

Note re CFAO 19-20

1. In perusing CFAO 19-20, two facts should be noted:
 - a. Para 2 was revised 10 Feb 86 by a CANFORGEN message ADM(PER) 018 101800Z Feb 86 as follows:

"Para 2 of CFAO 19-20 is deleted and the following substituted:

Quote. If a Commanding Officer has reason to believe that a member of the Canadian Forces has committed a sexually abnormal or homosexual act, he shall investigate and determine the facts of the matter.
Unquote"

In effect, this change removed the obligation of a military member to report to the CO on the suspected homosexuality of another member.
 - b. As a result of discussions and Ministerial statements subsequent to the Government's report "Equality for All", in March 1986, several changes have been made to the manner in which CFAO 19-20 is implemented, namely:
 - (1) as above, the obligation for members to report suspected homosexuality is no longer in effect,
 - (2) exclusion of homosexuals is based on homosexual activity rather than on orientation,
 - (3) a special committee in NDHQ reviews all homosexual case release recommendations. The committee is comprised of the Director General Personnel Careers Other Ranks as chairman, and the Director Personnel Legal Services (a legal officer) and the Director Medical Treatment Services (a medical officer) as members,
 - (4) an offer of 5(d) release (not advantageously employable) is made to all members to whom CFAO 19-20 applies, as modified above, regardless of rank or length of service, and
 - (5) if a 5(d) release is accepted by the member, the release must be approved by ADM(Per).

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2. The procedural changes described above are all included in the proposed revised CFAO 19-36, (intended to replace CFAO 19-20) but not yet approved.