

Meeting with Ending Violence Association BC – Intimate Images Protection Act Bullets

The Intimate Images Protection Act

The Intimate Images Protection Act (IIPA) is a new statute that:

- provides civil redress for victims/survivors of the non-consensual disclosure of intimate images (NCDII) and:
- establishes NCDII and threats of NCDII as unlawful in BC, and
- reinforces privacy over intimate images, importance of consent as well as the revocable nature of consent.
- IIPA is based on Uniform Law Conference of Canada model legislation with some BC-specific improvements.

Expedited Intimate Image Protection Orders

The expedited intimate image protection order process:

- is a fast-track process designed to quickly determine NCDII unlawful and stop distribution of NCDII and threats to distribute intimate images,
- includes compliance mechanisms will such as:
 - filing orders for enforcement,
 - administrative monetary penalties, and
 - applications for injunctions
- The Civil Resolution Tribunal will become a specialized, accessible, trauma-informed forum for NCDII fast-track applications.

Claims for Damages

- The statute creates a statutory tort to simplify the process of claiming damages for NCDII from wrongdoers.
- Claims for damages will be heard in Civil Resolution Tribunal, Provincial Court or Supreme Court, depending on the value of the claim.

Victim/Survivor-Focused Provisions

The statute adopts a victim/survivor focused approach, including:

- alignment with the view that individuals have privacy in their intimate images and the right to control who sees them,
- that it is wrong to distribute an intimate image without consent,
- that consent can be revoked,
- reverse burden provisions to avoid further traumatization of victims,
- publication bans to protect the identify of victims but still provide opportunity to tell their stories should they choose to do so.

Access to Justice

IIPA includes special provisions to enhance access to justice for:

- children,
- adults unwilling or unable to act on their own, and
- families of deceased individuals.

Complementary Regime

- IIPA has no impact on the existing Criminal Code of Canada offence for NCDII.
- Parties are also free to pursue other civil actions for the harms they have suffered.

Meeting Request:

- Ending Violence Association of BC (EVA BC) is in Victoria to deliver training and requested the meeting with the Attorney General. EVA BC has front line experience in the victim services sector and would like to offer the AG 'input and advice' in follow-up to PS Lore's consultation on non consensual disclosure of intimate images in Spring 2021.

Background:

- EVA BC was established (under a different name) in 1992 and is one of three main provincial associations with relationships to the Community Safety and Crime Prevention Branch (CSCP) of the Ministry of Public Safety and Solicitor General. (BC Association of Transition Houses and Police Victim Services of BC are the other two, and PSSG also works with the newer Restorative Justice Association of BC).
- EVA BC is under contract with CSCP to train and support close to 300 anti-violence programs and cross-sector initiatives across the province that respond to sexual and domestic violence, child abuse, and criminal harassment. They do not provide direct victim service delivery.
- EVA BC manages such programs as the "Be More Than a Bystander" public awareness campaign with the BC Lions, the cross-sector Community Coordination Committee for Women's Safety and the Emergency Sexual Assault Services Grant program, among many other contracts and services with CSCP and non-CSCP organizations.
- Ninu Kang is the Executive Director, replacing Tracey Porteous who was the former Executive Director since the creation of EVA BC.

Re: A date for a briefing re Intimate Images Protection Act

From: Fiona Jackson <fjackson@endingviolence.org>
To: Nanninga, Tanera AG:EX <Tanera.Nanninga@gov.bc.ca>
Sent: April 12, 2023 4:19:07 PM PDT
Attachments: image001.jpg

[EXTERNAL] This email came from an external source. Only open attachments or links that you are expecting from a known sender.

Hello again Tanera -- I hope you had a good long weekend. It looks like this time on April 19 between 4:30 and 5 can work for our team. Please go ahead and share a link with us or let us know and we can send a Zoom link to you.

Thank you.

All the best,
Fiona

On Thu, Apr 6, 2023 at 4:33 PM Fiona Jackson <fjackson@endingviolence.org> wrote:

Thank you Tanera -- I haven't heard back from everyone yet, but can we tentatively hold April 19 between 4:30 and 5? I will try to get a final green light by next week.

Thank you and have a great weekend!

Fiona

On Thu, Apr 6, 2023 at 10:13 AM Nanninga, Tanera AG:EX <Tanera.Nanninga@gov.bc.ca> wrote:

No stress at all...The Minister will be in Vancouver for the 11th, but back to Vic the week of the 17th. I have the below options available.

