

Quebec Judge Rules against "Islamophobia Defence" in Terrorism Case

INTRODUCTION

The RCMP arrested two individuals on terrorism charges on 14 April 2015. *Sabrina* Djaermane and El Mahdi Jamali were arrested as the police believed they had the components necessary to build a pressure cooker bomb and wanted to carry out an attack in Canada. They were awaiting a message from possible ISIS related persons to carry out an attack.

Following their arrest, the defence lawyers involved attempted to have a publication ban placed on the information that they are willing to carry out an attack on behalf of ISIS. The general thrust of the defence case was that Islamophobia was so rampant in Quebec that this information would preclude them from a fair trial. Never before in the history of criminal law in Quebec has a search warrant executed during an arrest been subject to a publication ban.

Media organizations in Quebec fought the ruling and eventually persevered.

What is truly interesting, however, is that the expert advice offered to the court to support the suppression of information based on the "Islamophobia Defence" was incredibly weak. Most of the expert's report was based on information provided by organizations believed to have direct ties to extremism.

Definitions

Muslim: One who follows the teachings of Islam and has accepted Shahadah.¹

Islamist: One who would force a form of politicized extremist Islam upon all others and would destroy all other forms of social, cultural, financial or political organization.² This word is used to signify the difference between the overall Muslim population and that minority that subscribe to the Islamist views of groups such as ISIS, al Qaida or the Muslim Brotherhood.

OVERVIEW AND UNDERSTANDING

The expert report of Professor Valerie Amiraux was titled *La publication des informations visées par la requête amendée pose-t-elle un risque sérieux pour l'administration de la justice?*

(The publication of information covered by the amended motion – does it pose a serious risk to the administration of justice?)

¹ Shahadah – *There is no God but Allah and Muhammed is his prophet*. This statement is the first of the five pillars of Islam. Reciting this statement three times in front of witnesses fulfills the basic requirement to be or become a Muslim. It is considered the basic statement of the Islamic faith. For a simple explanation of this see: <http://www.bbc.co.uk/religion/religions/islam/practices/shahadah.shtml>.

² For a larger discussion and definition of Islamism, see the article by Maajid Nawaz of the Quilliam Foundation. It is available online at: <http://www.quilliamfoundation.org/press/maajid-nawaz-speaks-about-journey-from-extremism-to-democratic-awakening/>

The report attempts to say that further disclosure of information in the press concerning the judicial process surrounding Sabrina DJERMANE would pose a serious risk to the administration of justice. In particular, the report appears to suggest that Islamophobia is such a wide spread problem in Quebec that the basic right to a fair trial would be compromised.

This view is problematic for at least four reasons. Those are:

1. This report appears to infer that a special class of legal consideration be given for those who are Islamists (as opposed to Muslims) and charged with the offences related to terrorism.
2. Islamophobia is at best a contested concept.
3. The research depends heavily (directly and indirectly) on input from well-known Islamist organizations whose credibility is questionable. This includes CAIR CAN and CAIR USA (and others).
4. There seems to be little in the search warrants that is not already in the public realm which would contribute to a substantive change of view in the overall situation.

1. A Case for Special Consideration

It is not the intent here to discuss legal concepts. However, the inference to the layman in the report of AMIRAUX appears to be that those who are charged with violent offenses in the context of terrorism/Islamists, are deserving of a special and unique consideration in front of the law. This appears to be the idea behind the discussion of Islamophobia in her report.

2. Islamophobia as a Contested Concept

The origin of the term Islamophobia is obscure. The term was used by Iranian mullahs starting with the 1979 Iranian revolution. It was a term used to disparage women who would not wear the veil as directed by the new regime of the Ayatollah Khomeini.³

Richard Stone was one of the authors of a letter to *The Guardian* in 1994 that used the term and he was on the Runnymede Trust that put the term into broad circulation in 1996.⁴ The term became increasingly popular when the Runnymede Trust began its study *Commission on British Muslims and Islamophobia*.⁵ Of note, the individual who wrote that report, Labour MP Trevor Phillips, now states he was mistaken to advance the cause of Islamophobia and that the UK has a significant threat from migration and the lack of integration of Muslims.⁶

³ See, among many others, the article [Islamophobie?](http://www.prochoix.org/frameset/26/islamophobie26.html) by Caroline Fourest & Fiammetta Venner from edition N°26-27 (Automne-Hiver 2003) of Prochoix. It is available online at:

<http://www.prochoix.org/frameset/26/islamophobie26.html>

⁴ *The Guardian*, on September 27, 1994.

<http://islamversuseurope.blogspot.com.es/2011/12/origins-of-term-islamophobia-in-english.html>

⁵ *The Independent*, July 20, 1996.

⁶

<http://www.breitbart.com/london/2016/04/10/thought-europes-muslims-gradually-blend-britains-diverse-land>

The contested view of what the term means became evident on April 1, 1996 in a *Guardian* article. The article was titled "Muslim leader says Zionists orchestrating 'Islamophobia'" and it covered a speech by "Muslim Parliament" leader Dr Kalim Siddiqui. The tension in the article highlights the issue. Dr Siddiqui accuses "Zionists" and the Government of the United Kingdom of orchestrating a wave of Islamophobia. Yet in the same article, Dr Siddiqui claims that jihad is an obligation for all Muslims around the world and that the fatwa calling for the killing of Salman Rushdie should be supported (i.e. killing Rusdie). The entire text of the article is at Annex A of this report.

