

Notice

Whereas the Office of the Privacy Commissioner of Canada has stated that:

- “At its essence, a vaccine passport presumes that individuals will be required or requested to disclose personal health information – their vaccine/immunity status – in exchange for goods, services and/or access to certain premises or locations. ***While this may offer substantial public benefit, it is an encroachment on civil liberties,***”
- “vaccine passports must be necessary to achieve each intended public health purpose. ***Their necessity must be evidence-based,***”
- “***So far we have not been presented with evidence of vaccine effectiveness to prevent transmission***”, and lastly
- regarding requiring the consent of someone’s presentation of a vaccine passport, “*Individuals must have a **true choice**: consent must not be required as a condition of service.*¹

The reason the Privacy Commissioner said this is because the Constitution Act of 1982², International Covenant on Civil and Political Rights³, and the United Nations’ Universal Declaration of Human Rights⁴ were all signed on by Canada to protect people’s liberty to participate within society and that *to be deprived of the liberty because one did not grant consent to disclose their medical information is a violation of the law.*

Also, there is no legislation saying people are required by law to disclose their medical status to anyone. Even if there was, it would contravene the Constitution Act of 1982 and falling under Section 52(1), it would have no force or effect, meaning the mandates are non-enforceable, and have no effect.⁵

Even if the proposed treatment was 100% effective, it is unlawful to require someone to have it as a condition of civil liberties, let alone disclose their status.

But because ***evidence has not been presented and results from trials will not be collected and submitted for approval until 2023***, this is why the Privacy Commissioner of Canada said that disclosure cannot be made a condition of service.

Therefore, people may stand within the law by reserving their consent to disclose a chosen means of immunization. This is not because they wish to put you in trouble, nor because they are being combative, or rebellious, but because that is private medical information, and they are exercising *true choice*.

So thankfully, this means you can continue serving your entire customer base and there is no enforcement action the government or health authorities can lawfully make against you!

Your time to learn about the law is greatly appreciated! Thank you for taking the time to learn how the government has offset all liability onto you.

¹ <https://freedomssword.com/choice>

² <https://canlii.ca/t/8q7l#sec7>

³ <https://www.ohchr.org/en/professionalinterest/pages/cescr.aspx>

⁴ <https://www.un.org/en/about-us/universal-declaration-of-human-rights>

⁵ <https://canlii.ca/t/8q7l#sec52>