

**From:** Sharma, Supriya (HC/SC)  
**To:** Smith4, Melissa (HC/SC)  
**Subject:** RE: For DG / ADM / EM / VP approval: Media request for Reuters [REDACTED] COVID-19 vaccine liabilities  
**Date:** 2020-10-29 5:11:45 PM

---

Hi Melissa

I don't have an issue with our content, but note that it has very little to do with the question around where liabilities lie, and ultimately we don't answer the question (although it's not for HC to answer).

Supriya

---

**From:** Smith4, Melissa (HC/SC) <melissa.smith4@canada.ca>  
**Sent:** 2020-10-29 3:59 PM  
**To:** Sharma, Supriya (HC/SC) <supriya.sharma@canada.ca>  
**Subject:** FW: For DG / ADM / EM / VP approval: Media request for Reuters [REDACTED] COVID-19 vaccine liabilities  
**Importance:** High

Hi Supriya – Any concerns with this response? Megan has approved.

**Reporter / Media:** [REDACTED] Reuters

**Date Received:** October 28

**Deadline to Reporter:** October 29, 5 PM

**Impact:** HIGH (1)

**Complexity:** MEDIUM (2)

**Background/Context:**

Reporter is working on a story regarding liability issues relating to COVID-19 vaccines being purchased by GoC. Specifically, should any problems develop as a result of vaccine use and payments are ordered to be made, who will be responsible for making those payments.

PSPC and Justice Canada are aware of the inquiry and the response will be shared with them once ready.

**Question and response:**

***If there are any side effects that are serious enough to warrant compensation as result of taking a COVID 19 vaccine, who is going to pay for it?***

Health Canada is committed to protecting the health and safety of Canadians and has a rigorous scientific review system in place to ensure vaccines are safe and effective in preventing the diseases they target.

Once a vaccine is authorized for sale, manufacturers are required to continue submitting information on the safety and effectiveness of the vaccine and monitor and communicate any potential adverse events following immunization. Health Canada will not hesitate to take action if a safety issue is identified.

During a public health emergency such as a pandemic, a large portion of the population will be vaccinated over a short period. Vaccine suppliers have the requirement to produce vaccines quickly and to work with their country's regulator to expedite the regulatory approvals to ensure that the necessary vaccine is available in a timely manner. For these reasons, indemnification of pandemic vaccine suppliers against third-party legal claims is a standard international practice.

At this time, we cannot disclose details of specific agreements in an effort to protect our negotiating position and commercially sensitive pricing information, as well as to respect confidentiality clauses in our vaccine agreements. **(PSPC approved)**

In line with our commitment to transparency, we will continue to release as much information as possible on all the measures being taken to respond to COVID-19. **(PSPC approved)**

---

**From:** Jarbeau, Tammy (HC/SC) <tammy.jarbeau@canada.ca> **On Behalf Of** CPAB MEDIA RELATIONS / RELATIONS AVEC LES MEDIAS DGCAP (HC/SC)

**Sent:** 2020-10-29 3:32 PM

**To:** HC.F CPAB ADMO Advisors F.SC <CPAB\_ADMO\_Advisors@canada.ca>; MacKenzie, Sara (HC/SC) <sara.mackenzie@canada.ca>; Elmslie, Kim (PHAC/ASPC) <kim.elmslie@canada.ca>; HPOC EM / GU COPS (PHAC/ASPC) <phac.hpocem-gucops.aspc@canada.ca>; Smith4, Melissa (HC/SC) <melissa.smith4@canada.ca>

**Cc:** Payette, Louise (HC/SC) <louise.payette@canada.ca>; Russo, Laura (HC/SC) <laura.russo@canada.ca>; Morrissette, Eric (HC/SC) <eric.morrissette@canada.ca>; HC.F SCD DGO / BDG DCS F.SC <hc.scddgobdgdcs.sc@canada.ca>; Jarbeau, Tammy (HC/SC) <tammy.jarbeau@canada.ca>; Kropp2, Rhonda (PHAC/ASPC) <rhonda.kropp2@canada.ca>; Hartigan, Maureen (PHAC/ASPC) <maureen.hartigan@canada.ca>; Simoneau2, Chantal (PHAC/ASPC) <chantal.simoneau2@canada.ca>; Raymond, Barbara (PHAC/ASPC) <barbara.raymond@canada.ca>; Lewis, Roxanne (HC/SC) <roxanne.lewis@canada.ca>

**Subject:** For DG / ADM / EM / VP approval: Media request for Reuters (██████████): COVID-19 vaccine liabilities

**Importance:** High

Good afternoon,

Reuters reporter ██████████ is working on a story regarding liability issues relating to COVID-19 vaccines being purchased by the GoC. See details below.

The below response is a combination of previously approved language on indemnification and vaccine safety. Input from PSPC has also been incorporated as indicated below.

The response has been approved by Megan Bettle (HPFB), Gina Charos (PHAC) and CPAB. **A FYI to DM / CPHO / PresO is recommended as the response is based on previously approved language.**

If you could let me know of any concerns by 5 PM, I would appreciate it.