According to Abdur-Rahman Muhammad, a former radical Imam, the term Islamophobia came into popular usage in North America when the International Institute for Islamic Thought (IIIT) in Northern Virginia decided to start using the term to silence their critics. According to Mr Muhammad, the Islamists at the IIIT "decided to emulate the homosexual activists who used the term *homophobia* to silence critics. He said the group meeting at IIIT saw Islamophobia as a way to beat up their critics."⁷

The IIIT is a Muslim Brotherhood front organization, according to the FBI and a variety of other sources.⁸

The Muslim Brotherhood has been listed as a terrorist entity by a number of countries including Egypt, Saudi Arabia, the UAE and Russia.

Additionally, the United Kingdom in a report released in December of 2015, has identified the Muslim Brotherhood as an extremist group which has a highly ambiguous relationship with violent extremism. It believes that the Muslim Brotherhood comprises both a transnational network, with links in the UK, and national organisations in and outside the Islamic world. The movement is deliberately opaque, and habitually secretive. The UK government also believes that that membership of, *association with, or influence by the Muslim Brotherhood should be considered as a possible indicator of extremism* (Emphasis added). Individuals closely associated with the Muslim Brotherhood in the UK have supported suicide bombing and HAMAS is a Muslim Brotherhood organization.⁹

As described in the UK report:

The Muslim Brotherhood was established in Egypt in 1928. The founder and first Supreme Guide (spiritual leader), Hassan al Banna, called for the religious reformation of individual Muslims, the progressive moral purification of Muslim societies and their eventual political unification in a Caliphate under sharia law. Al Banna and others argued that secularisation and westernisation were at the root of all contemporary problems of Arab and Muslim societies, and that nationalism was not the answer.

[scape-known-better/](#)

⁷ *Moderate Muslims Speak Out on Capitol Hill*, IPT News, October 1, 2010. The report is available online at: <http://www.investigativeproject.org/2217/moderate-muslim-speak-out-on-capitol-hill#>

⁸ See the FBI memo concerning this at <http://www.investigativeproject.org/documents/misc/159.pdf>. For more on the IIIT, see

<http://www.investigativeproject.org/737/forgotten-investigation-emails-offer-insight-into-iiit-probe>

⁹ For more on the position of the UK government on the Muslim Brotherhood, see the Statement by Prime Minister David Cameron on the findings of the internal review to improve the government's understanding of the Muslim Brotherhood. It is available online at:

<https://www.gov.uk/government/speeches/muslim-brotherhood-review-statement-by-the-prime-minister>. The full report can be seen at:

<https://www.gov.uk/government/publications/muslim-brotherhood-review-main-findings>

*From its foundation the Muslim Brotherhood organised itself into a secretive 'cell' structure, with an elaborate induction and education programme for new members. It relied heavily on group solidarity and peer pressure to maintain discipline. This clandestine, centralised and hierarchical structure persists to this day.*¹⁰

3. Research Material that Depends on Information from CAIR CAN, CAIR USA and others

The expert report of AMIRAUX depends, in part, on information derived from organizations such as CAIR CAN (Council on American Islamic Relations Canada now known as NCCM), its parent organization CAIR USA (Council on American Islamic Relations). This is problematic, given the nature of these organization. This will be discussed in two parts (A) instances of inclusion of the information and (B) the nature of the organizations.

A. Instances of Inclusion

The report of AMIRAUX uses information provided by organizations such as CAIR CAN. Furthermore, a small random sampling of the sources used in the report also shows that those sources in turn use CAIR CAN material (and others). For example, the 'Bibliographie' of the report shows:

CAIR--CAN. 2004. "Presumption of Guilt: A National Survey on Security Visitations of Canadian Muslims." Ottawa: Canadian Council on American--Islamic Relations.

The use of CAIR CAN material is highlighted at the start of the main body of the report in the first section and it is used in the formative stages of the report:

1. Le contexte québécois : radicalisation, islamophobie et commérages

The example reads:

À l'intersection des discours médiatiques et des discours politiques, l'image publique des musulmans s'est considérablement altérée depuis le 11 septembre, le ton négatif et l'accentuation des stéréotypes s'accroissant notamment par effet du traitement médiatique des informations (Helly, 2004 ; CAIR--CAN, 2004 ; Canadian Islamic Congress, 2005 ; Perry, 2015). (Page 2 of 22 in the PDF version of the report).

This example also notes the works of Denise HELLEY. It should be noted that when the sources attributed to HELLEY in this report are examined, they in turn rely on information provided by CAIR CAN. In the article *Le traitement de l'islam au Canada. Tendances actuelles*¹¹ CAIR CAN is identified twelve times. These occur once in the Bibliographie and eleven times in footnotes. This footnotes where CAIR CAN is noted are (13, 14, 15, 17, 31, 49, 54, 67, 69) (67 and 69 have two mentions of CAIR CAN each).

As is evident, the article depends extensively on the use of material provided by CAIR CAN.

In another article quoted by AMIRAUX and written by HELLEY, the same problem occurs. In the article

¹⁰

https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/486948/53163_Muslim_Botherhood_Review_-_PRINT.pdf

¹¹ This article is available online at: <http://remi.revues.org/274>

Flux migratoires des pays musulmans et discrimination de la communauté islamique¹² CAIR CAN is quoted twice. Furthermore, another source used by HELLY is the report noted as Nimer M. (2001), Report, The Council on American-Islamic Relations. The report of HELLEY does not specify it, but further research suggests that ‘Nimer’ is in fact Mohamed NIMER, Director of Research at CAIR USA, the parent organization of CAIR CAN.

