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Our File: ORO 2-571054-2  
Notre dossier:

Your File:  
Votre dossier:

December 23, 2015

## VIA FACSIMILE

Roger Bilodeau, Q.C.  
Registrar  
Supreme Court of Canada  
301 Wellington Street  
Ottawa, Ontario  
K1A 0J1

Dear Sir:

**Re: Mounted Police Association of Ontario/Association De La Police Montee De L'Ontario and B.C. Mounted Police Professional Association on their own behalf and on behalf of all members and employees of the RCMP  
Court File No.: 34948**

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The Attorney General of Canada responds to the motion record filed by the intervener Mounted Police Members' Legal Fund (the Legal Fund).

The Legal Fund was granted intervener status in this appeal by Order of Lebel J. dated July 25, 2013. That Order specifically provided "The interveners are not entitled to raise new issues or to adduce further evidence or otherwise to supplement the record of the parties."

The Legal Fund is not a party, and has no standing to make submissions in this motion. It, and all other interveners were served with the Attorney General's motion as a courtesy.

Though further response should be unnecessary, the Attorney General of Canada also notes that in a 14 page factum, longer than it was permitted to file, the Legal Fund relies on new evidence it has filed, contrary to the order granting its intervener status in the appeal itself where it had standing, and raises an entirely new, self-serving issue – the matter of its own funding. This was not an issue before this Court on the appeal and an intervener should not be permitted to hijack this motion for its own purposes, unrelated to the issues on appeal.

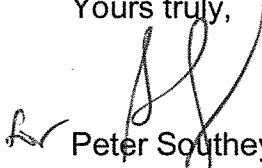
Further, the Legal Fund proposes that the SRRP system that this Court found to be unconstitutional be ordered left in place even beyond the enactment of new legislation, until a certified bargaining agent is in place. This remarkable requests would amount to an indefinite stay of this Court's decision and should not be entertained. The Attorney

Canada

General addresses the replacement of the SRRP with a more Charter-compliant representation service pending enactment of new legislation in its reply to the parties. Once a new legislative labour relations scheme is in place for RCMP members then it will be up to members to choose their representation, and the soon to be eliminated SRRP, will continue to have no place.

The Attorney General of Canada submits that this Court should wholly disregard the improper motion record of the intervener the Legal Fund.

Yours truly,



Peter Southey  
Senior General Counsel  
Business & Regulatory Law Division  
PS:jt

c. All Parties