Thanks – Tammy

—

**Reporter / Media:** ██████████ / Reuters

**Date Received:** October 28

**Deadline to Reporter:** October 29, 5 PM

**Impact:** HIGH (1)

**Complexity:** MEDIUM (2)

**Background/Context:**

Reporter is working on a story regarding liability issues relating to COVID-19 vaccines being purchased by GoC. Specifically, should any problems develop as a result of vaccine use and payments are ordered to be made, who will be responsible for making those payments.

PSPC and Justice Canada are aware of the inquiry and the response will be shared with them once ready.

**Question and response:**

***If there are any side effects that are serious enough to warrant compensation as result of taking a COVID 19 vaccine, who is going to pay for it?***

Health Canada is committed to protecting the health and safety of Canadians and has a rigorous scientific review system in place to ensure vaccines are safe and effective in preventing the diseases they target.

Once a vaccine is authorized for sale, manufacturers are required to continue submitting information on the safety and effectiveness of the vaccine and monitor and communicate any potential adverse events following immunization. Health Canada will not hesitate to take action if a safety issue is identified.

During a public health emergency such as a pandemic, a large portion of the population will be vaccinated over a short period. Vaccine suppliers have the requirement to produce vaccines quickly and to work with their country's regulator to expedite the regulatory approvals to ensure that the necessary vaccine is available in a timely manner. For these reasons, indemnification of pandemic vaccine suppliers against third-party legal claims is a standard international practice.

At this time, we cannot disclose details of specific agreements in an effort to protect our negotiating position and commercially sensitive pricing information, as well as to respect confidentiality clauses in our vaccine agreements. **(PSPC approved)**

In line with our commitment to transparency, we will continue to release as much information as possible on all the measures being taken to respond to COVID-19. **(PSPC approved)**

**Tasked to IDPC**

**Approved by:**

Megan Bettle, DG, COVRRRT, HPFB (approved)

Gina Charos, DG, CIRID (approved)

Louise Payette, Director, CPAB (approved)

**Sara MacKenzie, DG, CPAB (pending)**

**Aline Dimitri, HPOC EM (pending)**

**Kim Elmslie, VP, IDPC (pending)**

**Pamela Aung-Thin, CPAB A/ADM (pending)**

**HPFB ADMO (pending)**

Roman Szumski, VP, IDPC (FYI)  
Kaili Levesque, ADM, COVID-19 Task Force (FYI)  
CPHO/PresO (pending)  
DM (pending)  
MO (pending)  
PCO (pending)

**Tammy Jarbeau**

Senior Media Relations Advisor | Conseillère principale des relations avec les médias  
Serving Health Canada and the Public Health Agency of Canada | Au service de Santé Canada et de  
l'Agence de la santé publique du Canada  
Government of Canada | Gouvernement du Canada  
(c) 343-999-6334  
PIN: 2C3098D7  
(e) [tammy.jarbeau@canada.ca](mailto:tammy.jarbeau@canada.ca)

**From:** [Sharma, Supriya \(HC/SC\)](#)  
**To:** [Smith4, Melissa \(HC/SC\)](#); [Lourenco, Celia \(HC/SC\)](#); [Bettle, Megan \(HC/SC\)](#); [Robinson2, Kelly \(HC/SC\)](#)  
**Cc:** [Sommerer, Sophie \(HC/SC\)](#)  
**Subject:** RE: For RUSH Approval: ML, Web | Vaccine Injury Compensation Program  
**Date:** 2020-12-04 12:51:06 PM

---

OK. For me

SUpriya

---

**From:** [Smith4, Melissa \(HC/SC\)](#) <[melissa.smith4@canada.ca](mailto:melissa.smith4@canada.ca)>  
**Sent:** 2020-12-04 11:55 AM  
**To:** [Lourenco, Celia \(HC/SC\)](#) <[celia.lourenco@canada.ca](mailto:celia.lourenco@canada.ca)>; [Bettle, Megan \(HC/SC\)](#) <[megan.bettle@canada.ca](mailto:megan.bettle@canada.ca)>; [Robinson2, Kelly \(HC/SC\)](#) <[kelly.robinson2@canada.ca](mailto:kelly.robinson2@canada.ca)>; [Sharma, Supriya \(HC/SC\)](#) <[supriya.sharma@canada.ca](mailto:supriya.sharma@canada.ca)>  
**Cc:** [Sommerer, Sophie \(HC/SC\)](#) <[sophie.sommerer@canada.ca](mailto:sophie.sommerer@canada.ca)>  
**Subject:** RE: For RUSH Approval: ML, Web | Vaccine Injury Compensation Program

Thanks!