In another example, AMIRAUX quotes Barbara PERRY in the article *All of a Sudden, There Are Muslims’: Visibilities and Islamophobic Violence in Canada*. In this article PERRY includes CAIR CAN as a reference twice. Furthermore, PERRY also quotes HELLEY twice and also quotes Mohamed NIMER. As already identified above, HELLEY’s work is informed by CAIR CAN and CAIR USA.

AMIRAUX also use the Macleans Magazine article of John Geddes of October 3, 2013, *Canadian anti-Muslim sentiment is rising, disturbing new poll reveals*.¹³ The article begins with information and quotations from Sallah Hamdani, the former head of Islamic Relief Canada and Ishaan Gardee of the National Council of Canadian Muslims (formerly known as CAIR CAN). The inclusion of these two individuals in an article used as an academic source is problematic as will be seen below.

In addition to this report, it should be noted that AMIRAUX was one of the organizers¹⁴ of a symposium on Islamophobia held in Montreal from October 29 to November 1, 2015. The conference title was *Combating Islamophobia: Issues and challenges for a pluralistic Quebec*. The conference had speakers from CAIR CAN and CAIR USA.

As can be seen, the work of CAIR CAN appears in both the report by AMIRAUX and it appears repeatedly in the sources used by AMIRAUX. As such, it is fair to say that a significant portion of the material depends on input from CAIR CAN and CAIR USA.

B. The Nature of the Organizations

CAIR USA suffers from a number of credibility issues. Among others, CAIR USA was listed as a terrorist entity by the United Arab Emirates¹⁵ while they were listing proxy and front groups related to Al Qaida, Daesh and the Muslim Brotherhood.

CAIR USA has also been identified as an unindicted co-conspirator in the Holy Land Relief Foundation terrorism funding trials. CAIR USA attempted to have its name removed from the list of unindicted co-conspirators, but its request was refused.¹⁶

¹² This article is available online at:

http://classiques.uqac.ca/contemporains/helly_denise/flux_migatoire_musulmans/flux_migatoire_musulmans.html

¹³ The article can be seen online at: <http://www.macleans.ca/politics/land-of-intolerance/>

¹⁴ Du 29 octobre au 1er novembre 2015, Denise Helly (INRS), Michael Nafi (John Abbott College), Valérie Amiraux et Patrice Brodeur (Université de Montréal) vous invitent à participer au symposium international « Islamophobie. Race, religion, libéralisme.

<http://www.uquebec.ca/reseau/fr/contenu/symposium-international-islamophobie>

¹⁵ A full list of the terrorism entities can be seen in the article of 14 November 2014 *UAE publishes list of terrorist organisations: Cabinet decision includes Al Qaida, Daesh and the Muslim Brotherhood*.

¹⁶ Judge snubbed U.S. Islamic groups in secret ruling, by Josh Gerstein 11/01/09,

The FBI has also stated that CAIR USA is not an appropriate partner for the FBI and that it has suspended all formal contacts.

During that trial, evidence was introduced that demonstrated a relationship among CAIR, individual CAIR founders (including its current President Emeritus and its Executive Director) and the Palestine Committee. Evidence was also introduced that demonstrated a relationship between the Palestine Committee and HAMAS, which was designated as a terrorist organization in 1995. In light of that evidence the FBI has suspended all formal contacts between CAIR and the FBI.

The FBI's decision to suspend formal contacts was not intended to reflect a wholesale judgment of the organization and its entire membership. Nevertheless, until we can resolve whether there continues to be a connection between CAIR or its executives and HAMAS, the FBI does not view CAIR as an appropriate liaison partner.¹⁷

The parent organization of CAIR CAN is CAIR USA and CAIR CAN was formed to support and fund the activities of CAIR USA. CAIR CAN is now known as the NCCM or the National Council of Canadian Muslims. The current head of the CAIR CAN/NCCM is Ishaan GARDEE. He has given press interviews¹⁸ and testified to Parliament¹⁹ that CAIR CAN has no relation to CAIR USA, despite the commonality of their nomenclature.

In the interview, the following exchange occurs:

(Begins at 4:20) Interviewer: Some say they consider the Canadian version a branch plant.

(Begins at 4:28) Well Evan, what I can tell you is that we have never had any funding relationship with them, we never had an operational relationship with them, we have always had two separate boards of directors, constitutions, bylaws, employees (interviewer interrupts) (Emphasis added)

(Begins at 4:46) Interviewer: There are no links but you chose the same name?

(Begins at 4:49) The organization as I mentioned and as I just told you went with that name as it was a well-recognized name within the Muslim civil liberties movement.

Shahinna Siddiqui, a former board member and spokesperson for CAIR CAN, also told senators in testimony at the Senate of Canada that CAIR-USA and CAIR-CAN/NCCM are not related.²⁰

<http://www.politico.com/blogs/under-the-radar/2009/11/judge-snubbed-us-islamic-groups-in-secret-ruling-022503>

¹⁷ A copy of the FBI letter can be seen at: <http://www.investigativeproject.org/documents/misc/265.pdf>

¹⁸ The 9:58 interview is embedded on the CBC website at:

<http://www.cbc.ca/news/muslim-group-demands-apologyfrom-harper-chief-spokesman-1.2514099>

¹⁹ See, among many others, the CBC report at:

<http://www.cbc.ca/news/politics/bill-c-51-hearings-committee-testimony-ends-as-opposition-readies-amendments-1.3010134>

²⁰ See more on this at:

<http://www.torontosun.com/2015/02/24/senate-questions-muslim-leader-over-alleged-ties-to-radicals>

<http://www.torontosun.com/2015/02/24/senate-questions-muslim-leader-over-alleged-ties-to-radicals>

CAIR CAN/NCCM itself says it was setup with CAIR USA as its parent organization.

