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**ANNEX: EXAMPLES OF CONDUCT TARGETED BY NEW FI OFFENCES**

Prepared by the Department of Justice

The following table provides examples of conduct that, depending on the facts, may or may not be captured by the new FI offences proposed under the *Security of Information Act*. The examples are for illustrative purposes only and do not constitute legal advice.

<b>Proposed Offence</b>	<b>Could be captured</b>	<b>Would unlikely be captured</b>
<i>Foreign Interference Offence – General</i>	Country X secretly pays a journalist to write complimentary narratives that harm Canadian interests, and the relationship is never disclosed.	Country X takes out a full page advertisement promoting its industries, which are economic competitors to Canadian industries.
<i>Foreign Interference Offence – General</i>	Visitors from Country X enter Canada on tourist visas to gather information about Canadians and those living in Canada who regularly protest against Country X and its policies	Visitors from Country X take part in a protest against Canadian government policies.
<i>Foreign Interference Offence – General</i>	The head of a cultural association that promotes strengthened ties between Canada and Country X secretly receives direction from Country X to facilitate activities to benefit Country X and harm Canadian interests.	The head of a cultural association that promotes strengthened ties between Canada and Country X writes an op-ed criticizing Canadian government policies. The government is of the view that the position outlined by the op-ed author, if adopted, would harm Canadian interests.
<i>Foreign Interference – Intimidation</i>	A is a student attending a Canadian university. They organized an on-campus protest against Country X, a	A is a student attending a Canadian university. They organized an on-campus protest against Country X,

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<i>(Harm Specific to the Person) or Inducement</i>	foreign state that is known to violate the human rights of minorities, based on their religious beliefs and racial ethnicity. A (as the organizer) and participants begin to receive threatening and harassing emails, social media messages, and phone calls. Country X has been involved in the coordination of this harassment campaign.	a foreign state that is known to violate the human rights of minorities, based on their religious beliefs and racial ethnicity. B, another student at the university, organizes a counter protest in support of Country X. Participants of the counter protest challenge the views expressed by A's protest group, but do not engage in threatening conduct or intimidation. Country X is not involved in the counter protest.
<i>Foreign Interference – Democratic Process</i>	A community organization representing members from Country X uses social media to support the exchange of ideas and opinions amongst its members. During an election period, it makes a series of posts endorsing policies advanced by a political party and encourages its members to vote for that party. The community organization secretly receives pressure from Country X to post this information on social media upon the threat of losing funding from Country X, which supports community welfare and outreach activities.	A community organization representing members from Country X uses social media to support the exchange of ideas and opinions amongst its members. Advocating on behalf of its members, it endorses policy positions advanced by a political party during an election period. The community organization is expressing its views independently of Country X, who provides funding to the organization for community welfare and outreach activities.
<i>Unauthorized disclosure of sensitive information</i>	A national newspaper publishes an article discussing internal operational protocols employed by the government to counter cybersecurity threats. The article was based on government records, marked as secret, which were obtained from a confidential source	A national newspaper publishes an article discussing internal operational protocols employed by the government to counter cybersecurity threats. A reader reposts the article on social media and writes an op-ed to the editor sharing her views on the matter.

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