

February 7, 1987
Lucie Richardson
34 Brock Cr.
Kingston, Ontario
K7K 5K8

Col. I Fleming
Base Commander
CFB Kingston
Kingston, Ontario

Dear Colonel Fleming:

It is my intention to do a door-to-door survey and/or petition in Fort Henry Heights regarding:

- (1) The exclusion by Pittsburgh Township Council of PMQ residents in a recent survey about a proposed recreation centre.
- (2) How the PMQ residents feel about a recreation centre.
- (3) Involvement of parents in studies which could alter the DND school system, school closings, etc.

In light of new access regulations for DND property, I would like a written response as to how these regulations will be exercised in regards to the above actions on my part. Only spouses and not military members will be asked to sign a petition.

Yours truly,

Lucie Richardson



CANADIAN FORCES BASE KINGSTON
BASE DES FORCES CANADIENNES DE KINGSTON

Cabinet du
Commandant de la Base
Bureau de poste Vimy
Kingston, Ontario
K7K 5L0

Office of the
Base Commander
Vimy Post Office
Kingston, Ontario
K7K 5L0

27 February 1987

Lucie Richardson
34 Brock Crescent
Fort Henry Heights
Kingston, Ontario
K7K 5K8

Dear Lucie Richardson:

I refer to your letter of 7 February 1987, and my interim reply to you of 11 February 1987.

In your letter of 7 February 1987, you expressed your intention to do a door-to-door survey and/or petition in Fort Henry Heights regarding:

- a. the exclusion by Pittsburgh Township Council of PMQ residents in a recent survey about a proposed recreation centre;
- b. how the PMQ residents feel about a recreation centre; and
- c. involvement of parents in studies which could alter the DND school system, school closings, etc.

You requested a written response as to how the Defence Controlled Access Area Regulations would be exercised in regard to your intended actions.

Your letter, however, did not provide a copy of the said survey and/or petition, nor did you state the purposes for which you desire to conduct the survey and/or petition or the use you would make of the results thereof.

Unfortunately, without this information, I cannot responsibly respond to your request.

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I would, however, like to draw to your attention the provisions of the recently-amended article 19.44 of the Queen's Regulations and Orders for the Canadian Forces which may be relevant to your request, in particular the definition of political canvassing contained therein. In addition, I have also attached a copy of Canadian Forces Administrative Order 19-8 which may also be relevant.

I trust the attached is of some assistance to you.

Yours truly,

A handwritten signature in black ink, appearing to be 'J.C. Fleming', written in a cursive style.

J.C. Fleming
Colonel
Base Commander

Enclosures: 2

ARTICLE 19.44 - POLITICAL ACTIVITIES AND CANDIDATURE FOR OFFICE

REVOKE article 19.44, and
SUBSTITUTE revised article 19.44 as follows:

"19.44 - POLITICAL ACTIVITIES AND CANDIDATURE FOR OFFICE

(1) For the purpose of this article:

- (a) "political meeting" means a meeting which is planned for a specific time and place and which is designed to promote some specific political action by those attending;
- (b) "political speech" means a speech, the purpose of which is to promote some specific political action by those to whom it is addressed;
- (c) "political canvassing" means an activity by which an individual approaches another individual to gain support for the election of a candidate for federal, provincial or municipal office or to gain support for, or to encourage some action in support of, the maintenance or change of a policy that is the responsibility of government at the federal, provincial or municipal level; and
- (d) "political advertising" means advertising, the purpose of which is to gain support for the election of a candidate for federal, provincial or municipal office or to gain support for, or to encourage some action in support of, the maintenance or change of a policy that is the responsibility of government at the federal, provincial or municipal level.

ARTICLE 19.44 - POLITICAL ACTIVITIES AND CANDIDATURE FOR OFFICE (Cont'd)

(2) Except as otherwise authorized under the Canada Elections Act, R.S.C. 1970 (1st Supp.), c.14, or any other statute of the Parliament of Canada, a commanding officer shall ensure that any activity that takes place at a base or other unit under his command does not affect the actual or perceived political neutrality of the Canadian Forces and, in particular, no commanding officer shall:

- (a) except as provided in (5) of this article, allow a political meeting to be held or a political speech to be delivered at the base or other unit; or
- (b) allow the display of political advertising anywhere at the base or other unit in areas exposed to public view; or
- (c) except as provided in paragraphs (3) and (4) of this article, allow political canvassing or the distribution of political advertising, other than by mail, anywhere at the base or other unit; or
- (d) except as provided in paragraphs (4) and (5) of this article, allow the making of public statements on matters of political controversy or issues of government policy and administration at the base or other unit.