---

**From:** [Lourenco, Celia \(HC/SC\)](#) <[celia.lourenco@canada.ca](mailto:celia.lourenco@canada.ca)>  
**Sent:** 2020-12-04 11:54 AM  
**To:** [Bettle, Megan \(HC/SC\)](#) <[megan.bettle@canada.ca](mailto:megan.bettle@canada.ca)>; [Robinson2, Kelly \(HC/SC\)](#) <[kelly.robinson2@canada.ca](mailto:kelly.robinson2@canada.ca)>; [Smith4, Melissa \(HC/SC\)](#) <[melissa.smith4@canada.ca](mailto:melissa.smith4@canada.ca)>; [Sharma, Supriya \(HC/SC\)](#) <[supriya.sharma@canada.ca](mailto:supriya.sharma@canada.ca)>  
**Cc:** [Sommerer, Sophie \(HC/SC\)](#) <[sophie.sommerer@canada.ca](mailto:sophie.sommerer@canada.ca)>  
**Subject:** RE: For RUSH Approval: ML, Web | Vaccine Injury Compensation Program

Same here.

Thanks,  
Celia

---

**From:** [Bettle, Megan \(HC/SC\)](#) <[megan.bettle@canada.ca](mailto:megan.bettle@canada.ca)>  
**Sent:** 2020-12-04 11:53 AM  
**To:** [Robinson2, Kelly \(HC/SC\)](#) <[kelly.robinson2@canada.ca](mailto:kelly.robinson2@canada.ca)>; [Smith4, Melissa \(HC/SC\)](#) <[melissa.smith4@canada.ca](mailto:melissa.smith4@canada.ca)>; [Sharma, Supriya \(HC/SC\)](#) <[supriya.sharma@canada.ca](mailto:supriya.sharma@canada.ca)>; [Lourenco, Celia \(HC/SC\)](#) <[celia.lourenco@canada.ca](mailto:celia.lourenco@canada.ca)>  
**Cc:** [Sommerer, Sophie \(HC/SC\)](#) <[sophie.sommerer@canada.ca](mailto:sophie.sommerer@canada.ca)>  
**Subject:** RE: For RUSH Approval: ML, Web | Vaccine Injury Compensation Program

I'm ok with this, too

Thx, megan

---

**From:** Robinson2, Kelly (HC/SC) <[kelly.robinson2@canada.ca](mailto:kelly.robinson2@canada.ca)>  
**Sent:** 2020-12-04 11:49 AM  
**To:** Smith4, Melissa (HC/SC) <[melissa.smith4@canada.ca](mailto:melissa.smith4@canada.ca)>; Sharma, Supriya (HC/SC) <[supriya.sharma@canada.ca](mailto:supriya.sharma@canada.ca)>; Lourenco, Celia (HC/SC) <[celia.lourenco@canada.ca](mailto:celia.lourenco@canada.ca)>; Bettie, Megan (HC/SC) <[megan.bettie@canada.ca](mailto:megan.bettie@canada.ca)>  
**Cc:** Sommerer, Sophie (HC/SC) <[sophie.sommerer@canada.ca](mailto:sophie.sommerer@canada.ca)>  
**Subject:** RE: For RUSH Approval: ML, Web | Vaccine Injury Compensation Program

Thanks Melissa, I agree with the proposed changes.  
Thanks, Kelly

---

**From:** Smith4, Melissa (HC/SC) <[melissa.smith4@canada.ca](mailto:melissa.smith4@canada.ca)>  
**Sent:** 2020-12-04 11:18 AM  
**To:** Sharma, Supriya (HC/SC) <[supriya.sharma@canada.ca](mailto:supriya.sharma@canada.ca)>; Lourenco, Celia (HC/SC) <[celia.lourenco@canada.ca](mailto:celia.lourenco@canada.ca)>; Robinson2, Kelly (HC/SC) <[kelly.robinson2@canada.ca](mailto:kelly.robinson2@canada.ca)>; Bettie, Megan (HC/SC) <[megan.bettie@canada.ca](mailto:megan.bettie@canada.ca)>  
**Subject:** FW: For RUSH Approval: ML, Web | Vaccine Injury Compensation Program

Missed this in my email earlier. Comms would like to know we're Ok with [REDACTED] by noon. Looks Ok to me

