

YOUR RIGHTS & FREEDOMS

Here are some of the most important things the Charter says, and what they mean for you now and when you grow up.

1. The *Canadian Charter of Rights and Freedoms* guarantees the rights and freedoms set out in it subject only to such reasonable limits prescribed by law as can be demonstrably justified in a free and democratic society.

Fundamental Freedoms

2. Everyone has the following fundamental freedoms: (a) freedom of conscience and religion; (b) freedom of thought, belief, opinion and expression, including freedom of the press and other media of communication; (c) freedom of peaceful assembly; and (d) freedom of association.

Democratic Rights

3. Every citizen of Canada has the right to vote in an election of members of the House of Commons or of a legislative assembly and to be qualified for membership therein. 4.(1) No House of Commons and no legislative assembly shall continue for longer than five years from the date fixed for the return of the writs at a general election of its members. (2) In time of real or apprehended war, invasion or insurrection, a House of Commons may be continued by Parliament and a legislative assembly may be continued by the legislature beyond five years if such continuation is not opposed by the votes of more than one-third of the members of the House of Commons or the legislative assembly as the case may be. 5. There shall be a sitting of Parliament and of each legislature at least once every twelve months.

Mobility Rights

6.(1) Every citizen of Canada has the right to enter, remain in and leave Canada. (2) Every citizen of Canada and every person who has the status of a permanent resident of Canada has the right (a) to move to and take up residence in any province; and (b) to pursue the gaining of a livelihood in any province. (3) The rights specified in subsection (2) are subject to (a) any laws or practices of general application in force in a province other than those that discriminate among persons primarily on the basis of province of present or previous residence; and (b) any laws providing for reasonable residency requirements as a qualification for the receipt of publicly provided social services. (4) Subsections (2) and (3) do not preclude any law, program or activity that has as its object the amelioration in a province of conditions of individuals in that province who are socially or economically disadvantaged if the rate of employment in that province is below the national average. (5) Every citizen of Canada has the right to be employed in Canada.

As a Canadian citizen, you have the right to move around within the country. You have the right to leave Canada and to come back.



CANADA CHARTER OF RIGHTS AND FREEDOMS



You are free to believe, think and say what you want. You are free to follow any or no religion. You are free to gather peacefully with anyone you want.

15. Every individual has the right before and under the law and the right to the equal protection and equal benefit of the law without discrimination and, in particular, without discrimination based on race, national or ethnic origin, colour, religion, sex, age or mental or physical disability. (2) Subsection (1) does not preclude any law, program or activity that has as its object the amelioration of conditions of disadvantaged individuals or groups including those that are disadvantaged because of race, national or ethnic origin, colour, religion, sex, age or mental or physical disability.

Official Languages of Canada

16.(1) English and French are the official languages of Canada and have equal status and equal rights and privileges as to their use in all institutions of the Government of Canada. (2) English and French are the official languages of New Brunswick and have equality of status and equal rights and privileges as to their use in all institutions of the legislature and government of New Brunswick. (3) Nothing in this Charter prevents the government of a province or a legislature to advance the equality of status and use of English and French. (4) The English linguistic community in New Brunswick has the equality of status and equal rights and privileges, including the right to education, with the French linguistic community within the province; and each distinct cultural institution has the right to its own language. (5) Everyone has the right to use English or French in any dealings with federal or provincial government. (6) Everyone has the right to use English or French in any debates and other proceedings of Parliament. (7) Everyone has the right to use English or French in any court proceedings.

The law must treat you equally to others, no matter your age, religion, gender, ability or disability, sexual orientation, skin colour, gender identity or background. Nothing can take away this right to equality.



INDIAN OF RIGHTS FREEDOMS



the legislature of New Brunswick in English and French and both languages. (1) Any order, regulation or by-law made by the public in Canada, or any order, regulation or by-law made available services from any government department, or any Parliament or government department, or any order, regulation or by-law made in or process issuing from any government department, or any order, regulation or by-law made in English or French may be reviewed by the courts. (2) Any order, regulation or by-law made in process issuing from any government department, or any order, regulation or by-law made in English or French may be reviewed by the courts. (3) Nothing in sections 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

FOR EVERYONE?