CAIR (Council on American-Islamic Relations) This Washington-based organization is CAIR-CAN's parent organization. It has an email newsletter for the news media, providing news releases and background materials about important Islamic events. It is worth receiving. Tel: 202-488-8787 Fax: 202-488-0833 Email: webmaster@cair-net.org, Web site: www.caircan.org (A Journalist's Guide to Islam (version 2003) Conceived by the Council on American Islamic Relations Canada. Published by Islamic Social Services Association Canada.²¹

As such, the statements by Mr Gardee appear to be false. On number occasions in the past, both CAIR USA and CAIR CAN have claimed a relationship to each other as parent/branch organizations. A list of 22 examples can be seen at Annex B.

CAIR CAN/NCCM was also identified as a Muslim Brotherhood front organization in testimony in the Canadian Senate in May of 2015.²²

The parent organization of Islamic Relief Canada is Islamic Relief (UK). The UK based organization has had its bank accounts closed by HSBC²³ and UBS²⁴ banks. The closure of the accounts was based on the belief of the banks that the accounts were being used to fund terrorism.

Case Examples of Islamophobia

“Political Correctness, Community Balance and Criminal Cover-ups”

The report of AMIRAUX does not address any cases where false claims of Islamophobia are used to silence genuine concerns of serious societal problems. The following are two examples of where false claims of racism or the fear of being called Islamophobic has resulted in false perceptions in the media or serious failures in law and society. These cases are:

1. CAIR USA and the Murder of Shaima Alawadi
2. The Rapes of Rotherham

²¹ Archived copies of the CAIR CAN website can be found by using the Internet archive website called “The Way Back Machine” which can be found at www.web.archive.org. For a copy of the see <http://web.archive.org/web/20030701034732/http://www.caircan.ca/> and the select “download the CAIR CAN Journalists Guide” which will then be found at: <http://web.archive.org/web/20030617021214/http://www.caircan.ca/downloads/jgprint.pdf>

²² Beware of the Muslim Brotherhood, expert warns, by Ian MacLeod, Ottawa Citizen, May 16, 2015 , <http://ottawacitizen.com/news/national/beware-of-the-muslim-brotherhood-expert-warns>

²³ HSBC snaps ties with Islamic Relief over 'terror' fears, by Agamoni Ghosh, January 4, 2016. The article can be seen online at: <http://www.ibtimes.co.uk/hsbc-snaps-ties-islamic-relief-over-terror-fears-1535825>

²⁴ Banking sector nerves blocking international relief, says Islamic Relief FD, Niki May Young, 08 Nov 2012. The article can be seen online at: http://www.civilsociety.co.uk/finance/news/content/13757/banking_sector_nerves_blocking_international_reli ef_says_islamic_relief_finance_director

1. CAIR USA and the Murder of Shaima Alawadi.

CAIR USA regularly exploits attacks against Muslims and creates false stories in the media to create fake outrage. They blame Islamophobia and the inherent racism against Muslims, even when there is no case to be made.

According to a police affidavit, 17 year old Fatima Alawadi of El Cajon Californian jumped out of her mother's car going approximately 35 miles per hour (56 kilometres per hour). They were having a discussion concerning her upcoming forced marriage to her cousin in Iraq. According to the affidavit based on police, paramedic and hospital staff, she told her mother "I love you Mom" and jumped out of the car as she did not want the forced marriage.

On 21 March 2012, Fatima's mother Shaima Alawadi was beaten in her home having been hit six times in the head and suffered four skull fractures. According to police, she had been beaten with a large object.²⁵

On 24 March 2012, Shaima Alawadi was taken off life support and she died in hospital from her beating injuries. Her body was flown back to Iraq for burial. She and her husband had initially left Iraq to escape persecution suffered under President Saddam Hussein.

On 25 March 2012, police state that whatever the motive, the attack appears to be "an isolated event," not part of an overall pattern of violence toward immigrants. Concerns about a hate crime were raised as it was also reported that a note had been left next to her body with the statement: *"Go back to your country, you terrorist."*

On 08 November 2012 her husband Kassim Alhimidi was arrested for her murder. It turns out that a divorce was being planned and the 17 year old daughter of the family was refusing to marry her cousin who lives in Iraq and these issues were at the centre of the problems.

On 31 January 2014 the CAIR (Chicago) *Monitor* ran a story that blamed the death of Shaima Alawadi on the "America's inherent racism and prejudice."²⁶ This is fully 13 months after the arrest of Kassim Alhimidi for what appears to be an honour killing and some 21 months after police state that the attack appears to be "an isolated event," not part of an overall pattern of violence toward immigrants.

