

Beyond Borders/Au-Delà Des Frontières Becomes ECPAT Canada

By Mark Erik Hecht, B.A., DIA, LL.B., Co-founder, Beyond Borders

As the result of a decision by the board of ECPAT International this spring, Beyond Borders/Au-delà des frontières (BB/ADF) is now ECPAT Canada, a sanctioned national group representing ECPAT in Canada on the issue of sexual exploitation. Becoming ECPAT Canada marks a milestone in a journey that began 15 years ago.

When Rosalind Prober and I launched Beyond Borders/Au-delà des frontières in 1996, part of our mission was to protect Canadian children from sexual exploitation by foreigners and locals and to protect foreign children from sexual exploitation by Canadians and Canadians travelling abroad.

This ambitious goal required us to work “beyond borders” and we knew we needed the support of an international network. The obvious choice was to align Beyond Borders with ECPAT International (End Child Prostitution, Child Pornography and the Trafficking of Children for Sexual Purposes).

Roz and I first learned of the extensive work of ECPAT International at the World Congress Against the Commercial Sexual Exploitation of Children in Stockholm in 1996. Throughout the 1990s, Beyond Borders maintained a special relationship with the network and its secretariat based in Bangkok, helping them with data collection here in Canada for their annual Agenda for Action report and often consulting with their regional experts for some of our micro projects.

In 1999, I was elected as the first Canadian to ECPAT’s international board and remained in that position until 2006 when the North-American seat went to Roz. This further solidified our liaison and allowed us to aid in building the ECPAT network parallel to the growth of Beyond Borders. This was also the year Beyond Borders was granted ECPAT affiliate status.

Today, as ECPAT Canada, BB/ADF offers its members and contacts inside and outside of Canada a team of lawyers and other professionals operating in the majority of Canadian provinces and in both official languages. Most recently, we proudly launched a chapter in Quebec under the leadership of lawyer advocate, Julie Lambert.

As ECPAT Canada, and representing Canada in the ECPAT network, we will continue to work to further the mandate of ECPAT’s around the world to end the commercial sexual exploitation of children.



Beyond Borders board members and volunteers give the “thumbs up” to becoming ECPAT Canada.

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Girl's Privacy Not Protected in Fake Facebook Profile Case

By Jonathan Rosenthal, LL.B

In March 2010, a young girl (we'll call her A.B.) discovered that an unknown person created a fake Facebook profile for her, displaying a slightly different name, her photo and other information that identified her. The profile discussed A.B.'s physical appearance, weight and alleged scandalous sexual behaviour.

A.B. wanted to find out the author of the fake profile in order to start a legal action against the person. By contacting Facebook, A.B.'s lawyer got the IP address and learned that Bragg Communications Inc. was the Internet service provider (ISP). Without a court order, Bragg could not release the details of the IP address. A.B., through her father, commenced an application in the Supreme Court of Nova Scotia for such an order. For obvious reasons, A.B. did not want her identity to be known. She requested a confidentially order from the court that would allow her to proceed with the application using the pseudonym of "A.B.".

Bragg did not oppose her application, but the media did. The Chronicle Herald newspaper and Global Television intervened in the case and opposed the application for the use of pseudonyms. They argued that the court process should be open and that there was not any evidence that identifying A.B. would have any physical, psychological, emotional or mental effect upon her. The judge agreed. The matter was appealed to the Nova Scotia Court

of Appeal on December 7th, 2010. Beyond Borders unsuccessfully attempted to intervene in the appeal. It was our position that evidence of prejudice ought to be presumed in all cases involving young persons, similar to what would occur in the criminal context.

In the criminal courts, a young person charged with a criminal offence cannot be named (barring exceptional situations). Remarkably, there is no similar provision for young persons in civil cases. Ironically, if it turns out a young person is responsible for posting the fake profile and it is determined that act was criminal, the perpetrator could not be named.

I hope that A.B. is successful in her appeal. If not this matter will likely not proceed further. I strongly believe that every province in Canada should amend their rules of civil procedure so that young persons can protect their identity in such situations. Further, this is another example of why IP addresses should be registered like license plates or phone numbers.

Beyond Borders thanks Jonathan for his hundreds of hours of pro bono legal work to help stop child sexual exploitation.

Beyond Borders Urges B.C. Supreme Court to Consider Sexual Exploitation of Girls in Polygamy Case

Beyond Borders made representations to the B.C. Supreme Court November 24th in hearings to determine whether Canada's anti-polygamy law violates the right to religious freedom guaranteed by the constitution. Beyond Borders is an intervenor in the case.

Beyond Borders lawyer, David Matas, argued that, "Polygamous communities create a gender and age power imbalance, in favour of older men and against girls. The typical sexual abuser works through grooming, complicity and shaming. Polygamous communities, in this context, present a particular problem."

Beyond Borders president, Rosalind Prober says that what is at risk in this case is the freedom from sexual exploitation of girls in religious communities that see children as commodities and chattel. "We are battling those who want to remain in the dark ages with multiple child brides while living here or coming here to benefit from our incredible tolerance and respect for religious freedom," she states.

To see Beyond Borders' opening statements to the court visit beyondborders.org.

