



THE CANADIAN
BAR ASSOCIATION
L'ASSOCIATION DU
BARREAU CANADIEN

November 1, 2016

Via email: monik.beauregard@canada.ca

Monik Beauregard
Senior Assistant Deputy Minister
National Cyber and Security Branch
Public Safety Canada
269 Laurier Avenue West
Ottawa, ON K1A 0P8

Dear Ms. Beauregard:

Re: Online Consultation on Cyber Security

We appreciate the government's recent initiative to solicit views from the Canadian public through the online consultation on cyber security. As the national voice for lawyers in Canada, the Canadian Bar Association (CBA) has a long history of commenting on issues affecting the policy and administration of laws and regulations in Canada, including issues related to cyber security.

Cyber security is an important area for inquiry and policy development, as communications now take place mainly through electronic means. The Government of Canada can provide much needed leadership by creating, adopting and modeling best practices for cyber security, and making efforts to transfer this knowledge to the private sector. The government's desire to increase consumer and business confidence in electronic commerce is a laudable goal, which must take into account the administration of justice, the rule of law, Charter-protected rights and unintended consequences.

The CBA Privacy and Access Law and Criminal Justice Sections reviewed the topics in the online consultation, and believe we can offer more detailed and nuanced consideration than could be achieved through the online format. We would welcome the chance to participate in the development of any new policy, provide our views on draft legislation or regulations, or engage in more in depth consultations about cyber security issues going forward. We would be pleased to meet at your convenience to discuss the CBA's perspective on these issues.

Yours truly,

(original letter signed by Kate Terroux for Loïc Berdnikoff and Suzanne Costom)

Loïc Berdnikoff
Chair, CBA Privacy and Access Law Section

Suzanne Costom
Chair, CBA Criminal Justice Section