23. November

Dienstag 22. November

Mempel

Brink Mg. Manke  
etc. etc. etc.

Daly 7A Handch. Blatt  
Pg.

Ad. Opt. 571768  
Fax 573841  
Fasch 553146/97  
Mutter 0041-89-62068/40  
Hotel.

Uhr 7  
Wien sen / Simon  
Dr. Weber  
Andi Arkhill Michala

9 51 Aug 89

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Tel.

Bahn 50 / Andre Stahl

Donnerstag 24. November

SU 16.24

SA 7.53

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328.37

D1 Telefon / Gage

Fax Buy AIRBUS  
Borlänge & Brief Koop

Gage Messid

Waring 18. Dec.

Unterlage sein Andre  
sein Alt + alle Patenteurlohn

sein Vollmacht Clemens

Ludwig Bulmer

Buy Pflanzern

6010789

Maria Kent.

UHR

Gaggenberg / Wasser / Termin

Gaggen Hotel Fax 2

Gaggen Nänberg

Tel. Würzburg

Anchering Safe

Freitag 25. November

Pin 8369 GE / 0171 430 1401

SU 16.23

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329.36

Birkner

Tel. Winfried Böhm

Leidlich Landwehr Rm  
0044. 71.600 4312  
585-575-326-

G. Stein

12:30 Dr. Rapp

Dr. Stein

Notariat / Wg. Stein

Tel. Dr. Seelma.

7-22 Uhr. Mess.

19:45 Dr. Bofen

Witzend

Tel. Bagman / Spaghihino!

Handelsblatt Beate

Lindemann Fax 214659

0228 214 460

H0. 22 4307

Bör. Friedr.  
Hensel

Vermioge Hestegrande  
Ankündigungsausschreibung

Seite 089 222631

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Samstag 26. November

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Elma Mochay

Christine Matt  
Mulle Erndt

4. Advent  
Kassmann

Masman

Mochay

Fox Lindmann  
Hambelstube

15. Papp

082.49466

7330 Biber 1539

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30 Tel. Mond

Yelp! Geb.  
Montag 28. November

SA 8:00

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Haupt: Materlog über die Ausstellung alle offen  
Duck Museum

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Frick, Kupp, Arrows

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Pabbi

Dienstag 29. November

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SU 16:19

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Andr 50 - / Böhm

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Sänger + Brigitte

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Andr Max 2  
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Wiesheu / Störker  
Tompton oder Engländer  
BMW 500er Motor

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Andre - Deposo  
Stärke, Tel od. Fax-  
Earth. #

Lanz

Andi Vertriebsordner

Spiegel  
Samstag 3. Dezember

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Andr 52.000 an der  
Delfin  
110. Gharz  
F. Canada. / Kapp

Furt Joss ✓

Linemann

0228.228307

Tel. Greg. Übertragung  
Händchle.