April 19th 4:30-5

April 20th 1:30-2

Thank you kindly,

Tanera Nanninga

Administrative Coordinator to the Honourable Niki Sharma, KC

Attorney General of British Columbia

Phone: (778-974-5933)

From: Fiona Jackson <fjackson@endingviolence.org>
Sent: Thursday, April 6, 2023 10:01 AM
To: Nanninga, Tanera AG:EX <Tanera.Nanninga@gov.bc.ca>
Subject: Re: A date for a briefing re Intimate Images Protection Act

[EXTERNAL] This email came from an external source. Only open attachments or links that you are expecting from a known sender.

Hello Tanera,

Thanks for your patience on this. It looks like next week doesn't work so well for the team. Would there be a date or time in the next week or two that could also work? Ninu makes the point that because Minister Sharma also has an office over in Vancouver, another option would be to meet in-person over here.

Can you suggest other dates and times that might work for her? For the week of April 17, it looks like the afternoon of the 19 or 20 might be good options for our team. But please let me know what you think might work. And of course a virtual meeting is still an option too.

Thank you!

Fiona

On Mon, Apr 3, 2023 at 7:21 PM Nanninga, Tanera AG:EX <Tanera.Nanninga@gov.bc.ca> wrote:

Thanks Fiona...The Minister will be at our Vancouver Cabinet Office on April 11th. We can make this virtual or in person...whichever works best for your group. If this date/location does not work, we can look at the week after in Victoria. Let me know.

Best,

Tanera Nanninga

Administrative Coordinator to the Honourable Niki Sharma, KC

Attorney General of British Columbia

Phone: (778-974-5933)

From: Fiona Jackson <fjackson@endingviolence.org>
Sent: Monday, April 3, 2023 4:56 PM
To: Nanninga, Tanera AG:EX <Tanera.Nanninga@gov.bc.ca>
Subject: Re: A date for a briefing re Intimate Images Protection Act

[EXTERNAL] This email came from an external source. Only open attachments or links that you are expecting from a known sender.

Hello Tanera -- Sorry to hear this!

I've let the three know; it sounds like at least one of them can clear her calendar for April 11 to make it work. I will check in to see if the others can as well even if it might need to be virtual. I will confirm soon.

Thanks for the heads up.

Fiona

On Mon, Apr 3, 2023 at 4:12 PM Nanninga, Tanera AG:EX <Tanera.Nanninga@gov.bc.ca> wrote:

Good afternoon Fiona,

I am very sorry, but the Minister is now required to be in the House at this time for her legislation. We will need to move this meeting. Please advise if April 11th will work from 11:30-12pm. I am very sorry for this inconvenience.

Best regards,

Tanera Nanninga

Administrative Coordinator to the Honourable Niki Sharma, KC

Attorney General of British Columbia

Phone: (778-974-5933)

From: Fiona Jackson <fjackson@endingviolence.org>

Sent: Thursday, March 30, 2023 9:49 AM

To: Nanninga, Tanera AG:EX <Tanera.Nanninga@gov.bc.ca>

Subject: Re: A date for a briefing re Intimate Images Protection Act

[EXTERNAL] This email came from an external source. Only open attachments or links that you are expecting from a known sender.

Hi Tanera -- Yes, I believe with just a 30-minute meeting it will be just an opportunity to review and ask questions about the Act. But I will check in with the team to see if there's anything else and let you know.

Thank you!

On Thu, Mar 30, 2023 at 9:32 AM Nanninga, Tanera AG:EX <Tanera.Nanninga@gov.bc.ca> wrote:

Yes absolutely! I have added them to the attendees list.

Are you able to let me know specifically what you hope to discuss in the meeting or is it just a general overview of the Act. Staff are just preparing materials and we want to be sure they address anything specifically you'd like addressed or have questions about.

Thank you kindly,

Tanera Nanninga

Administrative Coordinator to the Honourable Niki Sharma, KC

Attorney General of British Columbia

Phone: (778-974-5933)

From: Fiona Jackson <fjackson@endingviolence.org>

Sent: Wednesday, March 29, 2023 5:39 PM

To: Nanninga, Tanera AG:EX <Tanera.Nanninga@gov.bc.ca>

Subject: Re: A date for a briefing re Intimate Images Protection Act

[EXTERNAL] This email came from an external source. Only open attachments or links that you are expecting from a known sender.

Hello again Tanera -- Please note that our executive director, Ninu Kang, now plans to be in Victoria on Tuesday, April 3, and would love to take part in the meeting we've set up with the Attorney General, along with Kate Rossiter and Wendy Potter. Can you please add her to that meeting?