The paragraph stating that the killing of Shaima Alawadi was the fault of America reads as follows:

On February 26, 2012, George Zimmerman shot and killed Trayvon Martin in self-defense as Martin was on his way home in Sanford, FL, armed with a bag of skittles and iced tea. He was 17 years old, an African-American student at Michael Krop High School. One month later on March 21st, Shaima Alawadi was beat to death inside her home and left next to a note that read, "This is my country. Go back to yours, terrorist." She was a 32-year-old mother of five who had left her country, Iraq, with her family following the Shiite uprisings, in hopes of finding peace in El Cajon, CA. These two now-lifeless Americans represent the true victims of America's inherent racism and prejudice. We must then think to ourselves: what was their crime—the color of their skin (i.e. their

²⁵ <http://articles.latimes.com/2012/mar/25/local/la-me-iraqi-woman-20120326>

²⁶ <http://chicagomonitor.com/2014/01/hello-khan-may-i-c-all-you-terrorist/>

darker than white complexions), their ethnicity, their beliefs?—and when will the hate end.
(Emphasis added)

2. The City of Rotherham and Mass Rapes

The degree to which community leadership figures such as feminists, mayors, city councilors, police and Members of Parliament will exist in a culture of Islamophobia and denial while suppressing reports on criminal activity to maintain 'community balance' cannot be underestimated in any country.

The Jay Report in the United Kingdom (August 2014), detailed how a wide variety of officials in the City of Rotherham deliberately covered up the grooming and mass rape of 1400 girls in order to avoid issues of racism and political correctness. The report, which was accepted by the Parliament of the United Kingdom²⁷ even details how one individual who attempted to address the mass rapes was sidelined, threatened with dismissal and sent on a two-day ethnicity and diversity course.²⁸

In the Rotherham, between 1997 and 2013, a conservative estimate in the Jay Report suggests that 1,400 primarily white girls between the ages of eleven and fourteen²⁹ (but some as young as nine³⁰) were groomed³¹ in Rotherham and then "raped by multiple perpetrators, abducted, trafficked to other cities in England, beaten and intimidated."³² The perpetrators of the institutionalized abuse of the girls were, as the official report noted, were primarily Pakistani-Kashmiri Muslim men. The fact that 1400 girls could be forced into sexual slavery in a British town of 257,280 while no one noticed belies belief.

As it turns out, a variety of civic officials, town councilors and a Member of Parliament had been aware for years of the abuse, but had remained silent or punished those who spoke out. It also noted that the three of the previous inquiries from 2002, 2003 and 2009 had found similar issues, but those reports were "effectively suppressed."³³ One researcher who reported the rapes faced hostility from the city council and her records and information were stolen and destroyed by an unknown person who also likely worked for the council.³⁴

The Home Secretary, Theresa May, blamed the failure of the authorities in Rotherham on

27

<http://www.parliament.uk/business/committees/committees-a-z/commons-select/communities-and-local-government-committee/inquiries/parliament-2010/jay-report-rotherham/>

28 http://www.huffingtonpost.co.uk/2014/09/02/rotherham-abuse-researcher-diversity-course_n_5750560.html
and

29 A full copy of the Jay Report can be seen at:

www.rotherham.gov.uk/.../independent_inquiry_cse_in_rotherham.pdf

30

<http://www.telegraph.co.uk/news/uknews/crime/11391314/Rotherham-child-sex-abuse-scandal-council-not-fit-for-purpose.html>

31 For one personal account of the grooming and abuse process, see *A Rotherham Abuse Survivor Speaks Out*. It can be seen online at: <http://s.telegraph.co.uk/graphics/projects/rotherham/index.html>

32 Page 7/159 of the PDF version of the Jay Report.

www.rotherham.gov.uk/.../independent_inquiry_cse_in_rotherham.pdf

33 *Rotherham child abuse scandal: 1,400 children exploited, report finds*, 26 August 2014.

<http://www.bbc.com/news/uk-england-south-yorkshire-28939089>

34 *Rotherham abuse: Researcher 'faced council hostility'* By Alison Holt BBC Panorama, 01 September 2014.

<http://www.bbc.com/news/uk-england-south-yorkshire-29012571>

"institutionalized political correctness."³⁵ The Victims' Commissioner, Louise Casey, followed up with a report that stated "misplaced political correctness" and "combined with a staggering culture of denial" allowed more than 1,400 vulnerable girls to be routinely abused. "Some councilors have not lived up to the high standards expected of those in public life or their positions of responsibility."

Ms Casey further wrote: "The issue of race is contentious, with staff and members lacking the confidence to tackle difficult issues for fear of being seen as racist or upsetting community cohesion."³⁶ The Jay Report notes that there was a known deep-rooted problem of Pakistani-heritage perpetrators targeting young white girls. Ironically, when a city councilor of Pakistani heritage wanted to tackle the issue head on, he was over ruled by the other largely white, Labour Party councilors.³⁷

In short, it can be seen that a culture of Islamophobia, political correctness, denial and cultural relativism led the officials responsible to abdicate their responsibilities in order to believe that:

1. Ignoring the law and allowing the grooming and follow-on rapes of 1400 girls between the age of 11 and 14 is acceptable.
2. Identifying the rapists of 1400 girls is unacceptable if it violates their own self-imposed codes of political correctness and community balance.

4. Search Warrants and Information in the Public Realm

Extensive media coverage of the case of Sabine DJERMANE has already occurred. A search of "Sabine Djermane" on just Google News (13 January 2016) reveals some 194 news stories. For purpose of brevity and at the risk of generalizations, it can be said the interested public is already aware that:

- a. DJERMANE has been arrested and charged with terrorism offences, including a possible attempt to carry out a terrorist attack in the Montreal area.
- b. She was arrested with El Mahdi JAMALI and they were/appeared to be married at the time of arrest.
- c. They had the intention to travel to Syria/ISIS in order to join activities there.
- d. A variety of reports suggest that the travel plans of as many as 21 young individuals from Quebec had a significant degree of organization and planning.
- e. Having failed in the attempt to travel to Syria, DJERMANE and JAMALI decided to carry out violent

³⁵ *May blames 'institutionalised political correctness' for Rotherham scandal*. The Guardian. 2 September 2014. The article is online at:

<http://www.theguardian.com/uk-news/2014/sep/02/theresa-may-political-correctness-rotherham-abuse>

³⁶ Evans, Martin (4 February 2015). *Rotherham Council Ignored Child Abuse By Asian Gangs Because of 'Misplaced Political Correctness', Report Concludes*. The Daily Telegraph.