Spegethi

Del. Nr. 52000  
Ry. 6000 f. Kap. 19

Tel. Lanz  
Tel. Sandmann #

Brick Greg #

470 2480



Pfeilcher Littmann Spiegel Frankfurt

Dienstag 6. Dezember

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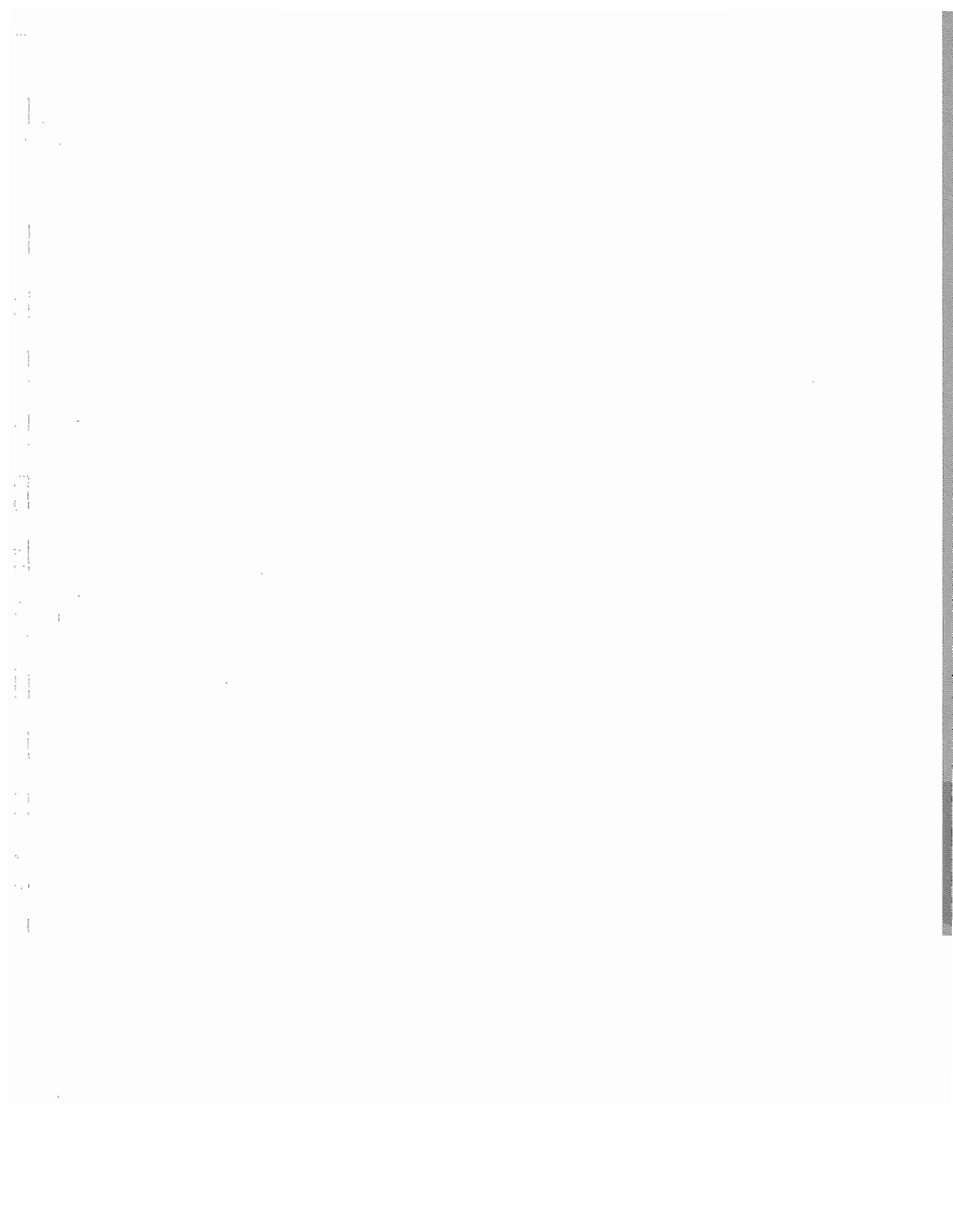
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Teil. Störker

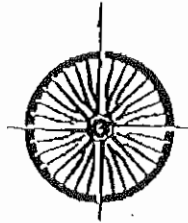
Metropoliten Club

18 i 30





THE GOVERNMENT BUSINESS CONSULTING GROUP INC.  
HALIFAX • OTTAWA • NEW YORK



5 Dec 5 10 30 J

TO/À: Francine Colin  
COMPANY/SOCIÉTÉ: \_\_\_\_\_  
FROM/DE: Fred Doucet DATE: December 5, 1994  
INCLUDING THIS PAGE/INCLUANT CETTE PAGE: 8 PAGES  
ORIGINAL/ORIGINALE: 514-286-5474

MESSAGE: Dear Francine:

Could you kindly put this into Mr. Mulroney s file for our  
New York meeting. Thanks.