---

**From:** Ministerial Services / Services Ministériels (HC/SC) <[hc.ministerialservices-servicesministeriels.sc@canada.ca](mailto:hc.ministerialservices-servicesministeriels.sc@canada.ca)>  
**Sent:** 2020-12-04 9:33 AM  
**To:** Smith4, Melissa (HC/SC) <[melissa.smith4@canada.ca](mailto:melissa.smith4@canada.ca)>; Njoo, Howard (PHAC/ASPC) <[howard.njoo@canada.ca](mailto:howard.njoo@canada.ca)>; Elmslie, Kim (PHAC/ASPC) <[kim.elmslie@canada.ca](mailto:kim.elmslie@canada.ca)>; Lewis, Roxanne (HC/SC) <[roxanne.lewis@canada.ca](mailto:roxanne.lewis@canada.ca)>  
**Cc:** Raymond, Barbara (PHAC/ASPC) <[barbara.raymond@canada.ca](mailto:barbara.raymond@canada.ca)>; Hartigan, Maureen (PHAC/ASPC) <[maureen.hartigan@canada.ca](mailto:maureen.hartigan@canada.ca)>; Simoneau2, Chantal (PHAC/ASPC) <[chantal.simoneau2@canada.ca](mailto:chantal.simoneau2@canada.ca)>; Gaudreau, Marc-Andre (PHAC/ASPC) <[marc-andre.gaudreau@canada.ca](mailto:marc-andre.gaudreau@canada.ca)>; Archibald, Chris (PHAC/ASPC) <[chris.archibald@canada.ca](mailto:chris.archibald@canada.ca)>; HC.F CPAB ADMO Advisors F.SC <[CPAB\\_ADMO\\_Advisors@canada.ca](mailto:CPAB_ADMO_Advisors@canada.ca)>; HC.F Comms\_Coordination F.SC <[Comms\\_Coordination@canada.ca](mailto:Comms_Coordination@canada.ca)>; HC.F Comms\_Coordination F.SC <[Comms\\_Coordination@canada.ca](mailto:Comms_Coordination@canada.ca)>; Russo, Laura (HC/SC) <[laura.russo@canada.ca](mailto:laura.russo@canada.ca)>; Maidment, Leanne (HC/SC) <[leanne.maidment@canada.ca](mailto:leanne.maidment@canada.ca)>; McLachlan, Kailey (HC/SC) <[kailey.mclachlan@canada.ca](mailto:kailey.mclachlan@canada.ca)>; Earley, Jaimie (HC/SC) <[jaimie.earley@canada.ca](mailto:jaimie.earley@canada.ca)>; Gearey, Jennifer (HC/SC) <[jennifer.gearey@canada.ca](mailto:jennifer.gearey@canada.ca)>; Kocent, Marissa (HC/SC) <[marissa.kocent@canada.ca](mailto:marissa.kocent@canada.ca)>; Payette, Louise (HC/SC) <[louise.payette@canada.ca](mailto:louise.payette@canada.ca)>; HPOC Communications / COPS (PHAC/ASPC) <[phac.hpoc.communications-cops.aspc@canada.ca](mailto:phac.hpoc.communications-cops.aspc@canada.ca)>; Eckersley, Jennifer (HC/SC) <[jennifer.eckersley@canada.ca](mailto:jennifer.eckersley@canada.ca)>; Allison, Catherine (HC/SC) <[catherine.allison@canada.ca](mailto:catherine.allison@canada.ca)>; Nguyen, Jennifer (HC/SC)

<jennifer.nguyen@canada.ca>; Aylward, Brett (HC/SC)  
<brett.aylward@canada.ca>; Ouellette, Francis (HC/SC)  
<francis.ouellette@canada.ca>; HC.F Strategic Communications COVID /  
Communications Stratégiques COVID F.SC <hc.strategiccommunicationscovid-  
communicationsstrategiquescovid.sc@canada.ca>; Demaine, Erika (HC/SC)  
<erika.demaine@canada.ca>; Lafkas, Cathy (HC/SC)  
<cathy.lafkas@canada.ca>; Nahum, Marilynne (HC/SC)  
<marilynne.nahum@canada.ca>; MacKenzie, Sara (HC/SC)  
<sara.mackenzie@canada.ca>; Aung-Thin, Pamela (HC/SC) <pamela.aung-  
thin@canada.ca>

**Subject:** RE: For RUSH Approval: ML, Web | Vaccine Injury Compensation Program

Thank for your comments.

Melissa and Kim, please see attached revised versions for approval by noon.  
Tracked and clean are attached.

Thanks!  
Amanda

**Amanda Ing**

Communications Advisor | Conseillère en communications  
Tel: 343-542-1856

---

**From:** Smith4, Melissa (HC/SC) <melissa.smith4@canada.ca>

**Sent:** 2020-12-03 9:26 AM

**To:** Ministerial Services / Services Ministériels (HC/SC) <hc.ministerialservices-  
servicesministeriels.sc@canada.ca>; Njoo, Howard (PHAC/ASPC)  
<howard.njoo@canada.ca>; Elmslie, Kim (PHAC/ASPC)  
<kim.elmslie@canada.ca>; Aung-Thin, Pamela (HC/SC) <pamela.aung-  
thin@canada.ca>; Lewis, Roxanne (HC/SC) <roxanne.lewis@canada.ca>

