

CONFIDENTIAL

MEMORANDUM  
NOTE

OFFICE OF THE  
DEPUTY MINISTER OF NATIONAL DEFENCE



CABINET DU  
SOUS-MINISTRE DE LA DÉFENSE NATIONALE

13/23 Feb  
DPCCL  
CANADA 70  
FEB 23 1970

P5200-14 TD0036  
S5200-14

February 20, 1970

Chief of the Defence Staff

CANADIAN FORCES POLICY - SEXUAL DEVIATES

1. I refer to your memorandum of November 7th on the subject of sexual deviates within the Canadian Forces.
2. I agree with the policy outlined in your memorandum concerning members of the forces.
3. Insofar as civilians are concerned, I see no difficulty in applying a consistent policy where security is involved. Where security clearance is not required, we would have difficulty in dismissing an employee where his sexual acts were conducted in private and with consenting adults. Where sexual deviation took place on public property or in public places or involves approaches to public employees, etc., and we had evidence to this effect, we believe we could make a dismissal stand up. As you know, dismissals of civil servants require approval of Treasury Board and are subject to appeal. Mr. Morry has discussed the subject with Treasury Board officials and while there is no established practice in this area, they consider that dealing with civilians on the basis I have outlined would be appropriate and workable. In these circumstances there may be a necessity for some degree of divergence from the policy which you have outlined for the military services, if it is adopted.
4. As you will recall, when we last discussed the subject with the Minister he suggested we give it some further thought and then discuss it again. I think we should do this as soon as we can as there are some outstanding cases.
5. I suppose the essential question to be settled is whether in the military service you can accept sexual deviates where their sexual deviation does not involve a criminal offence. In my own view, the circumstances of life in the military service are such that you are justified in continuing your past practice of releasing homosexuals so long as you have satisfactory evidence or admission of this condition.

② CP  
CDS has seen  
and forwards  
for your  
action/guidance  
in such  
cases.

WITHERS  
COL  
BPC  
FEB 26 1970

E. B. Armstrong  
Deputy Minister

③ DGPS  
DCP (Civ) f.u.a. incl. advice  
to staffs concerned

R. L. HENNESSY  
Vice Admiral  
FEB 27 1970

C. S. LAFONTAINE  
noted  
MAR 4 1970  
5/14/70  
JPL

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