(3) A commanding officer shall permit political canvassing and the distribution of political advertising to individual married quarters during the period between the date of the issue of writs for election and polling day, inclusive, by qualified candidates for elected public office at the federal, provincial, or municipal level or their agents if, having regard to security requirements, the canvassers or distributors can be given access to the married quarters.

(4) The Chief of the Defence Staff may authorize the broadcast, through Canadian Forces broadcasting facilities, of free-time political broadcasts.

(5) In exceptional circumstances, and where no practical alternative location can be found, the Minister may authorize the use of a defence establishment or any part thereof for the conduct of a political meeting or the delivery of a political speech.

ARTICLE 19.44 - POLITICAL ACTIVITIES AND CANDIDATURE FOR OFFICE (Cont'd)

- (6) No officer or man of the Regular Force shall:
- (a) take an active part in the affairs of a political organization or party; or
 - (b) issue an address to electors, or announce himself or allow himself to be announced as a candidate, or prospective candidate, for election to the Parliament of Canada or a provincial legislature; or
 - (c) except with the permission of the Chief of the Defence Staff, accept an office in a municipal corporation or other local government body or allow himself to be nominated for election to such office.
- (7) No officer or man shall organize or take part in a political or party meeting on a defence establishment.

NOTES

- (A) Examples of meetings or speeches which might be considered to be political meetings or political speeches are those which are designed to:
- (i) solicit votes for a candidate in a federal, provincial or municipal election; or
 - (ii) solicit funds to support a candidate in a federal, provincial or municipal election or a political party; or
 - (iii) organize a lobby to maintain or change public policy at the federal, provincial or municipal level.
- (B) An example of a meeting or speech which might not be considered to be a political meeting or a political speech is a meeting or speech which is designed to impart information but which does not require or expect any specific solicited political action to follow as a result."

CANVASSING — DEFENCE ESTABLISHMENTS

General

1. Except as provided in paras 2 and 4, no canvassing, soliciting or collecting of moneys shall be permitted within a defence establishment.

Charitable Organizations

2. Canvassing is permitted for:
 - a. a campaign on behalf of a DND accredited organization such as the United Fund in conducting charitable appeals; and
 - b. the selling of poppies in connection with Remembrance Day.
3. Where separate United Fund appeals are conducted by Protestant, Roman Catholic and Jewish organizations, each denomination shall be given equal assistance in conducting its campaign.
4. A base commander may authorize a campaign, within married quarters only, for charitable purposes on behalf of nationally or locally recognized organizations other than the type described in para 2, provided the canvasser is appointed and identified by the charitable organization involved.

DND Endorsement of Product or Organization

5. The only group insurance and investment plans that are endorsed and supported by DND are:
 - a. the Service Income Security Insurance Plan (SISIP);
 - b. the Service Registered Retirement Savings Plan (SRRSP); and
 - c. CANEX non-public fund sponsored automobile and property insurance plans.
6. It is imperative that all life insurance and investment companies receive fair, impartial and equitable consideration, therefore, no company or organization shall be given DND endorsement or support, either direct or implied. In this respect it is emphasized that the DND commitment in para 5 is an endorsement of the product and not of any company or organization that underwrites or administers the plans.
7. In any official correspondence or communication concerning the activities of a company on a Canadian Forces establishment, it shall be indicated that reference made to this particular company does not imply endorsement or support by DND. Where it is considered desirable to inform personnel of the availability of a life insurance plan or investment opportunity, simple notices not forming part of official orders should be published in the following terms:

DÉMARCHAGE DANS LES ÉTABLISSEMENTS DE LA DÉFENSE

Généralités

1. Sous réserve des paragraphes 2 et 4, aucune quête, sollicitation ou perception d'argent n'est autorisée dans les établissements de la Défense.

Organismes de charité

2. Le démarchage est permis s'il s'agit:
 - a. d'une campagne menée par un organisme reconnu par le MDN, tel que la Fédération des oeuvres de charité; et
 - b. de la vente de coquelicots à l'occasion du Jour du souvenir.
3. Là où il existe une fédération distincte des oeuvres de charité dirigée par une association protestante, catholique ou juive, on doit accorder la même aide à chaque groupe, pour lui permettre de mener sa campagne à bonne fin.
4. Dans des cas autres que ceux énumérés au paragraphe 2, un commandant de base peut autoriser une campagne ne touchant que les occupants de logements familiaux, à des fins charitables et pour le compte d'organismes nationaux ou locaux reconnus, pourvu que les démarcheurs soient recrutés et munis d'une pièce d'identité par les organismes de charité en cause.