**Cc:** Raymond, Barbara (PHAC/ASPC) <barbara.raymond@canada.ca>;  
Hartigan, Maureen (PHAC/ASPC) <maureen.hartigan@canada.ca>; Simoneau2,  
Chantal (PHAC/ASPC) <chantal.simoneau2@canada.ca>; Gaudreau, Marc-  
Andre (PHAC/ASPC) <marc-andre.gaudreau@canada.ca>; Archibald, Chris  
(PHAC/ASPC) <chris.archibald@canada.ca>; HC.F CPAB ADMO Advisors F.SC  
<CPAB\_ADMO\_Advisors@canada.ca>; HC.F Comms\_Coordination F.SC  
<Comms\_Coordination@canada.ca>; HC.F Comms\_Coordination F.SC  
<Comms\_Coordination@canada.ca>; Russo, Laura (HC/SC)  
<laura.russo@canada.ca>; Maidment, Leanne (HC/SC)  
<leanne.maidment@canada.ca>; McLachlan, Kailey (HC/SC)  
<kailey.mclachlan@canada.ca>; Earley, Jaimie (HC/SC)  
<jaimie.earley@canada.ca>; Gearey, Jennifer (HC/SC)  
<jennifer.gearey@canada.ca>; Kocent, Marissa (HC/SC)  
<marissa.kocent@canada.ca>; Payette, Louise (HC/SC)  
<louise.payette@canada.ca>; HPOC Communications / COPS (PHAC/ASPC)  
<phac.hpoc.communications-cops.aspc@canada.ca>; Eckersley, Jennifer  
(HC/SC) <jennifer.eckersley@canada.ca>; Allison, Catherine (HC/SC)  
<catherine.allison@canada.ca>; Nguyen, Jennifer (HC/SC)  
<jennifer.nguyen@canada.ca>; Aylward, Brett (HC/SC)  
<brett.aylward@canada.ca>; Ouellette, Francis (HC/SC)



<[francis.ouellette@canada.ca](mailto:francis.ouellette@canada.ca)>; HC.F Strategic Communications COVID / Communications Stratégiques COVID F.SC <[hc.strategiccommunicationscovid-communicationsstrategiquescovid.sc@canada.ca](mailto:hc.strategiccommunicationscovid-communicationsstrategiquescovid.sc@canada.ca)>; Demaine, Erika (HC/SC) <[erika.demaine@canada.ca](mailto:erika.demaine@canada.ca)>; Lafkas, Cathy (HC/SC) <[cathy.lafkas@canada.ca](mailto:cathy.lafkas@canada.ca)>; Nahum, Marilynne (HC/SC) <[marilynne.nahum@canada.ca](mailto:marilynne.nahum@canada.ca)>; MacKenzie, Sara (HC/SC) <[sara.mackenzie@canada.ca](mailto:sara.mackenzie@canada.ca)>

**Subject:** RE: For RUSH Approval: ML, Web | Vaccine Injury Compensation Program

Good morning – One comment / question from Supriya:

I think we need a better answer to the indemnification question. The narrative that is being circulated by some is that these types of programs let the manufacturers off with no liability at all should an adverse outcome occur, without any consequences. The wording in the Qs and As don't give me much comfort as they just note "For these reasons, indemnification of pandemic vaccine suppliers against third-party legal claims is a standard international practice."

Thanks,  
Melissa

---

**From:** Ministerial Services / Services ministériels (HC/SC) <[hc.ministerialservices-servicesministeriels.sc@canada.ca](mailto:hc.ministerialservices-servicesministeriels.sc@canada.ca)>

**Sent:** 2020-12-02 9:30 PM

**To:** Njoo, Howard (PHAC/ASPC) <[howard.njoo@canada.ca](mailto:howard.njoo@canada.ca)>; Elmslie, Kim (PHAC/ASPC) <[kim.elmslie@canada.ca](mailto:kim.elmslie@canada.ca)>; Aung-Thin, Pamela (HC/SC) <[pamela.aung-thin@canada.ca](mailto:pamela.aung-thin@canada.ca)>; Smith4, Melissa (HC/SC) <[melissa.smith4@canada.ca](mailto:melissa.smith4@canada.ca)>; LeSage, Lynn (HC/SC) <[lynn.lesage@canada.ca](mailto:lynn.lesage@canada.ca)>; Price, Brenda (HC/SC) <[brenda.price@canada.ca](mailto:brenda.price@canada.ca)>; Lewis, Roxanne (HC/SC) <[roxanne.lewis@canada.ca](mailto:roxanne.lewis@canada.ca)>; Fontaine, Marie-Pier (HC/SC) <[marie-pier.fontaine@canada.ca](mailto:marie-pier.fontaine@canada.ca)>; Reid, Carrie (HC/SC) <[carrie.reid@canada.ca](mailto:carrie.reid@canada.ca)>