SHOULD THERE BE ANY PROBLEMS WITH THIS TRANSMISSION, PLEASE CONTACT/  
POUR TOUT PROBLÈME DE TRANSMISSION, VEUILLEZ COMMUNIQUER AVEC

SUITE 320, 440 LAURIER AVE. WEST  
OTTAWA, ONTARIO, CANADA K1R 7X6  
TEL (613) 782-2336 FAX (613) 782-2428

12/01/1994 16:52 THYSSEN BHI

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THYSSEN BHI

## MEMO

**TO: Fred Doucet****FROM: Greg Alford****TEL: 613-563-3321****FAX: 613-563-7648****DATE: December 1, 1994****SUBJECT: Defence White Paper Release and Letter****PAGES: 6**

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**Defence White Paper released today, 3 key pages attached:**

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**Also attached is letter to Minister of Defence for signature by J. Massmann.****Please call Greg Alford if any changes to the letter are necessary.**

immediately to identify options and plans to put into service new affordable replacement helicopters by the end of the decade.

The Special Joint Committee on Canada's Defence Policy found that submarines can conduct underwater and surface surveillance of large portions of Canada's maritime areas of responsibility, require relatively small crews, can be operated for roughly a third of the cost of a modern frigate, and work well with other elements of the Canadian Forces. It also recommended that, if it should prove possible in the current environment of military downsizing around the world to acquire three to six modern diesel-electric submarines on a basis that was demonstrably cost-effective (i.e., that could be managed within the existing capital budget), then the Government should seriously consider such an initiative. The United Kingdom is seeking to sell four recently constructed conventional submarines of the *Upholder*-class, preferably to a NATO partner. The Government intends to explore this option.

To maintain sufficient capability to resupply troops, equipment and supplies for multilateral operations, the support ship *HMCS Provider* (initially slated to be paid off in 1996) will be retained in service, and plans for the eventual replacement of the existing fleet will be considered. Starting in 1995, the navy will receive the first of 12 modern Maritime Coastal Defence Vessels (to be crewed primarily by reservists), intended to provide a coastal defence and mine countermeasure capability that has been lacking.

#### Operational Land Forces

The importance of the Canadian Forces' mission to support an allied land campaign in Central Europe has diminished, allowing the withdrawal of our forces from Europe. Multi-purpose combat capabilities are now maintained to carry out a wide variety of domestic and international operations.

Canada's land forces will be adequately equipped to carry out their new array of tasks. The materiel of the three brigade groups will be improved. Current plans call for the acquisition of a variety of modern equipment essential to the maintenance of a multi-purpose combat-capability.

There exists, for example, a recognized operational deficiency in the armoured personnel carrier fleet. Its mobility, protection and defensive firepower must be brought into line with the modern requirements of environments likely to be encountered in today's UN and other multilateral missions. The Canadian Forces will, therefore, acquire new armoured personnel carriers for delivery, commencing in 1997. Modernization of part of the present inventory will add other suitably armoured personnel carriers to the fleet. The relatively new *Bison* APCs will be retained in service.

The fleet of *Cougar* armoured training vehicles that are part of the army's close-combat, direct-fire capability in peace and stability operations will eventually have to be replaced.

re. what are we the Strategy.

## CONCLUSION

Several years after the fall of the Berlin Wall and the collapse of the Soviet empire, Canada finds itself in a world fundamentally transformed, characterized by considerable turbulence and uncertainty. Similarly, at home, Canadians now live and work in a society of more limited resources and new challenges, where many of the old rules and certainties have lost their validity. In these circumstances, ensuring Canada's security and defining an appropriate role for our armed forces is more than ever a challenge for all Canadians.

With this White Paper, the Government has fulfilled its obligation to provide Canadians with an effective, realistic and affordable defence policy. From the outset, our objective was not to discard sound practices in favour of simplistic solutions. Rather, the Government was committed to reviewing carefully every aspect of Canada's defence policy so that it could make reasoned judgements on how best to ensure the nation's security and well-being. At the heart of our approach were extensive and far-reaching public consultations, lasting for most of 1994. The Government believes the defence policy enunciated in this White Paper reflects a Canadian consensus.

The White Paper affirms the need to maintain multi-purpose, combat-capable sea, land and air forces that will protect Canadians and project their interests and values abroad. It also concludes that to maximize the contributions of our armed forces, their traditional roles — protecting Canada, cooperating with the United States in the defence of North America, and participating in peacekeeping and other multilateral operations elsewhere in the world — should evolve in a way that is consistent with today's strategic and fiscal realities.