Quebec Chapter Ready to Broaden Reach to Canada's Francophones

By Julie Lambert, LL.M., president of Quebec chapter

November 29th in Montreal, Beyond Borders/Au-delà des frontières launched its French "Homme à Homme" campaign and introduced the new Quebec chapter.

Beyond Borders began in Quebec several years ago and included volunteers Louise Pelland, Kevin Fong and me. With the support and encouragement of Roz and the board in Winnipeg, we organized and established a committee consisting of nine volunteers: Jean-Pierre Caron (The first to sign the "Code of Conduct for the Protection of Children from Sexual Exploitation in Travel and Tourism"), Alain Coté, Gaby Gamarra, Danielle Ouimet (our celebrity "patron"), as well as our lawyers Katherine Fournier, Nalini Vaddapalli and Justin Roberge. Kevin, Louise and I are very proud to see our group evolve and take on the ECPAT fight against the sexual exploitation of children.

One of Beyond Borders' main objectives is to monitor court cases and intervene in order to make sure that children's rights are respected. We're pleased that our team already includes four qualified lawyers who can help us in this matter.

Since its creation, our committee has had the honour of celebrating the appointment of Roz to the Order of Canada for her work with Beyond Borders. We also witnessed the reward of the hard work and dedication of Beyond Borders with the signing of a collaborative agreement with Transat in Montreal.

Beyond Borders is a well-established organization on the national and international scene with a commitment to communicate in Canada's two official languages. With the creation of the Quebec division it will go even further to answer the specific needs of francophones and will permit a greater collaboration with the other francophone groups within the ECPAT network.

With the expertise of our committee and the incredible group of Quebec personalities involved in our "Homme à Homme" campaign, we are confident that our presence in Quebec will help promote the rights of children in Quebec, in Canada and internationally.

How Hand Cream Can Stop Sex Trafficking of Children and Young People

Canadian children who are victims of sex traffickers and pimps find there are scant resources to help them escape, heal and live free from abuse.

As part of **The Body Shop Stop Sex Trafficking of Children and Young People Campaign**, Beyond Borders designated funds from the sale of the Soft Hands Kind Heart Hand Cream to victims and groups across Canada working to help these children and stop this crime.

We created the **Beyond Borders Fund** following an extensive research project to locate the organizations doing work on this issue. We then invited these groups to apply for the funding based on the criteria posted on the Beyond Borders website.

After reviewing the submissions, the board approved \$100,000.00 in funding for the following organizations:

- Children of the Street Society (BC) - \$6,667
- The Salvation Army (BC) - \$20,000
- A Safe Place (AB) - \$10,250
- Saskatchewan Street Workers Advocacy Project - \$20,000

- Marymount (MB) - \$9,160
- The Lural Centre (MB) - \$10,000
- Child Find Ontario - \$3,333
- Marie-Vincent Foundation (QC) - \$20,000

Beyond Borders thanks The Body Shop and their remarkable employees for their hard work and devotion to this difficult cause. We are now accepting funding applications for round two. Visit beyondborders.org for more information.



Julie Lambert (Quebec chapter president), Michael Ball (The Body Shop Canada), Rosalind Prober and Alexandra Maged (Asst. Manager, The Body Shop Montreal) display Soft Hands Kind Heart hand cream.

Canadian Journalists Impressed by Beyond Borders Media Awards

The most common comment we get from winning journalists after the media awards ceremony is, “Wow, I never expected this event to be as large or professional as this!” This thrills the planning committee, whose aim is to honour these journalists for their exceptional work covering the issue of child sexual exploitation. It’s always a fabulous occasion of celebration. Thanks to everyone who attended and a special thank you to our headline sponsors who helped make it happen.



Brother and sister duo Mimoza & Moises Duot wowed the audience with their stunning vocals.



A first time attendee, Winnipeg mayor, Sam Katz, stops to pose for a photo with Beyond Borders president, Rosalind Prober.

English electronic category winners, Olin Quam, Shelley Woodman and David Bercovici-Artieda (BC) with Rosalind Prober.



Staff from The Body Shop were out in full force getting signatures for the petition to end child & youth sex trafficking.



French electronic category winner, Julie Vaillancout (QC) accepts her award.

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Man-to-Man/“Homme à Homme” Campaign Growing, Attracting New Guys

The Man-to-Man (“Homme à Homme”) campaign continues to grow and reach new heights.

In October, we launched phase II of the English Man-to-Man campaign with the addition of a video public service announcement airing on Canwest Global and specialty stations as well as The Score Network. We also created a video featuring adults who were victimized as children speaking out to offenders.

Au-delà des frontières - Quebec chapter launched “Homme à Homme” in November featuring 12 very well-known Quebec personalities.

You can see the new videos and the new French celebrities at our two brand new campaign websites: endthedemand.ca and taparolecompte.ca. Make sure you leave a comment on the “What’s your reaction” page.



Campaign participant/actor, Manoj Sood, Rosalind Prober and PSA producers Frank Sampson and Colin McCrea at the October launch in Toronto.



Campaign participant, Commandant Robert Piché, Rosalind Prober, actress and ADF patron, Danielle Ouimet, campaign participant, Eric Savail and ADF Quebec chapter president, Julie Lambert at the “Homme à Homme” launch in Montreal.