**Cc:** Raymond, Barbara (PHAC/ASPC) <[barbara.raymond@canada.ca](mailto:barbara.raymond@canada.ca)>; Hartigan, Maureen (PHAC/ASPC) <[maureen.hartigan@canada.ca](mailto:maureen.hartigan@canada.ca)>; Simoneau2, Chantal (PHAC/ASPC) <[chantal.simoneau2@canada.ca](mailto:chantal.simoneau2@canada.ca)>; Gaudreau, Marc-Andre (PHAC/ASPC) <[marc-andre.gaudreau@canada.ca](mailto:marc-andre.gaudreau@canada.ca)>; Archibald, Chris (PHAC/ASPC) <[chris.archibald@canada.ca](mailto:chris.archibald@canada.ca)>; HC.F CPAB ADMO Advisors F.SC <[CPAB\\_ADMO\\_Advisors@canada.ca](mailto:CPAB_ADMO_Advisors@canada.ca)>; HC.F Comms\_Coordination F.SC <[Comms\\_Coordination@canada.ca](mailto:Comms_Coordination@canada.ca)>; HC.F Comms\_Coordination F.SC <[Comms\\_Coordination@canada.ca](mailto:Comms_Coordination@canada.ca)>; Russo, Laura (HC/SC) <[laura.russo@canada.ca](mailto:laura.russo@canada.ca)>; Maidment, Leanne (HC/SC) <[leanne.maidment@canada.ca](mailto:leanne.maidment@canada.ca)>; McLachlan, Kailey (HC/SC) <[kailey.mclachlan@canada.ca](mailto:kailey.mclachlan@canada.ca)>; Earley, Jaimie (HC/SC) <[jaimie.earley@canada.ca](mailto:jaimie.earley@canada.ca)>; Gearey, Jennifer (HC/SC) <[jennifer.gearey@canada.ca](mailto:jennifer.gearey@canada.ca)>; Kocent, Marissa (HC/SC) <[marissa.kocent@canada.ca](mailto:marissa.kocent@canada.ca)>; Payette, Louise (HC/SC) <[louise.payette@canada.ca](mailto:louise.payette@canada.ca)>; HPOC Communications / COPS (PHAC/ASPC)



<[phac.hpoc.communications-cops.aspc@canada.ca](mailto:phac.hpoc.communications-cops.aspc@canada.ca)>; Eckersley, Jennifer (HC/SC) <[jennifer.eckersley@canada.ca](mailto:jennifer.eckersley@canada.ca)>; Allison, Catherine (HC/SC) <[catherine.allison@canada.ca](mailto:catherine.allison@canada.ca)>; Nguyen, Jennifer (HC/SC) <[jennifer.nguyen@canada.ca](mailto:jennifer.nguyen@canada.ca)>; Aylward, Brett (HC/SC) <[brett.aylward@canada.ca](mailto:brett.aylward@canada.ca)>; Ouellette, Francis (HC/SC) <[francis.ouellette@canada.ca](mailto:francis.ouellette@canada.ca)>; HC.F Strategic Communications COVID / Communications Stratégiques COVID F.SC <[hc.strategiccommunicationscovid-communicationsstrategiquescovid.sc@canada.ca](mailto:hc.strategiccommunicationscovid-communicationsstrategiquescovid.sc@canada.ca)>; Demaine, Erika (HC/SC) <[erika.demaine@canada.ca](mailto:erika.demaine@canada.ca)>; Lafkas, Cathy (HC/SC) <[cathy.lafkas@canada.ca](mailto:cathy.lafkas@canada.ca)>; Nahum, Marilyne (HC/SC) <[marilyne.nahum@canada.ca](mailto:marilyne.nahum@canada.ca)>; MacKenzie, Sara (HC/SC) <[sara.mackenzie@canada.ca](mailto:sara.mackenzie@canada.ca)>

**Subject:** For RUSH Approval: ML, Web | Vaccine Injury Compensation Program

Good evening,

Apologies for the late email. Please find attached media lines and web content for your approval by 11am tomorrow, if possible.

**Issue:** In early December 2020 (date TBD), the Public Health Agency of Canada will begin consulting with provinces and territories on establishing a pan-Canadian no-fault vaccine injury compensation (VIC) program. Although these discussions are meant to be held confidentially, messaging should be prepared in the event that these consultations are disclosed to media. Matters related to vaccine uptake have been dominating the media, and media coverage would be expected in this event. This messaging may also be integrated into remarks made by the Ministers of Health and PSPC in the coming weeks. Those few reporters who have inquired about a VIC program in the past month may also be provided a written update using this messaging.

**Approvals:**

Simone Gobeil, Mgr (2020-11-30)

Stephen Bent, DG (2020-11-30)

Jennifer Pennock, Dir SED (2020-11-30)

Celia Lourenco, HPFB (2020-12-02)

Kelly Robinson, HPFB (2020-12-02)

Megan Bettle, DG, HPFB (2020-12-02)

Laura Russo, Director, CPAB PCRT (2020-12-01)

Cathy Allison, DG, CPAB vaccine communications (FYI)

**Dr Howard Njoo and/or Kim Elmslie (pending)**

Pam Aung-Thin, a/ADM, CPAB (Dec 3, 2020)

**HPFB ADMO (pending)**

Kaili Levesque, ADMO, COVID-19 Secretariat (FYI)

Cindy Evans, VP, EM (FYI)

DMO (FYI)

President/CPHO (pending)

MO (FYI)

PCO (FYI)