The Canadian Forces will maintain core capabilities to protect the country's territory and approaches, and to further national objectives. Given that the direct military threat to the continent is greatly diminished at present, Canada will reduce the level of resources devoted to traditional missions in North America. It will, however, remain actively engaged in the United Nations, NATO, and the Conference on Security and Cooperation in Europe. It will become more actively involved in security issues in Latin America and the Asia-Pacific region.

To achieve these goals, the Regular and Reserve Forces will both be reduced and refocused, the command and control system will be reorganized, and affordable equipment will be purchased so our troops have the means to carry out their missions. The Department of National Defence and the Canadian Forces will operate more efficiently, making optimum use of infrastructure and equipment, and ensuring full value is derived from the skills, experience

and professionalism of Canada's armed forces and civilian defence employees. The Government will also work towards harmonizing industrial and defence policies to maintain essential defence industrial capabilities.

This policy recognizes that the defence budget will be under continuing pressure as the Government strives to bring the deficit under control. More reductions can and will be accommodated, including the military reductions outlined in this Paper and cuts in the Department's civilian workforces arising from a number of additional facilities closures and consolidations. Further savings will be achieved through the elimination, reduction or delay of major acquisition projects currently included in the capital program. Only a few major re-equipment programs remain affordable, and these will directly support the new defence priorities identified in the White Paper. Taken together, these measures will have substantial implications for the Department and the Forces, their members and employees, as well as for local communities and the private sector across Canada.

This White Paper provides Canada's men and women in uniform and their civilian colleagues the direction they require to carry out their duties on behalf of the nation, whether the world of the future is a peaceful and stable one, or is plagued by increasing violence within and among states. Indeed, whatever the future brings, the new defence policy will enable Canada to respond and adjust as necessary to deal with the range of challenges to our security that could arise, now and into the next century.

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THYSSEN BHI

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provide high armour protection without compromise to payload and mobility. Equally important is the growth potential of TH495 offered through its modular design with features such as a digital bus system, a commercial engine with up-rateable power output, modular armour, etc. With the significant financial outlay that a new APC project will represent, it is logical that the vehicle Canada selects should be expected to be able to offer these features in order to give the best value.

TH 495 is an "off the shelf" product as defined by DND to the Canadian Defence Preparedness Association, and we can confirm it could be available off Canadian production in 1997. TH 495 is a privately funded development, the prototypes of which have been operating in Company trials for several thousand kilometres. An APC configured TH 495 has been delivered last week to Malaysia for customer trials. Additionally, we have confirmed that a very significant export market will exist for TH 495 over the next 15 - 20 years.

Earlier this month the prospect of TH 495 as the vehicle system for a multilateral cooperative program was realized through joint activities in Germany and Britain. Specific bilateral talks were initiated by the German Army after their recent decision to include a tracked vehicle as a portion of their acquisition plan under the GTK project. In the interest of finding common ground with additional potential cooperative program partners, I understand that German and British officials have invited the Canadian Army to consider participation in the proposed cooperative program which is based on TH 495. As a tracked vehicle the TH 495 possesses an inherent off-road mobility superior to any equivalent wheeled vehicle. This capability maintains the Army's required general purpose capacity. [The GTK project also includes plans for a wheeled vehicle acquisition under a separate bilateral Franco/German project.]

