



ORDER FOR ADJOURNMENT

Afghanistan Public Interest Hearings pursuant to
Section 250.38(1) of the *National Defence Act*

MPCC 2007-006, MPCC 2008-024 & MPCC 2008-042

IN THE MATTER of conduct complaints under section 250.18 of the *National Defence Act* by Amnesty International Canada and the British Columbia Civil Liberties Association the Military Police Complaints Commission (the "Commission") issued a Notice of Hearing, pursuant to section 250.43(1) of the *National Defence Act*, on January 16, 2009 stating that a panel of the Commission would conduct Public Interest Hearings in accordance with the decisions of the Chair of the Commission dated March 12, 2008 and September 30, 2008 commencing on Tuesday the seventeenth day of February, 2009.

WHEREAS the Commission has received correspondence from counsel on behalf of the Government of Canada dated January 29, 2009 stating the intention to seek a stay of the Commission's Public Interest Hearings from the Federal Court pending determination of the Government's applications for judicial review to the Court challenging the Commission's jurisdiction in these matters, unless the Commission stays the hearings on its own initiative;

AND WHEREAS the Commission intends to consider this submission by the Government of Canada pursuant to Rule 7 of the *Rules of Procedure for Hearings before the Military Police Complaints Commission*, SOR/2002-241, and the *Afghanistan Public Interest Hearings Rules*, and, in so doing, to receive and consider the submissions of the parties;

IT IS HEREBY ORDERED THAT the February 17, 2009 commencement date for the Public Interest Hearings will be adjourned to a date to be determined pending a decision by the Commission on the question of whether to stay the Afghanistan Public Interest Hearings pending determination of the Attorney General of Canada's applications for judicial review by the Federal Court in Federal Court File Nos. T-581-08 and T-1685-08.

DATED at Ottawa, Ontario this 3rd day of February, 2009.

A handwritten signature in blue ink, appearing to read "Peter A. Tinsley", written over a horizontal line.

Peter A. Tinsley
Chairperson