

## Joseph Hickey - OCLA

---

**From:** MacLaren, Jack [jack.maclaren@pc.ola.org]  
**Sent:** January 22, 2014 8:56 AM  
**To:** 'joseph.hickey@ocla.ca'  
**Subject:** RE: OCLA's report on Bill 83, Protection of Public Participation Act, 2013

Good morning Mr. Hickey,

Thank you for providing us with OCLA's excellent analysis, including your previous letter to the Attorney General, dated December 5, 2013 with respect to Bill 83. MPP MacLaren is very interested in this issue, particularly the absence of safeguards against non-party funding of plaintiffs in defamation lawsuits.

Your position paper has clarified the issues with Bill 83 very elegantly.

Yours in liberty,

Jessica

**Jessica Lauren Annis**, BURPI, MCIP, RPP  
Executive Assistant  
Office of Jack MacLaren  
MPP Carleton-Mississippi Mills  
PC Critic for Democratic & Senate Reform  
Room 421, Queen's Park  
Phone: (416) 314-7900  
Mobile: (647) 388-2948  
Fax: (416) 314-7966  
Email: [jessica.annis@pc.ola.org](mailto:jessica.annis@pc.ola.org)  
Web: [www.jackmaclarenmpp.com](http://www.jackmaclarenmpp.com)

---

**From:** Joseph Hickey - OCLA [mailto:joseph.hickey@ocla.ca]  
**Sent:** Tuesday, January 21, 2014 5:58 PM  
**To:** albanese.mpp@liberal.ola.org; tarmstrong-qp@ndp.on.ca; Arnott, Ted; Bailey, Bob; bbalkissoon.mpp@liberal.ola.org; Barrett, Toby; rbartolucci.mpp@liberal.ola.org; lberardinetti.mpp@liberal.ola.org; gbisson-qp@ndp.on.ca; jbradley.mpp@liberal.ola.org; scampbell-qp@ndp.on.ca; dcansfield.mpp@liberal.ola.org; mchan.mpp@liberal.ola.org; bob@bobchiarelli.com; Chudleigh, Ted; Clark, Steve; mcolle.mpp@liberal.ola.org; mcoteau.mpp@liberal.ola.org; gcrack.mpp@liberal.ola.org; ddamerla.mpp@liberal.ola.org; bdelaney.mpp@liberal.ola.org; sdelduca.mpp.co@liberal.ola.org; vdhillon.mpp.co@liberal.ola.org; jdickson.mpp.co@liberal.ola.org; dinovoc-qp@ndp.on.ca; bduguid.mpp@liberal.ola.org; Dunlop, Garfield; Elliott, Christine; Fedeli, Vic; catherinefife@on.ndp.ca; kflynns.mpp@liberal.ola.org; cforster-qp@ndp.on.ca; jfraser.mpp.co@liberal.ola.org; fgelinas-qp@ndp.on.ca; jgerretsen.mpp@liberal.ola.org; mgravelle.mpp@liberal.ola.org; Hardeman, Ernie; Harris, Michael; phatfield-qp@ndp.on.ca; Hillier-co, Randy; Holyday, Doug; ahorwath-qp@ndp.on.ca; ehoskins.mpp.qp@liberal.ola.org; tim.hudakqp@pc.ola.org; Jackson, Rod; hjaczek.mpp@liberal.ola.org; ljeffrey.mpp.qp@liberal.ola.org; Jones, Sylvia; Klees, Frank; mkwinter.mpp@liberal.ola.org; jleal.mpp.qp@liberal.ola.org; Leone, Rob; dlevac.mpp@liberal.ola.org; tmaccharles.mpp.qp@liberal.ola.org; MacLaren, Jack; MacLeod, Lisa; amangat.mpp.co@liberal.ola.org; mmantha-qp@ndp.on.ca; rmarchese-qp@ndp.on.ca; dmatthews.mpp@liberal.ola.org; bmauro.mpp.co@liberal.ola.org; McDonell, Jim; McKenna, Jane; tmcmeekin.mpp@liberal.ola.org; McNaughton, Monte; pmcneely.mpp@liberal.ola.org; mmeilleur.mpp.co@liberal.ola.org; Miller, Norm; pmiller-co@ndp.on.ca; Milligan, Rob; jmilloy.mpp.co@liberal.ola.org; rmoridi.mpp@liberal.ola.org; Munro, Julia; gmurray.mpp.co@liberal.ola.org; ynaqvi.mpp.co@liberal.ola.org; tnatyshak-qp@ndp.on.ca; Nicholls, Rick; dorazietti.mpp@liberal.ola.org; O'Toole-CO, John; Ouellette, Jerry; Pettapiece, Randy; tpiruzza.mpp.co@liberal.ola.org; mprue-qp@ndp.on.ca; sqaadri.mpp.co@liberal.ola.org; lsandals.mpp@liberal.ola.org; psattler-qp@ndp.on.ca; jschein-qp@ndp.on.ca; Scott, Laurie; msergio.mpp@liberal.ola.org; peter.shurman@pc.ola.org;

jsingh-qp@ndp.on.ca; Smith, Todd; csousa.mpp@liberal.ola.org; tabunsp-qp@ndp.on.ca; htakhar.mpp@liberal.ola.org; mtaylor-qp@ndp.on.ca; Thompson, Lisa; jvanthof-qp@ndp.on.ca; Walker, Bill; Wilson-CO, Jim; kwynne.mpp@liberal.ola.org; Yakabuski, John; Yurek, Jeff; dzimmer.mpp@liberal.ola.org

**Subject:** OCLA's report on Bill 83, Protection of Public Participation Act, 2013



Dear Member of Provincial Parliament,

Further to OCLA's letter to the Attorney General of Ontario of December 5, 2013, please find OCLA's position paper on Bill 83, *Protection of Public Participation Act, 2013* at the following link: <http://ocla.ca/report-bill-83/>

We argue that Bill 83 is a statutory re-mix of the common law of defamation that fails to eliminate legal mechanisms that unjustly suppress free expression, does not introduce a test for SLAPPs, does not protect the most effective communicators from the common law of defamation, does not address asymmetry of arms in defamation litigation, does not bring transparency and accountability to non-party funding of defamation lawsuits, and does not provide a stronger recognition of the express guaranteed freedom of opinion and expression contained in the *Canadian Charter of Rights and Freedoms*.

We urge Ontario legislators not to further enshrine defamation law by passing Bill 83, but rather to take the opportunity of the widespread interest in this bill to conduct a thorough public examination of defamation law, its pernicious impact on freedom of expression, and its deleterious impact on our society.

Yours truly,

Joseph Hickey  
Executive Director  
Ontario Civil Liberties Association (OCLA) <http://www.ocla.ca>  
613-252-6148 (c)  
[joseph.hickey@ocla.ca](mailto:joseph.hickey@ocla.ca)