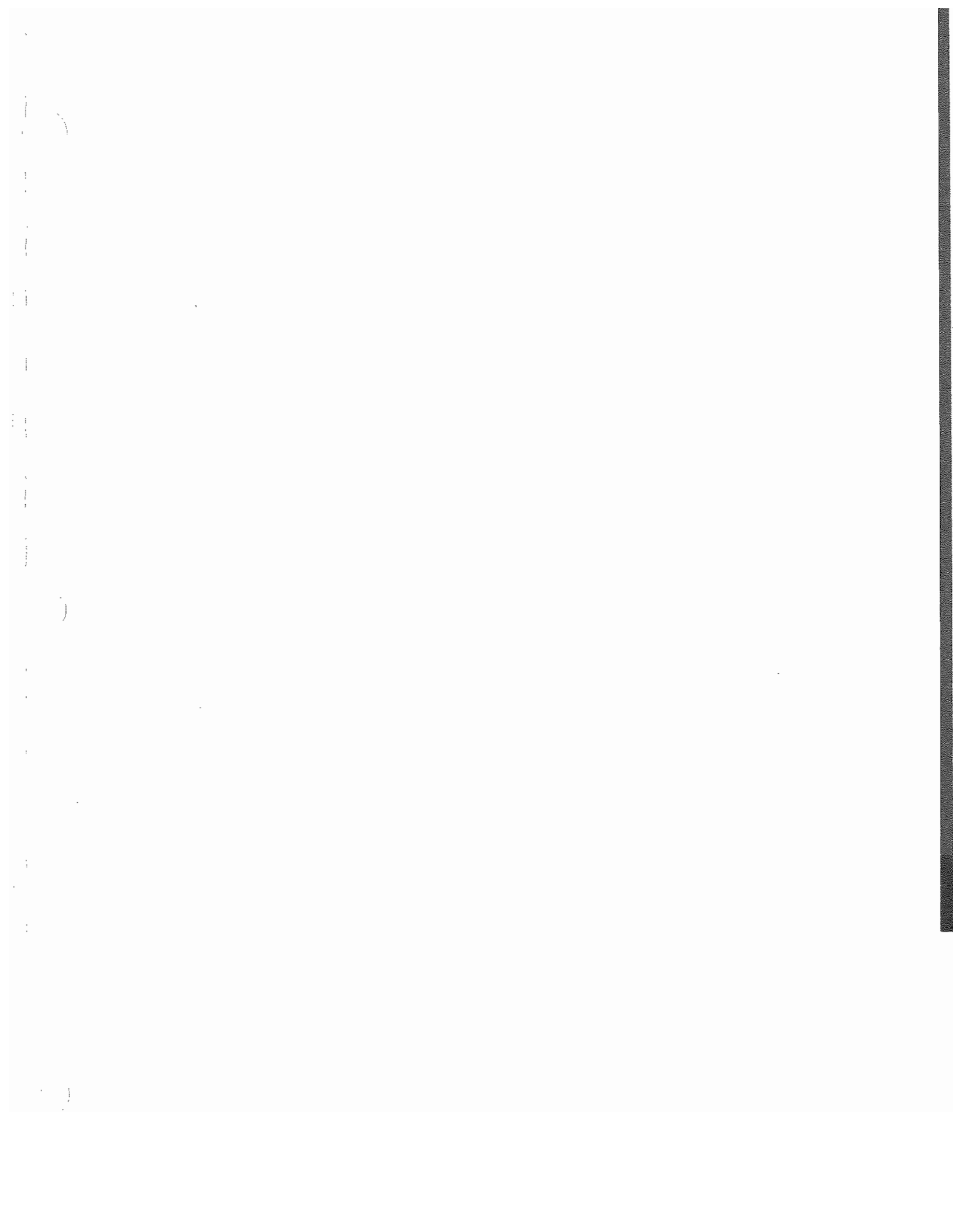
We see this interest in Multilateral Cooperation as very consistent with our objectives as an industrial developer of the TH 495. As an independent development, we have been able to minimize the risk in design by using an assembly of the most advanced but proven components. This optimizes design while meeting the broadest possible market and lowering the cost of the production vehicle. It is the Company's preference to manufacture TH 495 in Canada with high Canadian content through partnerships with Canadian companies and concurrent industrial benefits. We would also intend to manufacture in Canada for export which would create significant new jobs, both at our facility as well as among Canadian sub-contractors. On this point, it is important to note that the export market for TH 495 is distinctly different from that which can be reached by General Motors.

Based on our previous contacts with your department, including recent discussions with the Senior ADM Materiel, we have been assured that the APC procurement will be based on the Army's operational requirements and will be met by an open bidding.