Endossement de produits ou d'organismes par le MDN

5. Les seules assurances collectives ou le seul régime de placement endossés et appuyés par le MDN sont:
 - a. le Régime d'assurance-revenu militaire (RARM);
 - b. le Régime enregistré d'épargne-retraite militaire (REERM); et
 - c. les régimes d'assurance-habitation et d'assurance-automobile garantis par les fonds non publics et offerts par l'Économat.
6. Il est d'importance vitale que toutes les compagnies d'assurance-vie et les compagnies de placement reçoivent un traitement juste, impartial et équitable; en conséquence, le MDN n'endossera ou n'appuiera aucune compagnie ou aucun organisme, soit directement ou implicitement. À cet égard, nous insistons sur le fait que l'endossement du MDN dont il est question au paragraphe 5 est un endossement du produit et non d'une compagnie ou d'un organisme qui garantit ou administre les régimes.
7. Dans les lettres ou communications officielles au sujet des activités d'une compagnie au sein d'un établissement des Forces canadiennes, on doit indiquer que le fait que le MDN mentionne une compagnie particulière ne signifie aucunement qu'il l'endosse ou l'appui. Lorsque l'on juge souhaitable d'informer le personnel de la disponibilité d'un régime d'assurance-vie ou de placement, on doit publier un simple avis ne constituant pas un ordre officiel, libellé de la façon suivante:

"Information and material received from insurance and investment companies is available in the orderly room for interested personnel. Publication of this Notice does not imply endorsement or support of this product by DND."

"Le personnel intéressé peut se procurer au bureau d'administration les renseignements et la documentation fournis par les compagnies d'assurance-vie et de placement. La publication du présent avis ne signifie aucunement que le MDN endosse ou appuie ce produit."

Insurance and Investment Companies

8. A base commander may grant permission to representatives of life insurance companies and investment companies to enter his base, station, unit or other element but only if a room can be set aside where the representatives may conduct their business. Such representatives shall not be permitted to enter living quarters, messes or places of duty to conduct their business. Notices, not forming part of official orders, may be posted at the base, station, unit or other element notifying the places and times personnel may contact a representative and specifying that the notice does not imply endorsement or support of the product by DND.

Lectures and Briefings

9. The base commander may invite suitably qualified civilians to conduct lectures or briefings on insurance and investments when he feels that such presentations will aid personnel in developing sound personal financial plans. The lecture or briefing must be objective and must not promote or solicit sales of any particular company's products or services. Attendance at such presentations should be on a voluntary basis.

10. The lectures mentioned in para 9 are separate and distinct from those conducted as part of the Financial Counselling Program referred to in CFAO 56-31, Financial Counselling Program.

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Compagnies d'assurance-vie et de placement

8. Un commandant de base peut autoriser les représentants des compagnies d'assurance-vie et de placement à pénétrer dans sa base, sa station, son unité ou autre élément, à condition qu'une pièce soit mise à la disposition de ces représentants pour leur permettre de vaquer à leurs affaires. Il leur est cependant interdit d'entrer dans les logements, mess et lieux de travail. Des avis, distincts des ordres officiels, peuvent être affichés à la base, à la station, à l'unité ou à tout autre élément, pour informer les militaires de l'endroit et de l'heure où ils peuvent aller voir chaque représentant, et doivent préciser que l'avis en question ne signifie pas que le MDN endosse ou appuie le produit.

Conférences et séances d'information

9. Le commandant de la base peut inviter des civils compétents à donner des conférences ou à tenir des séances d'information sur l'assurance-vie et les placements lorsqu'il juge que ces exposés aideront les militaires à établir un budget personnel équilibré. Les conférences et exposés doivent être objectifs et ne doivent pas promouvoir la vente des produits ou services d'une compagnie ni solliciter des clients éventuels. La présence à ces exposés doit être facultative.

10. Les conférences mentionnées au paragraphe 9 sont distinctes de celles qui ont lieu dans le cadre du Programme de conseils en matière financière dont il est question à l'OAFIC 56-31, Programme de conseils en matière financière.

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