

9-10-2008

Affidavit of Michel Latouche sworn 10 September 2008

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FEDERAL COURT

BETWEEN:

ABOUSFIAN ABDELRAZIK

Applicant

and

MINISTER OF FOREIGN AFFAIRS AND INTERNATIONAL TRADE

Respondent

AFFIDAVIT OF MICHEL LATOUCHE

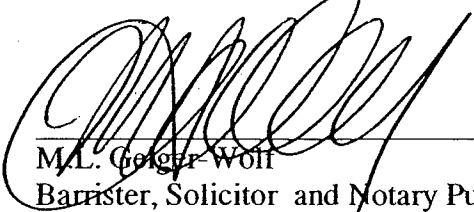
I, Michel Latouche of the City of Winnipeg, Province of Manitoba SWEAR THAT:

1. I am a Colonel and qualified air navigator in the Canadian Forces. I have expertise with CC-130 and CC-177 aircraft as well as international flight planning. I am the Director of Combined Aerospace Operations Centre at 1 Canadian Air Division Headquarters. I have 28 years of experience as an air navigator in planning international flights in the Canadian Forces. I have also been responsible for diplomatic overflight clearance coordination since 1999.
2. The Government of Canada (the Canadian Forces) does have aircraft capable of flying from Canada to Sudan non-stop. These aircraft are the recently acquired CC-177 and the CC-150 Polaris tanker aircraft. However, all these aircraft would have to fully refuel to make the return flight to Canada.
3. To make a flight as described at paragraph 2 requires transiting the airspace of at least 2 other UN member states, in addition to Sudan and Canada. It is not possible to make such a flight and avoid these other states' airspace.

4. Diplomatic clearance is required for Canadian Forces aircraft to transit the airspace of other states. Some states have provided standing diplomatic clearance, whereas with other states, it must be specifically requested for each flight through the Canadian Forces Attaché to that other state.

5. With regard to a flight from Canada to Sudan and return we would have to transit the airspace of Egypt and France at a minimum and potential 4-5 other nations. Egypt has not provided a standing diplomatic clearance and therefore specific authorization would have to be sought.

Sworn before me at
the City of Winnipeg,
in the of Province of Manitoba on
September 10th, 2008.



M.L. Gogger-Wolf
Barrister, Solicitor and Notary Public In and For
the Province of Manitoba

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