<http://www.telegraph.co.uk/news/uknews/crime/11391314/Rotherham-child-sex-abuse-scandal-council-not-fit-for-purpose.html>

³⁷ Pages 99 and 100 of the PDF version of the Jay Report. (Pages 93 and 94 of the text version).

activities, possibly in the Montreal area.

f. DJERMANE and JAMALI had some or all of the information and material necessary to create a bomb that might have been similar to the Boston Marathon explosive device.

g. In general terms, outside of this case, the interested Canadian/Quebec public has been made exhaustively aware of the situation relating to ISIS, Canadians who have travelled there and their roles.

CONCLUSIONS

There appears to be no information in the documents that is substantially different from already existing information that is available to the public on terrorism, Islamism and the possibility that Canadians are involved with ISIS. In short, the overall case is already known and the finer details of it will not change the overall perceptions that already exist.

The report of AMIRAUX, if anything, draws more negative attention to the case of DJERMANE by using information from organizations of doubtful credibility.

Annex A – Guardian Article

"Muslim leader says Zionists orchestrating 'Islamophobia'", The Guardian, 01 April 1996

A WAVE of 'Islamophobia' orchestrated by Zionists and supported by the Government is sweeping across Britain because of Palestinian terrorism in Israel, the leader of the Muslim parliament claimed yesterday.

Dr Kalim Siddiqui told the 11th session of the parliament in London that he had written to John Major denying British Muslim involvement in the funding of the Palestinian terrorist group Hamas. He also insisted that Muslims in Britain would continue their fight for Islam in the form of a jihad, or holy war, across the world.

'This campaign of demonising Islam and Muslims in Britain was of the same proportions as the one that was unleashed in the United States in the wake of the bombing of Oklahoma,' said Dr Siddiqui.

'The campaign here followed no bombs in this country, but three bombs in Palestine that shook the Zionist entity. Clearly, the powerful Zionist lobby saw the bombs in Palestine as an opportunity to demonise Muslims in Britain.'

He complained that the Government 'obliged by releasing MI5 dogs at our heels'.

Dr Siddiqui said he felt obliged to write to Mr Major to spell out the role of Muslims in Britain.

'The point I have made absolutely clear to the British Prime Minister is that as Muslims, jihad is an

obligation on us. We will support jihad in all parts of the world wherever there is oppression and injustice.'

He also re-emphasised the parliament's support for the seven-year fatwa on Salman Rushdie because of his novel *The Satanic Verses*.

'We must not take up a defensive position on the fatwa, describing it as merely a 'religious decree'. The fatwa was, and remains, an order that must be carried out as and when it becomes possible to do so,' Dr Siddiqui told the conference.

Annex B – The Relationship between CAIR CAN/NCCM and CAIR USA

The following are examples of the connections between CAIR CAN and CAIR USA:

1. The United States of American Department of State refers to CAIR CAN as the Canadian Chapter of CIAR USA.

The US State Department says that “Expressions of anti-Muslim sentiment continued during the reporting period, according to the Canadian chapter of the Council on American Islamic Relations (CAIR-CAN).”
<http://www.state.gov/j/drl/rls/irf/2003/24482.htm>

2. CAIR CAN was set up to support CAIR USA

According to a sworn court affidavit of the founder of CAIR CAN, the organization was set up to support CAIR USA. It began as CAIR Montreal, then CAIR Ottawa and finally CAIR CAN. The founder of CAIR CAN says she joined CAIR USA while living in Montreal.³⁸

According to Dr. Khan, the first Canadian chapter of CAIR was formed in Montreal. The Quebec Registry of Enterprises (File 3346439360) showed the Council on American-Islamic Relations as CAIR-Montreal. CAIR-Montreal was registered in January 1997, struck off the Registry in May 1999, replaced by CAIR-Ottawa, and by CAIR-CAN in 2000.³⁹ The stated purpose of the Montreal chapter was to promote awareness of CAIR (USA) in Montreal. That was in 1996 and Dr. Khan states that she was director of this chapter until 1998.⁴⁰ She added that at that time CAIR USA had control over the character and quality of the activities of the Canadian chapter.

Note the last sentence in paragraph 6 from the affidavit:

Paragraph 6: In 1996 a Canadian chapter of CAIR UNITED STATES was established in Montreal. The purpose of the chapter was to promote CAIR UNITED STATES awareness in Montreal. One of the means of promoting awareness was through the distribution in Canada of CAIR UNITED STATES’ newsletters, publicity kits, brochures and handbooks. CAIR UNITED STATES had direct control over the character and quality of the activities of the Canadian chapter in Montreal.
(Emphasis added)

According to the affidavit, the founder goes on to state that CAIR USA has direct control over the character and quality of all activities of CAIR CAN as well.

Paragraph 8: That CIRC used the trademarks CAIR and CAIR-CAN and the name Council on American-Islamic Relations Canada under licenses from CAIR UNITED STATES. Under terms of the license CAIR UNITED STATES has direct control over the character and quality of all activities of CIRC including the use of its trade-mark and trade name.

³⁸ Paragraph 5 of the 16 December 2003 affidavit signed by Dr. Khan.