Although the Charter says we all have certain rights, that doesn't mean everyone actually gets the same rights or is treated equally. For instance, the *Indian Act* means First Nations people are treated differently.

IN CANADA, RIGHTS WORK DIFFERENTLY THAN IN THE UNITED STATES. PROBABLY THE BIGGEST DIFFERENCE IS THAT HERE, PARLIAMENT CAN AND DOES CHANGE LAWS THE SUPREME COURT STRIKES DOWN.

Enforcement

24.(1) Anyone whose rights or freedoms, as guaranteed by this Charter, have been infringed or denied may apply to a court of competent jurisdiction to obtain such remedy as the court considers appropriate and just in the circumstances. (2) Where, in proceedings under subsection (1), a court concludes that evidence was obtained in a manner that infringed or denied any rights or freedoms guaranteed by this Charter, the evidence shall be excluded if it is established that, having regard to all the circumstances, the admission of it in the proceedings would bring the administration of justice into disrepute.

General

25. The guarantee in this Charter of certain rights and freedoms shall not be construed so as to abrogate or derogate from any aboriginal, treaty or other rights or freedoms that pertain to the aboriginal peoples of Canada including (a) any rights or freedoms that have been recognized by the Royal Proclamation of October 7, 1763; and (b) any rights or freedoms that now or hereafter may be so recognized. (2) The guarantee in this Charter of certain rights and freedoms shall not be construed as denying the existence of any other rights or freedoms that are recognized or affirmed by law or custom in Canada and shall be interpreted in a manner consistent with the promotion and enhancement of the multicultural heritage of Canadians. (3) Notwithstanding anything in this Charter, the rights and freedoms guaranteed by it do not include (a) the rights or freedoms guaranteed by any law or any agreement, contract or arrangement, or by any law or any agreement, contract or arrangement that purports to include a reference to the Yukon Territory and its laws, or to the appropriate legislative authority thereof; or (b) anything that purports to include a reference to the Yukon Territory and its laws, or to the appropriate legislative authority thereof. Nothing in this Charter extends the legislative authority of any government.

Application of Charter

26. This Charter applies (a) to the Parliament and government of Canada in respect of all matters within the authority of Parliament in relation to the Yukon Territory and Northwest Territories; and (b) to the legislature and government of each province in relation to all matters within the authority of the legislature of each province. Notwithstanding subsection (1), section 15 shall not have effect until three years after this section comes into force. (3) Parliament or the legislature of a province may expressly declare in an Act of Parliament or of the legislature of a province that this Charter applies to that Act or to the provisions thereof abrogating or derogating from or in respect of which the Charter applies. (4) Where such a declaration is made, the Charter shall have such effect in relation to that Act or those provisions as the declaration provides. 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Minority Language Educational Rights

23.(1) Citizens of Canada (a) whose first language learned and still understood is that of the English or French linguistic minority population of the province in which they reside, or (b) who have received their primary school instruction in Canada in English or French and reside in a province where the language in which they received that instruction is the language of the English or French linguistic minority population of the province, have the right to have their children receive primary and secondary school instruction in that language in that province. (2) Citizens of Canada of whom any child has received or is receiving primary or secondary school instruction in English or French in Canada, have the right to have all their children receive primary and secondary school instruction in the same language. (3) The right of citizens of Canada under subsections (1) and (2) to have their children receive primary and secondary school instruction in the language of the English or French linguistic minority population of a province (a) applies wherever in the province the number of children of citizens who have such a right is sufficient to warrant the provision to them out of public funds of minority language instruction and (b) includes, where the number of those children so warrants, the right to have them receive that instruction in minority language educational facilities provided out of public funds.

IF YOU ARE INDIGENOUS, THE CHARTER IS NOT SUPPOSED TO TAKE AWAY FROM YOUR RIGHTS, INCLUDING TREATY RIGHTS AND THOSE GOING BACK TO THE ROYAL PROCLAMATION OF 1763.



**THANKS TO SECTION 25, CANADA
BECAME THE FIRST COUNTRY
IN THE WORLD TO RECOGNIZE
MULTICULTURALISM - SUPPORT
FOR PEOPLE OF MANY DIFFERENT
CULTURAL BACKGROUNDS -
IN ITS CONSTITUTION.**



Once you are 18,
as a Canadian citizen,
you have the right to vote
in elections. You can also
become a candidate
for Member of
Parliament.

