

COURT OF APPEAL FOR ONTARIO

Court of Appeal File No.: C65861

The Honourable Justice R. Sharpe

**)TUESDAY, THE 4TH
)DAY OF JUNE, 2019**

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BETWEEN

City of Toronto

Respondent (Respondent by Appeal)

and

Attorney General of Ontario

Applicant (Appellant by Appeal)

AND BETWEEN

Rocco Achampong

Respondent (Respondent by Appeal)

and

Ontario (Hon. Doug Ford, Premier of Ontario), Ontario (Attorney General)

Applicants (Appellants by Appeal)

and



City of Toronto

Respondent (Respondent by Appeal)

AND BETWEEN

Chris Moise, Ish Aderonmu, and Prabha Khosla, on her own behalf and on behalf of all members of Women Win TO

Respondents (Respondents by Appeal)

and

Attorney General of Ontario

Applicant (Respondent by Appeal)

and

Jennifer Hollett, Lily Cheng, Susan Dexter, Geoffrey Kettel and Dyanoosh Youssefi

Respondents (Respondents by Appeal)

ORDER REGARDING BROADCASTING OF PROCEEDINGS

IT IS ORDERED that the Canadian Broadcasting Corporation (CBC) is granted leave to place cameras in Courtroom 1 to record, live-stream, and/or broadcast the June 10 and 11, 2019 proceedings in this Appeal to allow the public access to the hearings in accordance with subsection 136(3)(a) of the *Courts of Justice Act*;

IT IS ORDERED that CBC must not record or transmit the following:

- a. Private communication among any members of the presiding panel of the Court in any way that might allow the content of the communication to be understood or ascertained by anyone;
 - b. Private communication among any legal counsel or between any legal counsel and their client in any way that might allow the content of the communication to be understood or ascertained by anyone;
 - c. Private communication among any court staff in any way that might allow the content of the communication to be understood or ascertained by anyone;
 - d. Any non-public document or other record, whether hardcopy or electronic, that is located or visible on the dais, the registrar's desk, at a counsel table, or anywhere in the Courtroom in any way that CBC knows would allow the text of such document or record to be read, understood, or ascertained by viewers.
2. **IT IS ORDERED** that to allow CBC to record, live-stream, and/or broadcast the hearing of the Appeal, it may also:

- a. Place up to five cameras in Courtroom 1;
- b. Operate the cameras remotely from outside Courtroom 1;
- c. Use the audio-feed from the Court's microphones and audio system for the purposes of the live-stream and broadcast;
- d. Access the internet through a separate connection provided by the Court;

- e. Have an audio operator, tri-caster, and producer located outside Courtroom 1 to monitor the camera views, sound, and live-stream of the broadcast;
 - f. Set up a production control table behind Courtroom 1;
3. **IT IS ORDERED** that all cameras and other equipment must be in place by Saturday, June 8, 2019 and, once placed, may not be removed or repositioned before the conclusion of the hearings on June 11, 2019, without leave of the Court to be obtained through the Registrar;
4. **IT IS ORDERED** that no damage must be done to the premises in placing, operating, and removing cameras and all other equipment needed for recording, broadcasting, and live-streaming the Appeal;
5. **IT IS ORDERED** that no CBC personnel or cameras may be placed on the dais or in the area behind it;
6. **IT IS ORDERED** that CBC will licence its live cut feed of the proceedings to a consortium of media organizations, reasonably determined by CBC, that request such access;
6. **IT IS ORDERED** that the media consortium will use CBC's live cut feed only for the purposes of reporting news about the Appeal;
7. **IT IS ORDERED** that CBC will provide the Court a website link to a CBC live-stream of the Appeal to be available on the Court's website on June 10 and 11;
8. **IT IS ORDERED** that following the hearing of the Appeal CBC will provide a copy of a recording of the proceedings and a copyright licence to the Court allowing a recording to be accessible on the Court's website for a period of 90 days and after that to be kept by the Court for the Court's own use as needed;

9. **IT IS ORDERED** that no other person, organization, or group may use any portion of the recording, live-stream, or broadcasts of the proceedings without authorization from the presiding judge of the panel hearing the Appeal;

10. **IT IS ORDERED** that the proceedings must be recorded and live-streamed and/or broadcast in a manner that does not distract the presiding panel or counsel or otherwise interfere with the hearing of the Appeal;

11. Nothing in this Order affects the Court's authority to ensure that the proceedings in this Appeal are conducted in a manner consistent with the proper administration of justice;

12. Nothing in this Order restricts the power of the Court to impose any conditions or restrictions at any time regarding the use of cameras to record, live-stream, and broadcast these proceedings.

June 4, 2019

ENTERED AT / INSCRIPT À TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO.:

Robt Sharpe 9A

Justice R. Sharpe

JUN 04 2019

PER / PAR:

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