³⁹ http://macrames4.rssing.com/chan-3726988/all_p7.html

⁴⁰ Paragraph 6 of the 16 December 2003 affidavit signed by Dr. Khan.

3. CAIR CAN says that its parent organization is CAIR USA

According to CAIR CAN's website,⁴¹ CAIR CAN has a parent organization which is identified as CAIR USA based in Washington DC. In this extract from a 2003 publication titled "A Journalist's Guide to Islam" on a website belonging to CAIR CAN the following statement makes this statement:

CAIR (Council on American-Islamic Relations) This Washington-based organization is CAIR-CAN's parent organization. It has an email newsletter for the news media, providing news releases and background materials about important Islamic events. It is worth receiving. Tel: 202-488-8787 Fax: 202-488-0833 Email: webmaster@cair-net.org, Web site: www.caircan.org (A Journalist's Guide to Islam (version 2003) Conceived by the Council on American Islamic Relations Canada. Published by Islamic Social Services Association Canada.⁴²

4. CAIR in Canada was formed to work with CAIR USA

According to CAIR CAN's website statements in 2005, CAIR in Canada was founded to work with CAIR USA which was "well known" to Canadian Muslims. On their website in 2005, CAIR CAN provided a graphic that contained the following information:

In 1996, a group of concerned Canadian Muslims started an informal network in Canada to work with the Washington-based CAIR, an organization well known among Canadian Muslims since 1994. In the spring of 1997, CAIR-Montreal was formed, and was soon after replaced by CAIR-Ottawa. In 2000, CAIR-CAN was incorporated as a Canadian organization speaking out for Canada's Muslim population.⁴³

5 to 17 CAIR USA states in their communications that CAIR CAN is their Canadian office (13 examples)

The main CAIR USA website (www.cair.com) has published a number of articles where it states that CAIR CAN is their Canadian office. Typical of these articles are statements such as:

5. *Libraries Get New Package to Study Islam*. 16 July 2012:

QUOTE: The main branch of the Calgary Public Library was the site for the launch of the CAIR-CAN -- the Canadian office of the Council on American-Islamic Relations -- national Islamic library project.

<http://www.cair.com/press-center/cair-in-the-news/7025-libraries-get-new-package-to-study-islam.html>

⁴¹ The website referred to here is www.caircan.ca. The site was caircan.ca was registered originally with a creation date of 2001/05/16 according to the WHOIS website using information from the Canadian Internet Registration Authority, (<http://www.cira.ca/>). When checked on 28 February the site showed as active with an expiry date of 2018/05/16 and a last update of 2013/06/25. The DMOZ Title for the site is: CAIR-CAN - Council on American -Islamic Relations Canada.

⁴² Archived copies of the CAIR CAN website can be found by using the Internet archive website called "The Way Back Machine" which can be found at www.web.archive.org. For a copy of the see <http://web.archive.org/web/20030701034732/http://www.caircan.ca/> and the select "download the CAIR CAN Journalists Guide" which will then be found at: <http://web.archive.org/web/20030617021214/http://www.caircan.ca/downloads/jgprint.pdf>

⁴³ (2005, CAIR CAN Annual Review, History, page three)

6. *Canadian newspaper publishes apology for anti-Muslim article*

QUOTE: Dr. Sheema Khan chair of CAIR's Canadian office (CAIR-CAN).

<https://www.cair.com/action-alerts/179-canadian-newspaper-publishes-apology-for-anti-muslim-article.html>

7. *CAIR-CAN: Is Canada 'Subcontracting' Torture?*

QUOTE: The Canadian office of the Council on American-Islamic Relations (CAIR-CAN) questioned whether Canadian security agencies may be "subcontracting" torture against Canadian citizens.

<http://www.cair.com/press-center/cair-in-the-news/7049-cair-can-is-canada-subcontracting-torture.html>

8. *CAIR-CAN Cited in 2005 Human Rights Report*

QUOTE: (OTTAWA, CANADA, 10/26/06) – The Canadian office of the Council on American-Islamic Relations' (CAIR-CAN) survey, "Presumption of Guilt: A National Survey on Security Visitations of Canadian Muslims," was cited in the U.S. State Department's 2005 Human Rights Report.

<http://www.cair.com/press-center/press-releases/2052-cair-can-survey-cited-in-state-department-rights-report.html>

9. *CAIR-Can Meets With U.N. Rapporteur*

QUOTE: the Canadian office of the Council of American-Islamic Relations (CAIR-CAN) expressed its concern that Canada is not protecting the rights of Canadian Muslims and Arabs when they travel to the United States.

<http://www.cair.com/press-center/cair-in-the-news/7008-cair-can-meets-with-u-n-rapporteur.html>

10. *Her Comic Take:*

QUOTE: She's a trailblazer," said Sheema Khan, chairwoman of the Canadian office of the Council on American-Islamic Relations

<http://www.cair.com/press-center/cair-in-the-news/6935-her-comic-take.html>

11. *Canadian MP offers apology for assistant's remark*

QUOTE Dr. Sheema Khan chair of CAIR's Canadian office (CAIR-CAN) CONTACT: Riad Saloojee at 613-254-9704; E-mail: cnada@cair-net.org

<http://www.cair.com/action-alerts/179-canadian-newspaper-publishes-apology-for-anti-muslim-article.html>

12. *Canadian Muslims condemn firing of Publisher*

QUOTE The Canadian office of the Council on American-Islamic Relations (CAIR-CAN) today condemned CanWest Global's firing of Russell Mills... CONTACT: Riad Saloojee at 613-798-0003; E-mail:

Canada@cair-net.org

<http://www.cair.com/press-center/cair-in-the-news/6471-canadian-muslims-condemn-firing-of-publisher.html>

13. *Canadian Muslims condemn vandalism against Jewish institutions*

QUOTE: The Canadian office of the Council on American-Islamic Relations (CAIR-CAN)...