---

## **Heather Leclerc**

Chief, Ministerial Services, Communications and Public Affairs Branch  
Health Canada and the Public Health Agency of Canada  
[heather.leclerc@canada.ca](mailto:heather.leclerc@canada.ca) | Cell: 613-791-4649

Chef, Services ministériels, Direction générale des affaires publiques et des communications  
Santé Canada et l'Agence de la santé publique du Canada  
[heather.leclerc@canada.ca](mailto:heather.leclerc@canada.ca) | Cell: 613-791-4649

***Please note emails to [Comms\\_Coordination@canada.ca](mailto:Comms_Coordination@canada.ca) are monitored from 7am – 10pm during the week and from 9am – 9pm on weekends and holidays.***

***The Ministerial Services inbox is only checked periodically. Please continue to cc [Comms\\_Coordination@canada.ca](mailto:Comms_Coordination@canada.ca) on all approvals and requests.***

***Veillez noter que la boîte de réception [comms\\_coordination@canada.ca](mailto:comms_coordination@canada.ca) est surveillée de 7 h à 22 h du lundi au vendredi, et de 9 h à 21 h les fins de semaine et les jours fériés.***

***La boîte de réception des Services ministériels n'est vérifiée que périodiquement. Pour toute demande et approbation, veuillez continuer de mettre [Comms\\_Coordination@canada.ca](mailto:Comms_Coordination@canada.ca) en cc.***

## Goos, Katherine (HC/SC)

---

**From:** Rose, Jhona (HC/SC) <jhona.rose@canada.ca>  
**Sent:** 2020-06-09 11:46 AM  
**To:** Bernardo, Kevin (HC/SC)  
**Cc:** Sommerer, Sophie (HC/SC); HC.F MHPD MBBNHPB Assistants F.SC  
**Subject:** RE: MP Request - Vaccines and Indemnities

Thanks Kevin. This is certainly BRDD's lead. Special Access Program might be involved on this also. In addition, PHAC should be notified. I am not sure if they are already as this maybe part of the "Emergency preparedness program."

My suggestion is to wait for BRDD to reach out since we have no say on this unless they are requesting for information on how we will be monitoring these once they out for immunization. However, I am open for suggestions.

Kelly will for sure reach out if needed.

Thanks,  
Jhona

---

**From:** Bernardo, Kevin (HC/SC) <kevin.bernardo@canada.ca>  
**Sent:** 2020-06-09 11:35 AM  
**To:** Rose, Jhona (HC/SC) <jhona.rose@canada.ca>  
**Cc:** Sommerer, Sophie (HC/SC) <sophie.sommerer@canada.ca>; HC.F MHPD MBBNHPB Assistants F.SC <MHPD\_MBBNHPB\_Assistants@canada.ca>  
**Subject:** FW: MP Request - Vaccines and Indemnities

Jhona – heads up for BIO3. Might be worthwhile to touch base with BRDD to see when they may be sending the draft response our way.

Kevin

---

**From:** Pinard, Mike (HC/SC) <mike.pinard@canada.ca>  
**Sent:** 2020-06-09 11:21 AM  
**To:** HC.F MHPD MBBNHPB Assistants F.SC <MHPD\_MBBNHPB\_Assistants@canada.ca>  
**Cc:** HC.F MHPD MBBNHPB Management F.SC <hc.mhpdmmbbnhpbmanagement.sc@canada.ca>; HC.F MHPD Action Requests F.SC <MHPD\_Action\_Requests@canada.ca>  
**Subject:** FYI: MP Request - Vaccines and Indemnities

FYI – BRDD may be requesting input from us.

Thanks

Mike

**From:** Natalie Racine [mailto:natalie.racine@hc-sc.gc.ca]

**Sent:** 2020-06-09 10:57 AM

**To:** Poulin, Manon L (HC/SC); BRDD Correspondence / Correspondance DMBR Correspond (HC/SC)

**Cc:** HC.F MHPD Action Requests F.SC; Choquette, Nathalie (HC/SC); Racine, Natalie (HC/SC); Racicot, Christa (HC/SC)

**Subject:** MP Request - Vaccines and Indemnities



**Health Products and Food Branch**  
**Direction générale des produits de la santé et des aliments**  
**ACTION REQUEST - DEMANDE D'ACTION**

\* Number - Numéro: **AR/20-0184**

\* MECS No.: **20-108027-378**

* DIRECTORATE - DIRECTION BRDD/DMBR	* ATTENTION <b>Manon L Poulin, BGTD-DPBTG- Correspond</b>
C.C.: <b>MHPD Action Requests, Nathalie Choquette, Natalie Racine, Christa Racicot</b>	
* SUBJECT - OBJET <b>MP Request - Vaccines and Indemnities</b>	
* DEADLINE - ÉCHÉANCE <b>06/12/2020</b>	DEADLINE - ÉCHÉANCE <b>02:00 PM</b>
* REQUESTED FORMAT - FORMAT DEMANDÉ <b>Mp Enquiry/Demande De Mp</b>	DATE <b>06/09/2020</b>

\* REQUEST - DEMANDE  
**BRDD lead in consultation with MHPD, should input be required from another Branch, please advise and I will obtain a contact person.**

The Minister's office received a request from the office of MP Fragiskatos on behalf of a constituent who has raised concerns regarding insufficiently tested vaccines and indemnities for the manufacturers/suppliers of those vaccines. Additional information is included below.

