

January 12, 2022

Mr. Gordon Wyatt, Q.C.
Minister of Justice and Attorney General
Government of Saskatchewan

I have read your recent reply concerning your Province's COVID measures. I don't know if this is your standard reply to people who write you on this topic, but I must respond having read the letter.

You give no reason to justify your Government's violating The Charter of Rights and Freedoms. You go so far as to just say that you are not breaking the provisions of the Charter as if by so stating that makes it a fact. People deserve to be provided reasons. After all this is representative and responsible Government.

It is my firm contention that your Government and others across the land are violating the Supreme Law of the land as described in Section 52 of the Constitution Act 1982.

Your Government's measures violate Sect 2, 7, and 15 of the Charter. These are freedom of assembly and association, right to life , liberty and security of the person, and equality before the law.

If you think you are protected by Section 1 of the Charter let me inform you that when this Section was being considered it had as its intent to be valid in circumstances where the nation is in peril, like war and insurrection. A virus that sees a 99% recovery and a fatality rate of 0.08% is not a nation in peril. The whole reason for putting individual freedoms and rights in the Constitution was to give them permanence, otherwise Federal and Provincial Legislation would have been sufficient. So Section 1 does not even qualify in this circumstance.

If, for arguments sake, Section 1 did apply, you still have a problem, Mr. Minister, because there are four tests that must be met to even use this section when the nation is in peril. They are - demonstrably justify, by law, reasonable limits, all in the context of a free and democratic society. No Government including your has met these tests.

Furthermore, the introduction of the Charter begins with: 'Whereas Canada is founded upon principles that recognize the supremacy of God and the rule of law.' I see no where any Government or court ruling so far honouring these two principles which are to be the guide in all interpretations of the Charter.

What is happening in this nation is a flagrant disregard for sacred individual written rights and freedoms in our most supreme document that is only 40 years old. Additionally, independent science demonstrates that what you and other Governments are doing makes valid the statement 'the cure is worse than the disease.'

Honourable Allan Blakney, Premier of your Province, was one of the first ministers that helped craft The Constitution Act 1982. The Right Honourable John Diefenbaker, a native of your Province, was the Prime Minister who introduced a Federal Act — The Bill of Rights. You do a disservice to their legacy.

Honourable A. Brian Peckford P.C.

Only Living First Minister Who Helped Craft The Constitution Act 1982

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