THYSSEN BHI

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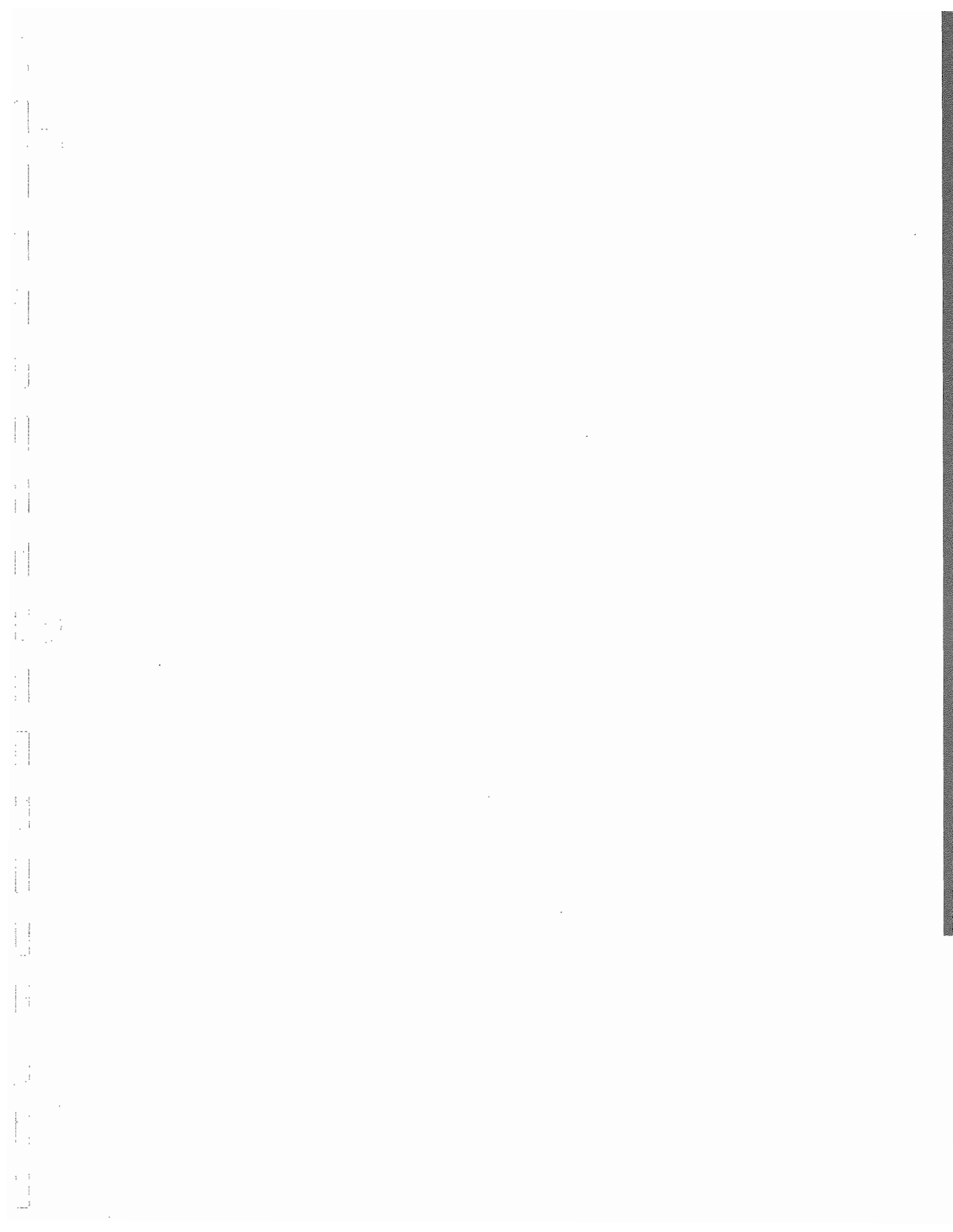