<http://www.cair.com/press-center/cair-in-the-news/6403-canadian-muslims-condemn-vandalism-against-jewish-institutions.html>

14. *Canadian group denied public funding to fight circumcision*

QUOTE: Alhamdulillah (Praise be to Allah.)The Canadian office of the Council on American-Islamic Relations (CAIR-CAN) has announced that the Court Challenges Program of Canada denied public funding for a legal challenge...

<http://www.cair.com/action-alerts/184-canadian-group-denied-public-funding-to-fight-circumcision.html>

15. *Muslims urge denial of public funding for Anti-circumcision (sic) campaign*

QUOTE: The Canadian Office of the Council on American-Islamic Relations (CAIR-CAN) today called on the Court Challenges Program of Canada to deny public funding for a campaign designed to ban male circumcision.

<http://www.cair.com/press-center/press-releases/665-muslims-urge-denial-of-public-funding-for-anti-circumcision-campaign.html>

18. *Vandals attack Canadian Islamic Center*

QUOTE: The Council on American-Islamic Relations' Canadian office (CAIR-CAN) is calling on law enforcement officials to investigate vandalism at the Manitoba Islamic Center

<http://www.cair.com/press-center/press-releases/661-vandals-attack-canadian-islamic-center.html>

19. *Suspicious fire destroys Canadian Mosque*

QUOTE: The Council on American-Islamic Relations (CAIR) is calling on Canadian law enforcement officials to investigate a suspicious fire at Surrey Masjid in Surrey, British Columbia....The Washington-based Islamic advocacy group says tensions in the Middle East and recent stereotypical portrayals of Islam in the American and Canadian media point... ... This anti-Muslim rhetoric can easily turn into the reality of physical attacks," said Dr. Sheema Khan, director of CAIR's Canadian Office (CAIR-CAN).

<http://www.cair.com/press-center/press-releases/648-suspicious-fire-destroys-canadian-mosque.html>

20. CAIR USA chapters report on their websites that that CAIR CAN is one of CAIR USA chapters

As of early 2014, two CAIR chapters in the USA claim that CAIR CAN is a chapter of the same organization of which they are members. These are:

<http://cairhouston.org/chapters.htm> (as of 28 February 2014)

<http://www.cairchicago.org/cair-chapters/> (as of 28 February 2014)

21. CAIR USA Chicago's website lists CAIR CAN as a Canadian chapter

The website of the Chicago chapter of CAIR USA lists 32 chapters of CAIR and identifies CAIR CAN as being

one them.⁴⁴ <http://www.cairchicago.org/cair-chapters/>

CAIR - Canada

P.O.Box 13219 K2L 1x4

99 Kakulu Rd., Suite 100

Kanata, ONT K2L 3C8

Main Telephone: 866-524-0004 FREE

Alternate Telephone: 613-254-9704

Fax Number: 613-254-9810

Email: canada@cair-net.org

Website: <http://www.caircan.ca> - See more at:

<http://web.archive.org/web/20140413090415/http://www.cairchicago.org/cair-chapters/#sthash.kGWRZxsc.dpuf>

22. Technical Connections

CAIR CAN has used the email address of canada@cair-net.org . This is the same service used by other CAIR USA chapters such as CAIR San Antonio SanAntonio@cair-net.org , CAIR Cleveland <http://ohio.cair.com> and Care Ohio which also uses ohio@cair-net.org

CAIR USA posted contact information for its Canadian chapter. Note the 613 Ottawa area calling code and the root of the email address: @ciar-net.

QUOTE: CONTACT: Riad Saloojee at 613-254-9704; E-mail: cnada@cair-net.

Source:

<http://www.cair.com/press-center/cair-in-the-news/6703-canadian-mp-offers-apology-for-assistant-s-re-mark.html>

Additional Information on CAIR CAN/NCCM and the name change

CAIR CAN was first registered in July of 2000. The initial registration shows:

COUNCIL ON AMERICAN ISLAMIC RELATIONS (CANADA)⁴⁵

Company Number

3784720

Status

Active

Incorporation Date

10 July 2000 (over 13 years ago)

Jurisdiction

⁴⁴ <http://www.cairchicago.org/cair-chapters/>

⁴⁵ See the file at <https://opencorporates.com/companies/ca/3784720>

Canada
Registered Address
99 KAKULU RD, SUITE 100, KANATA ON, K2L 3C8, Canada
Canada
Directors/ Officers

JAMAL Badawi, director
WAEL HADDARA, director
SHAHINA SIDDIQUI, director
KHADIJA HAFFAJEE, director
AFTAB SABIR, director
SELMA DJUKIC, director
KHALID ELGAZZAR, director
KASHIF AHMED, director
CORPORATE HISTORY

The corporate history of this organization⁴⁶ is:

Corporate Name History
2000-07-10 to 2013-06-24
COUNCIL ON AMERICAN ISLAMIC RELATIONS (CANADA)

2013-06-24 to Present
NATIONAL COUNCIL OF CANADIAN MUSLIMS (NCCM)

⁴⁶ <https://www.ic.gc.ca/app/scr/cc/CorporationsCanada/fdlCrpDtIs.html?corpId=3784720>