...principles that recognize the
...rights
...guarantees the rights
...to such reasonable limits prescribed
...in a free and democratic society.
...fundamental freedoms
...freedom of
...of thought, belief, opinion and expression,
...of the press and other media of communication; (c) freedom
...of peaceful assembly; and (d) freedom of association.

Democratic Rights

... 3. Every citizen of Canada has the right to vote in an election of
members of the House of Commons or of a legislative assembly and to be
qualified for membership therein. 4.(1) No House of Commons and no
legislative assembly shall continue for longer than five years from the date
fixed for the return of the writs at a general election of its members.
(2) In time of real or apprehended war, invasion or insurrection, a House of
Commons may be continued by Parliament and a legislative assembly may
be continued by the legislature beyond five years if such continuation is not
opposed by the votes of a majority of the members of the House of
Commons or the legislature respectively. 5. There shall be a sitting of Parliament
and of each province at least once every twelve months.

Mobility

... (1) Every citizen of Canada has the right to remain in and
leave Canada. (2) Every citizen of Canada has the right to enter, remain in and
take up residence in any province. (3) Every citizen of Canada has the right of
lifelong mobility across the borders of the provinces and between the provinces
and between the provinces and the territories. (4) Any law, program or activity
that has as its object the amelioration of conditions of disadvantaged
individuals or groups including those that are disadvantaged because of
race, national or ethnic origin, colour, religion, sex, age or mental or physical
disability.

Legal Rights

... 7. Everyone has the right to life, liberty and security of the person
and the right not to be deprived thereof except in accordance with the
principles of fundamental justice. 8. Everyone has the right to be secure
against unreasonable search or seizure. 9. Everyone has the right not to be
arbitrarily detained or imprisoned. 10. Everyone has the right on arrest or
detention (a) to be informed promptly of the reasons therefor; (b) to retain
and instruct counsel without delay and to be informed of that right; and
(c) to have the validity of the detention determined by way of habeas corpus
and to be released if the detention is not lawful. 11. Any person charged
with an offence has the right (a) to be informed without unreasonable delay
of the specific offence; (b) to be tried within a reasonable time; (c) not to be
compelled to be a witness in proceedings against that person in respect of
the offence; (d) to be presumed innocent until proven guilty according to
law in a fair and public hearing by an independent and impartial tribunal;
(e) not to be denied reasonable bail without just cause; (f) except in the case
of an offence under military law tried before a military tribunal, to the
benefit of trial by jury where the maximum punishment for the offence is
imprisonment for five years or a more severe punishment; (g) not to be
found guilty on account of any act or omission unless, at the time of the act
or omission, it constituted an offence under Canadian or international law
or was criminal according to the general principles of law recognized by the

CANADA CHARTER OF FREEDOMS AND RIGHTS



community of nations. (b) if finally acquitted of the offence, not to be tried
for it again and, if finally found guilty and punished for the offence, not to
be tried or punished for it again; and (d) if found guilty of the offence and
if the punishment for the offence has been varied between the time of
commission and the time of sentencing, to the benefit of the lesser
punishment. 12. Everyone has the right not to be subjected to any cruel and
unusual treatment or punishment. 13. A witness who testifies in any
proceedings has the right not to have any incriminating evidence so given
used to incriminate that witness in any other proceedings, except in a
prosecution for perjury or for the giving of contradictory evidence. 14. A
party or witness in any proceedings who does not understand or speak the
language in which the proceedings are conducted or who is deaf has the
right to the assistance of an interpreter.

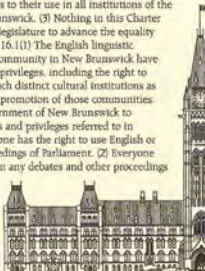
Equality Rights

... 15.(1) Every individual is equal before and under the law and has
the right to the equal protection and equal benefit of the law without
discrimination and, in particular, without discrimination based on race,
national or ethnic origin, colour, religion, sex, age or mental or physical
disability. (2) Subsection (1) does not preclude any law, program or activity
that has as its object the amelioration of conditions of disadvantaged
individuals or groups including those that are disadvantaged because of
race, national or ethnic origin, colour, religion, sex, age or mental or
physical disability.

