



The Wilson Moot 2012
Aya Morez v. Canada

Clarifications to the Official Problem 2012

1. The facts are as found by Justice Keire. Mooters may conduct any research they see fit in the course of developing their arguments. However, no reference shall be made, in written or oral arguments, to any facts (legislative or adjudicative) beyond those found by Justice Keire.
2. Aya's March 2011 application to the Minister was one for permanent residence as a Convention refugee. In an accompanying letter, she requested that the Minister begin processing her application for permanent residence, and that he immediately grant her a refugee travel document or a temporary resident permit (with a condition that she be allowed to re-enter Canada). The letter also set out the facts regarding her brother's illness as justification for her request.
3. Ano Morez's health status and prognosis have not changed. He is medically unable to travel.
4. There are no offices in Aflot from which Aya could have applied for refugee status.
5. Mucno is not on the list of countries whose citizens are exempted from obtaining visas prior to entering Canada.
6. A correction to the facts as found by Justice Keire was issued. In particular, paragraph 25 of the problem should read:
 25. The government adduced evidence as to the state of refugee claims in Canada as follows:
 - i. there was a significant backlog of refugee claims (approximately 60,000 at the end of 2006) at the IRB;
 - ii. between 2004-2006, there was a 60% increase in refugee claims made in Canada;
 - iii. only 45% of refugee claims heard between 2004-2006 were granted; and
 - iv. on average, it takes 4.5 years for Canada to remove a failed refugee claimant from Canada. Depending on the case, this period can extend up to 10 years.
7. The High Court of the Dominion of Canada did not grant leave to address section 15(2) of the *Charter*.