

**COMMISSION OF INQUIRY INTO THE SPONSORSHIP PROGRAM
AND ADVERTISING ACTIVITIES**

The Honourable John H. Gomery,
Justice, Superior Court of Quebec

**MOTION FOR PARTIAL STANDING
(OFFICE OF THE AUDITOR GENERAL OF CANADA)**

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**NOTICE OF MOTION FOR PARTIAL STANDING
(OFFICE OF THE AUDITOR GENERAL OF CANADA)**

TAKE NOTICE THAT the Office of the Auditor General of Canada seeks partial standing during this Commission of Inquiry.

THE MOTION IS FOR:

1. an Order for partial standing for the Office of the Auditor General of Canada during Phase IA of the Commission of Inquiry;
2. the partial standing requested is limited as follows:
 - (a) providing counsel for the Office of the Auditor General (Gowling Lafleur Henderson) with a right to re-examine any witnesses appearing on behalf of the Office of the Auditor General of Canada;
 - (b) providing counsel for the Office of the Auditor General of Canada with access (if requested) to any confidential documents ("C" records) filed with or produced to the Commission that specifically relate to the Office of the Auditor General of Canada or the November 2003 Report of the Auditor General of Canada.

THE GROUNDS FOR THE MOTION ARE:

3. The mandate of the Commission includes an investigation of questions raised in Chapters 3 and 4 of the November 3, 2003 Report of the Auditor General of Canada to the House

of Commons regarding the sponsorship program and advertising activities of the Government of Canada. The Office of the Auditor General of Canada therefore has a clearly ascertainable interest or perspective in the evidence to be adduced before the Commission and the findings of the Commission which would enhance the work of the Commissioner.

4. The Office of the Auditor General of Canada does not seek standing to cross-examine any witnesses who may testify before the Commission.
5. The Office of the Auditor General of Canada does not request an oral hearing regarding this Motion and requests that this Motion be dealt with in writing.

THE FOLLOWING DOCUMENTARY EVIDENCE will be relied upon in support of this Motion:

1. the Affidavit of Jean Ste-Marie, Q.C., Assistant Auditor General of Canada and Legal Advisor to the Auditor General of Canada, sworn May 26, 2004;
2. such further and other material as counsel may advise and this Honourable Commission of Inquiry may permit.

DATED at Ottawa this 27th day of May, 2004



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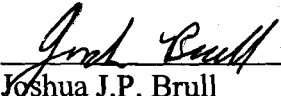
AFFIDAVIT OF JEAN STE-MARIE, Q.C.


I, JEAN STE-MARIE, Q.C. of the City of Ottawa and Province of Ontario **MAKE OATH
AND SAY AS FOLLOWS:**

1. I am an Assistant Auditor General of Canada and the Legal Advisor to the Auditor General of Canada. As such I have personal knowledge of the matters deposed to in this affidavit.
2. The Auditor General of Canada tabled her November 2003 Report in the House of Commons on February 10, 2004 ("the Report"). Chapters 3 and 4 the Report dealt with the sponsorship program and advertising activities of the Government of Canada.
3. The Office of the Auditor General of Canada seeks partial standing before the Commission that is limited to:
 - (a) providing counsel for the Office of the Auditor General (Gowling Lafleur Henderson) with a right to re-examine any witnesses appearing on behalf of the Office of the Auditor General;
 - (b) providing counsel for the Office of the Auditor General (Gowling Lafleur Henderson) with access (if requested) to any confidential documents ("C" records) filed with or produced to the Commission that specifically relate

to the Office of the Auditor General of Canada or the November 2003
Report of the Auditor General of Canada.

4. The Auditor General of Canada maintains the conclusions of her Report.
5. Granting the Office of the Auditor General partial standing will assist the Commissioner's factual inquiry and the investigation of questions raised, directly or indirectly, by Chapters 3 and 4 of the Report.
6. The Office of the Auditor General of Canada does not seek standing to cross-examine any witnesses who may testify before the Commission of Inquiry.
7. I make this affidavit in support of a motion by the Office of the Auditor General of Canada for partial standing and for no other purpose.

SWORN BEFORE ME)
at the City of Ottawa in)
the Province of Ontario)
this 26th day of May, 2004)
)
)
)
Joshua J.P. Brull)
A Commissioner for Taking)
Oaths, in and for the Province)
of Ontario)


JEAN STE-MARIE, Q.C.

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