Official Languages of Canada

... 16.(1) English and French are the official languages of Canada and
have equality of status and equal rights and privileges as to their use in all
institutions of the Parliament and government of Canada. (2) English and
French are the official languages of New Brunswick and have equality of
status and equal rights and privileges as to their use in all institutions of the
legislature and government of New Brunswick. (3) Nothing in this Charter
limits the authority of Parliament or a legislature to advance the equality
of status or use of English and French. 16.(11) The English linguistic
community and the French linguistic community in New Brunswick have
equality of status and equal rights and privileges, including the right to
distinct educational institutions and such distinct cultural institutions as
are necessary for the preservation and promotion of those communities. (2) The role of the legislature and government of New Brunswick to
preserve and promote the status, rights and privileges referred to in
subsection (1) is affirmed. 17.(1) Everyone has the right to use English or
French in any debates and other proceedings of Parliament. (2) Everyone
has the right to use English or French in any debates and other proceedings
of the legislature of New Brunswick. 18.(1) The statutes, records and
journals of Parliament shall be printed and published in English and
French and both language versions are equally authoritative. (2) The
statutes, records and journals of

Justice Canada





INDIAN OF RIGHTS FREEDOMS



the legislature of New Brunswick shall be printed and published in English and French and both language versions are equally authoritative. 19. (1) Either English or French may be used by any person in, or in any pleading in or process issuing from, any court established by Parliament. (2) Either English or French may be used by any person in, or in any pleading in or process issuing from, any court of New Brunswick. 20. (1) Any member of the public in Canada has the right to communicate with, and to receive available services from, any head or central office of an institution of the Parliament or government of Canada in English or French, and has the same right with respect to any other office of any such institution where (a) there is a significant demand for communications with and services from that office in such language, or (b) due to the nature of the office it is reasonable that communications with and services from that office be available in both English and French. (2) Any member of the public in New Brunswick has the right to communicate with, and to receive available services from, any office of an institution of the legislature or government of New Brunswick in English or French. 21. Nothing in sections 16 to 20 abrogates or derogates from any right, privilege or obligation with respect to the English and French languages, or either of them, that exists or is continued by virtue of any other provision of the Constitution of Canada. 22. Nothing in sections 16 to 20 abrogates or derogates from any legal or customary right or privilege acquired or enjoyed either before or after the coming into force of this Charter with respect to any language that is not English or French.

Minority Language Educational Rights

23. (1) Citizens of Canada (a) whose first language learned and still understood is that of the English or French linguistic minority population of the province in which they reside, or (b) who have received their primary school instruction in Canada in English or French and reside in a province where the language in which they received that instruction is the language of the English or French linguistic minority population of the province, have the right to have their children receive primary and secondary school instruction in that language in that province. (2) Citizens of Canada of whom any child has received or is receiving primary or secondary school instruction in English or French in Canada, have the right to have all their children receive primary and secondary school instruction in the same language. (3) The right of citizens of Canada under subsections (1) and (2) to have their children receive primary and secondary school instruction in the language of the English or French linguistic minority population of a province (a) applies wherever in that province the number of children of citizens who have such a right is sufficient to warrant the provision to them out of public funds of minority language instruction and (b) includes, where the number of those children so warrants, the right to have them receive that instruction in minority language educational facilities provided out of public funds.



English and French are the official languages of Canada. You have the right to be served in either one in a federal government office.

All your rights and freedoms under the Charter are guaranteed no matter your gender.

Enforcement

24. (1) Anyone whose rights or freedoms, as guaranteed by this Charter, have been infringed or denied may apply to a court of competent jurisdiction to obtain such remedy as the court considers appropriate and just in the circumstances. (2) Where, in proceedings under subsection (1), a court concludes that evidence was obtained in a manner that infringed or denied any rights or freedoms guaranteed by this Charter, the evidence shall be excluded if it is established that, having regard to all the circumstances, the admission of it in the proceedings would bring the administration of justice into disrepute.

