

Court File No. CV-21-00668250-0000

**ONTARIO
SUPERIOR COURT OF JUSTICE**

B E T W E E N:

SRI LANKAN CANADIAN ACTION COALITION, SRI LANKA CANADA
ASSOCIATION OF BRAMPTON and SENA MUNASINGHE

Applicants

and

ATTORNEY GENERAL OF ONTARIO

Respondent

AFFIDAVIT OF WILLIAM SCHABAS

I, William Schabas, of Greater London, in the United Kingdom, MAKE OATH AND
SAY:

1. I hold the following academic appointments: Professor of international law at Middlesex University in the United Kingdom; *Emeritus* Professor of international criminal law and human rights at Leiden University in the Netherlands; *Emeritus* Professor of human rights law and honorary chairman, Irish Centre for Human Rights, National University of Ireland, Galway; Visiting Professor at the Graduate Institute for International and Development Studies and distinguished visiting faculty at the Paris School of International Affairs, Sciences Po in Paris; and Honorary Professor at the Institute of Law (Chinese Academy of Social Science) and Wuhan University.

2. I am the author of one of the major studies of the UN Genocide Convention, *Genocide in International Law*, published by Cambridge University Press in 2000 (a second edition appeared in 2009). Judges of major international tribunals have referred to it in several judgments and opinions. I am also the author of dozens of journal articles and book chapters on the Genocide Convention, and the entry on “Genocide in International Law” of the UN Audio-visual Library of International Law. I have appeared as counsel before the International Court of Justice and the Grand Chamber of the European Court of Human Rights in important litigation concerning the Genocide Convention.

3. When I was made an Officer of the Order of Canada, the citation described me as ‘one of the foremost international authorities on genocide’, and, as such, I have knowledge of the matters contained in this Affidavit. Attached hereto and marked as **Exhibit “A”** is a true copy of my *Curriculum Vitae*.

4. I acknowledge my duty as an expert witness. Attached hereto and marked as **Exhibit “B”** is a true copy of my executed Expert Duty Form.

5. I have prepared a report on legal issues relating to the prohibition of the international crime of genocide in light of the recent enactment of the *Tamil Geocide Education Week Act*, 2021. I have also provided my opinion on whether the term ‘genocide’ is used properly in the *Tamil Genocide Education Week Act*, 2021. Attached hereto and marked as **Exhibit “C”** is a true copy of my report dated July 30, 2021.

6. I swear this affidavit for the purpose of assisting the court and for no other or improper purpose.

SWORN by William Schabas of Greater London, in the United Kingdom, before me at the City of Toronto, in the Province of Ontario, on October 8, 2021 in accordance with O. Reg. 431/20, Administering Oath or Declaration Remotely.



Commissioner for Taking Affidavits
(or as may be)

N. JOAN KASOZI (LSO# 70332Q)



WILLIAM SCHABAS

This is Exhibit "A" referred to in the Affidavit of William Schabas sworn by William Schabas of Greater London, in the United Kingdom, before me at the City of Toronto, in the Province of Ontario, on October 8, 2021 in accordance with O. Reg. 431/20, Administering Oath or Declaration Remotely.



Commissioner for Taking Affidavits (or as may be)

N. JOAN KASOZI (LSO# 70332Q)