Thursday, Oct. 28/99

Memo to File

Having watched last night (Oct. 28/99) the fifth estate program on the CBC dealing with K.S., I decided to write down my recollection of an event that took place on Dec. 8, 1994. On that date, (Dec. 8/94) I traveled to New York to meet up with MBM for the purpose of attending a lunch at the invitation of K.S. on the occasion of Elmer MacKay's recent wedding. Elmer and his wife along with Barbell and others were in attendance. It was understood that ahead of the lunch K.S. wanted MBM to provide a report to him on his ongoing assignment of oversight internationally on behalf of K.S.'s corporate interests. At approximately 11:00 a.m., MBM and I proceeded to K.S.'s room and for approximately 1 ½ hrs. the two of them discussed various aspects about MBM's assignment as well as a number of matters where MBM saw opportunities in the international arena. K.S. provided some materials to MBM about some projects he was pursuing. At the end of the discussions K.S. handed over an envelope indicating that a payment for services and expenses were included. I was present throughout the discussion period. At the end of the 1 ½ hrs (approx) we all went down to the restaurant together to join the other guests at the Elmer MacKay luncheon. Lunch lasted for about 1 ½ hrs and MBM and I left together.



## MANDATE

To provide a watching brief to develop economic opportunities for our companies,

including travelling abroad to meet with government and private sector leaders to assist in opening new markets for our products and to report regularly to us in this regard. In this context, priority should be given to opportunities relating to Canadian based manufacturing of peace keeping and/ or peace making military equipment in view of Canada's prominence in this area.

The mandate will be for a period of three years. The fee to cover services and expenses is set at \_\_\_\_\_ for the period.

Feb 4/00

93/94  
94/95  
95/96

MANDATE

To provide a watching brief to develop economic opportunities for our companies,  
A R C  
including travelling abroad to meet with government and private sector leaders to assist in opening new markets for our products and to report regularly to us in this regard. In this context, priority should be given to opportunities relating to Canadian based manufacturing of peace keeping and/ or peace making military equipment in view of Canada's prominence in this area.

The mandate will be for a period of three years. The fee to cover services and expenses is set at ~~250,000~~ <sup>250,000</sup> for the period.

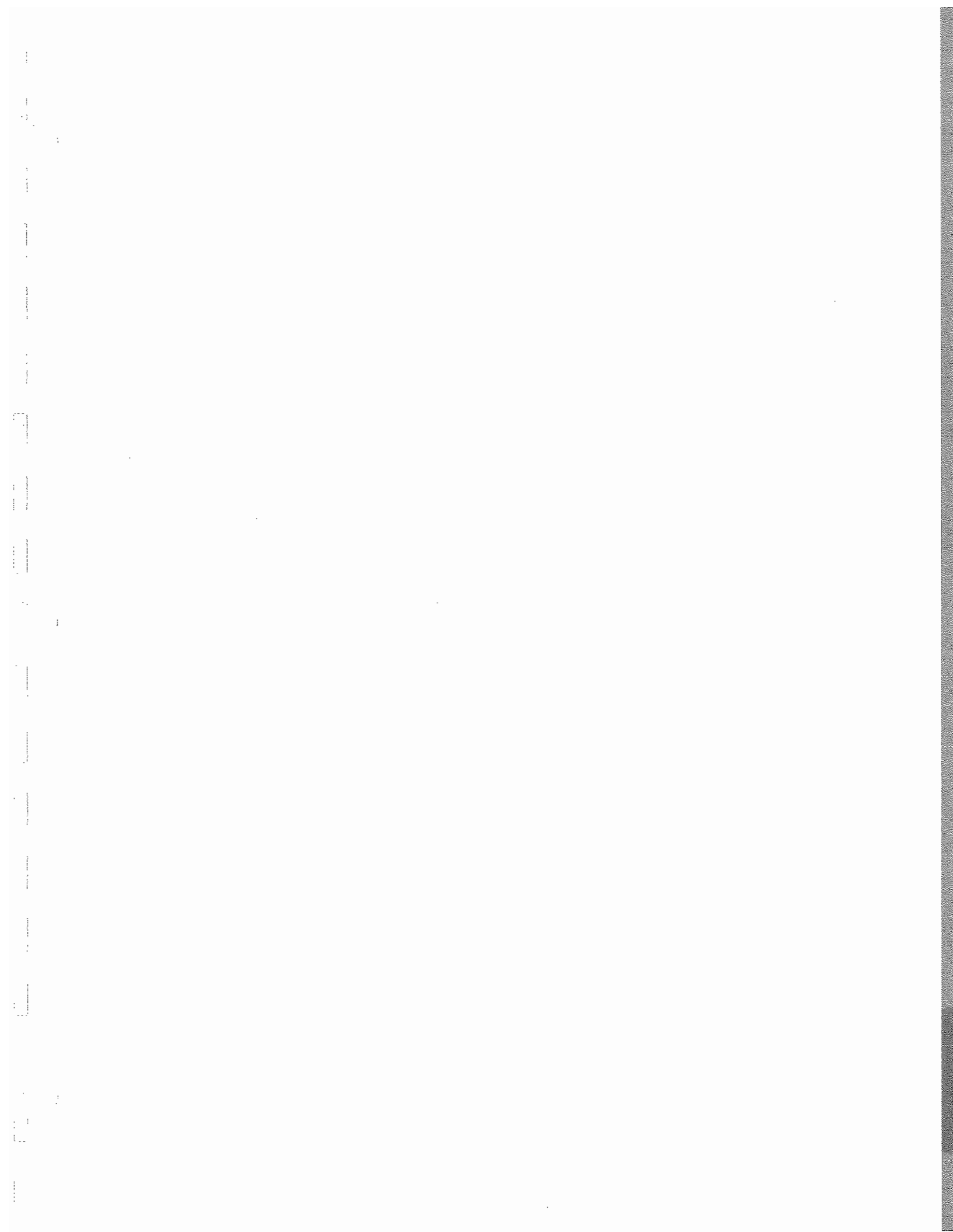
\* Bayerische or whatever other companies name  
Bayerische Bitumen Chemie  
Kautering