Please let me know if you need anything from me.

Thanks so much,
Fiona

On Wed, Mar 22, 2023 at 9:42 AM Nanninga, Tanera AG:EX <Tanera.Nanninga@gov.bc.ca> wrote:

Yes 11:15am-11:45am on the 4th still works. The meeting will be in RM 232 of the Legislature.

Best,

Tanera Nanninga

Administrative Coordinator to the Honourable Niki Sharma, KC

Attorney General of British Columbia

Phone: (778-974-5933)

From: Fiona Jackson <fjackson@endingviolence.org>

Sent: Wednesday, March 22, 2023 9:34 AM

To: Nanninga, Tanera AG:EX <Tanera.Nanninga@gov.bc.ca>

Subject: Re: A date for a briefing re Intimate Images Protection Act

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Hello Tanera -- Sorry for the delay in replying -- i was away from the office until today. I've checked with Kate and Wendy and they say 11:15 on Tuesday April 4 could work for them -- does that still work for your team? If so, please let me know and I will confirm it in their calendars.

Thanks!

Fiona

On Fri, Mar 17, 2023 at 1:31 PM Nanninga, Tanera AG:EX <Tanera.Nanninga@gov.bc.ca> wrote:

Good afternoon Fiona,

I would be happy to set up a meeting, however the Minister is not available at 2:30pm on April 4th. She could make 11:15-11:45am work. Otherwise we could set up an MS Teams meeting for another day.

Let me know.

Cheers,

Tanera Nanninga

Administrative Coordinator to the Honourable Niki Sharma, KC

Attorney General of British Columbia

Phone: (778-974-5933)

From: Fiona Jackson <fjackson@endingviolence.org>
Sent: Tuesday, March 7, 2023 3:45 PM
To: Hill, Amelia AG:EX <Amelia.Hill@gov.bc.ca>
Cc: Renee Graham <graham@endingviolence.org>
Subject: A date for a briefing re Intimate Images Protection Act

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Hello Amelia,

Nice to speak with you today.

Kate Rossiter, Senior Manager, Provincial Services and Wendy Potter, Senior Manager, Cross-Sectoral Services, will be in Victoria on **Tuesday, April 4** and a meeting with the Attorney General (and others?) at 2:30 -- please let me know if that timing works for you. Unfortunately they won't be available April 5.

If there are any briefing materials you'd like to share with them in advance, that would be great too.

Thank you!

Fiona

Fiona Jackson (*she/her*)
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We respectfully acknowledge that EVA BC's office is located on the unceded, ancestral and traditional territories of the xʷməθkʷəy̓əm (Musqueam), Skwxwú7mesh (Squamish), and səlilwətał (Tsleil-Waututh) Nations.

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RE: Confirming meeting with AG Sharma for next Wednesday, April 19 - 4:30

From: Nanninga, Tanera AG:EX
To: Fiona Jackson <fjackson@endingviolence.org>
Sent: April 13, 2023 3:35:01 PM PDT
Thank you Fiona! Link below!

Microsoft Teams meeting

Join on your computer, mobile app or room device

[Click here to join the meeting](#)

Meeting ID: s.15; s.17

Passcode: PvsThp

[Download Teams](#) | [Join on the web](#)

Or call in (audio only)

s.15; s.17 Canada, Victoria

Phone Conference ID: s.15; s.17

[Find a local number](#) | [Reset PIN](#)

Toll-free (audio only): s.15; s.17

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From: Fiona Jackson <fjackson@endingviolence.org>

Sent: Thursday, April 13, 2023 2:45 PM

To: Nanninga, Tanera AG:EX <Tanera.Nanninga@gov.bc.ca>

Subject: Confirming meeting with AG Sharma for next Wednesday, April 19 - 4:30

[EXTERNAL] This email came from an external source. Only open attachments or links that you are expecting from a known sender.

Hi Tanera -- I have confirmation from Ninu, Wendy and Kate that they can make this time for a virtual meeting with Minister Sharma next week, Wednesday, April 19 at 4:30.

I have also replied in our long email thread but in case it gets buried in the threads I thought I'd send it to you this way as well.

Please let me know if you have any questions. I will wait for a meeting link to share with the team.

Best wishes,
Fiona

Fiona Jackson (*she/her*)
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endingviolence.org | [Facebook](#) | [Twitter](#) | [LinkedIn](#)

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