General

25. The guarantee in this Charter of certain rights and freedoms shall not be construed so as to abrogate or derogate from any aboriginal, treaty or other rights or freedoms that pertain to the aboriginal peoples of Canada including (a) any rights or freedoms that have been recognized by the Royal Proclamation of 1763 and other rights or freedoms that now exist by way of land claims agreements or that may be so acquired. 26. The guarantee in this Charter of certain rights and freedoms shall not be construed as denying to individuals or groups the rights and freedoms that they are guaranteed by the laws, customs, traditions and practices of their societies. 27. In this Charter, 'rights and freedoms' includes the rights and freedoms referred to in section 1 of the Charter that are guaranteed by the laws, customs, traditions and practices of the societies in which they are exercised. 28. The rights and freedoms guaranteed by this Charter are subject to such reasonable limits prescribed by law as can be justified in a free and democratic society. 29. The rights and freedoms guaranteed by this Charter are subject to such other laws or orders of the government of Canada as are necessary to give effect to the provisions of this Charter. 30. The rights and freedoms guaranteed by this Charter are subject to such other laws or orders of the government of Canada as are necessary to give effect to the provisions of this Charter.

You have the right to go to elementary and high school in either English or French, depending on which official language your parents learned first and still use. That right stands even if that language is different from the main language where you live.


23. (1) Citizens of Canada (a) whose first language learned and still understood is that of the English or French linguistic minority population of the province in which they reside, or (b) who have received their primary school instruction in Canada in English or French and reside in a province where the language in which they received that instruction is the language of the English or French linguistic minority population of the province, have the right to have their children receive primary and secondary school instruction in that language in that province. (2) Citizens of Canada of whom any child has received or is receiving primary or secondary school instruction in English or French in Canada, have the right to have all their children receive primary and secondary school instruction in the same language. (3) The right of citizens of Canada under subsections (1) and (2) to have their children receive primary and secondary school instruction in the language of the English or French linguistic minority population of a province (a) applies wherever in that province the number of children of citizens who have such a right is sufficient to warrant the provision to them out of public funds of minority language instruction and (b) includes, where the number of those children so warrants, the right to have them receive that instruction in minority language educational facilities provided out of public funds.

24. (1) Anyone whose rights or freedoms, as guaranteed by this Charter, have been infringed or denied may apply to a court of competent jurisdiction to obtain such remedy as the court considers appropriate and just in the circumstances. (2) Where, in proceedings under subsection (1), a court concludes that evidence was obtained in a manner that infringed or denied any rights or freedoms guaranteed by this Charter, the evidence shall be excluded if it is established that, having regard to all the circumstances, the admission of it in the proceedings would bring the administration of justice into disrepute.

25. The guarantee in this Charter of certain rights and freedoms shall not be construed so as to abrogate or derogate from any aboriginal, treaty or other rights or freedoms that pertain to the aboriginal peoples of Canada including (a) any rights or freedoms that have been recognized by the Royal Proclamation of 1763 and other rights or freedoms that now exist by way of land claims agreements or that may be so acquired. 26. The guarantee in this Charter of certain rights and freedoms shall not be construed as denying to individuals or groups the rights and freedoms that they are guaranteed by the laws, customs, traditions and practices of their societies. 27. In this Charter, 'rights and freedoms' includes the rights and freedoms referred to in section 1 of the Charter that are guaranteed by the laws, customs, traditions and practices of the societies in which they are exercised. 28. The rights and freedoms guaranteed by this Charter are subject to such reasonable limits prescribed by law as can be justified in a free and democratic society. 29. The rights and freedoms guaranteed by this Charter are subject to such other laws or orders of the government of Canada as are necessary to give effect to the provisions of this Charter. 30. The rights and freedoms guaranteed by this Charter are subject to such other laws or orders of the government of Canada as are necessary to give effect to the provisions of this Charter.

"We must now establish the basic principles, the basic values and beliefs which hold us together as Canadians so that beyond our regional loyalties there is a way of life and a system of values which make us proud of the country that has given us such freedom and such immeasurable joy."

PRIME MINISTER PIERRE TRUDEAU, 1982


P.E. Trudeau 1981