\* Bituman Calgary

- ① The mandate is accurate
- ② The two companies were Bayerische and Bituman Calgary and any other company that may be appropriate
- ③ The amount paid over the 3 years was \$250,000.

RM.

F.D.C.I.





William B. Blake  
Investigator  
Oliphant Commission  
P.O. Box 2740, Station D  
Ottawa (ON) K1P 5W7

May 5, 2009

Dear Mr. Blake,

Consider this letter as a record of observations based upon cursory visual and spectral examinations of the two (2) single sheet documents submitted to this laboratory on 27 April 2009 and 1 May 2009. The content of this letter does not constitute a formal forensic report, which may be provided upon request.

The purpose of the submission was to determine if the handwritten notations appearing on the document entitled "Mandate" submitted on 27 April, 2009 could be considered genuine or spurious in nature.

The following general observations were noted:

1. With respect to the handwritten notations on the first document submitted, examination has revealed that these notations exhibit all signs of having been produced naturally and free from conscious execution. There is no evidence of the writings having been traced, or otherwise drawn upon the document. This observation stands for all the handwriting appearing on this document.
2. The handwritten notations appear visually and spectrally similar and could not be differentiated using these techniques. It is not possible to confirm or refute whether the ink(s) used to produce all the handwritten notations are of similar formulation without conducting chemical analyses. Should this be required the documents may be resubmitted to this laboratory.
3. The black ink of the handwritten notation crosses over the toner text of the printed document, confirming that portions of the handwritten notation were written after the document was printed.
4. There is no evidence to suggest insertions to the document text.
5. Both documents submitted for examination were produced using electro-photographic technology. The document bearing handwritten notations appears of a better quality than the submitted document marked "Original." This latter document bears evidence of a photocopy process, exhibiting ragged edges along the characters and considerable



background toner scatter. A complete toner morphology assessment was not conducted. Nor was any chemical analysis of the toners.

6. Paper analysis, which may relatively date and characterize the components, was not conducted.

Please do not hesitate to contact me with any questions you may have with respect to these observations.

Sincerely,

Samiah Ibrahim  
Manager, Forensic Document Examination Section  
Laboratory and Scientific Services Directorate  
Canada Border Services Agency  
79 Bentley Avenue  
Ottawa (ON) K2E 6T7  
613-946-3330  
Samiah.ibrahim@cbsa-asfc.gc.ca

