



11-13-2008

## Affidavit of Alan Bones sworn 13 November 2008

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Court file No. T-727-08

**FEDERAL COURT**

BETWEEN:

**Abousfian Abdelrazik**

Applicant

and

**Minister of Foreign Affairs and the Attorney General of Canada**

Respondent

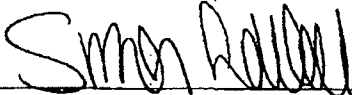
**AFFIDAVIT OF ALAN BONES**

I, Alan Bones of the City of Ottawa, in the Province of Ontario, AFFIRM THAT:

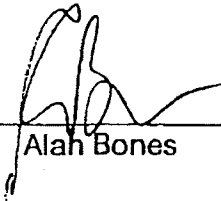
1. I am currently an Advisor in the Foreign and Defence Policy Secretariat of the Privy Council Office. Between 2000 and 2005, I was the Deputy Director of the Eastern and Southern Africa Division of the Department of Foreign Affairs and International Trade (DFAIT). In that position I served as the Senior Policy Advisor to Senator Mobina Jaffer when she travelled to Sudan as the Special Envoy to the Sudan Peace Process. From 2005 until 2007 I was the Head of Mission (HOM) of the Canadian Embassy in Khartoum, Sudan.
2. As a result of my work with Senator Jaffer and later as HOM, I met with the Applicant on a number of occasions, always in the presence of other people.
3. After the Applicant was released from prison in 2004, he frequently appeared at the Embassy in Khartoum. He contacted the Embassy, usually in person, every time Senator Jaffer visited Sudan and he tried to meet with her.
4. To the best of my knowledge, Senator Jaffer did not meet with the Applicant alone. The ordinary practice was that I was present with Senator Jaffer on the occasions that she met with the Applicant when I was also in the country. During those meetings, the Applicant did not mention physical mistreatment during his detention by Sudanese authorities. He absolutely never mentioned that he was tortured while in prison.
5. Following every meeting between the Applicant and Senator Jaffer, I wrote reports for Headquarters detailing what the Applicant had said. These reports were reviewed by Senator Jaffer before transmittal to Ottawa.

- 6. At no time did the Applicant tell me that he had been physically mistreated or tortured while in detention in Sudan. If he had done so, I would have made a point of recording such information in my reports to Ottawa. I also would have immediately informed consular officials at the Embassy of any such allegation. Similarly, I was never informed by Senator Jaffer that the Applicant had told her that he had been physically mistreated or tortured while in detention in Sudan. If she had, I would have followed up in the same way.
  
- 7. As Head of Mission, if I had ever been informed of any allegations of torture I would have reported such information to Ottawa as a matter of priority. I would also have immediately followed up any such allegations with officials at the Sudanese Ministry of Foreign Affairs. Even if the Applicant had asked that I not mention reports of torture, I would have been obligated to report the allegation to Ottawa, and I would have had no hesitation in so doing. If there was an assessment that revealing the allegations to the detaining Government could lead to an increased threat to the individual detained, it is possible that no mention would have been made to the detaining Government. Such assessments are made by DFAIT consular and geographic divisions in consultation with the Embassy.

Affirmed before me at )  
 the City of Ottawa )  
 in the of Province of Ontario on )  
 November 13<sup>th</sup>, 2008 )

  
 \_\_\_\_\_  
 Commissioner for Taking Affidavits

BARRISTER & SOLICITOR AT LAW  
 IN & FOR THE PROVINCE OF ONTARIO  
 SIMON REIDLAND

  
 \_\_\_\_\_  
 Alan Bones