Please provide a response which includes key messages, using the attached template, that can be shared with the MP's office. Please provide the requested information and send to HPFB-Briefing by June 12, 2020.

From the MP's office:

Subject: Children are not experimental animals. Say no to indemnities.

Dear MP Fragiskatos,

I am writing on behalf of a large group of concerned parents. Some of us are your constituents and some are not. Now more than ever we need your voice.

We have recently discovered that provinces are preparing the ground work for granting indemnities to third party suppliers of what we suspect will be mandated insufficiently tested vaccines that will turn our children into unwilling experimental animals. We need your help to stop this from happening. Please give me another minute so I can explain.

On March 17, 2020, the U.S. Department of Health and Human Services (HHS) released a Declaration titled Medical Countermeasures Against [the illness] under the Public Readiness and Emergency Preparedness (PREP) Act, which allows the HSS to, among other things, grant targeted liability protections for "pandemic and epidemic products." The Declaration provides immunity from liability, except in cases of "willful misconduct," to "covered persons" And it relates to "present or future federal contracts or similar agreements, or certain activities authorized in accordance with the public health and medical response of a public agency following a declaration of an emergency by any authorized official."

Although there is no Canadian federal or provincial equivalent to the U.S. Declaration – Canada's closest equivalent to the U.S. PREP Act is, as you know, the federal Emergencies Act and the provincial equivalents, which authorizes the taking of special, temporary measures to ensure safety and security during "emergencies," including public welfare "emergencies" such as those caused by disease in human beings. Among other things, these powers allow governments in Canada to procure goods and services it deems necessary under the Act. These powers are engaged when the federal government declares a "public welfare emergency" (Emergencies Act, s. 6(1).

As you know, once engaged, the Emergencies Act provides certain legal safeguards, including protection from personal liability to

persons acting in good faith who are "providing services pursuant to an order or regulation" made under certain sections of the Act. (Emergencies Act, s. 47(1)). However, these protections only extend to persons required by order or regulation to "render essential services they are qualified to provide," and to persons whose "essential goods, services and resources" the government orders be distributed or made available. (Emergencies Act, s. 8(1))

Less than 1/4 of 1% (.25%) of Canada's total population has been affected by this hyped up illness. Of those 92,410 affected, 50,357 (over 50%) have already recovered, the remaining still in care. There have been only 7,395 mortalities (which is less than .02% of the population of Canada) – and even those we cannot be sure had a true causal connection. The generally accepted recovery rate is 98 – 99.7%. Other illnesses have affected more Canadians and have resulted in more mortalities. This is why we say that this situation has been hyped up and that there is no real emergency. Even though Sweden also experiences hyped up media reports, their actual mortalities per 1 million population is the same as those of France, which did shut down.

We believe that provinces, under their own Emergency legislations, declared this non-event an "emergency" because the protections from liability that the general provisions extend to third-party suppliers of goods and services are only available when they are engaged by a declaration of emergency, and when goods or services are obtained by order or regulation. In other words, provincial governments are taking advantage of a hyped up illness to set up circumstances allowing for complete indemnities to suppliers (such as those supplying insufficiently tested experimental vaccines), followed by indemnity agreements and/or waivers of liability.

We believe that the government response to the hyped up illness was considered necessary because the third party suppliers are expecting casualties. If the insufficiently tested experimental vaccines become mandatory, children will get hurt as will any adult terrified and manipulated enough to victimize themselves voluntarily. To further the abuse and to ensure that no child escapes this abuse, provinces are adding or considering adding "notwithstanding the Canadian Charter of Rights and Freedoms" to their vaccine related legislation.

In March, Health Canada announced that it would be facilitating expedited access to certain products, including "products that may not fully meet current regulatory requirements." These products that do not meet safety requirements must not become mandatory and there must not be any indemnities to the entities involved concerning such supplies. Our children are not guinea pigs and we are asking that you do what you can to ensure our society's most vulnerable are protected.

The vaccines currently being tested on the insufficiently small number of human subjects for an insufficiently tiny amount of time are being fast tracked. This means that they have either completely bypassed or superficially included animal testing. As much as I'm opposed to animals being used, this is the necessary stage at which substances are tested to ensure they in themselves do not do serious harm. This means that the vaccines that provinces are preparing their legislation to mandate has not been sufficiently tested and our children in effect become experimental animals. The Nuremberg Code states clearly that, in the performance of experiments, "The voluntary consent of the human subject is absolutely essential." Coercion does not constitute voluntary consent and there can be no voluntary consent without it being informed consent, which requires complete disclosure of all the relevant information (most especially regarding risk).

The claim that mandated inoculations is the only option available is false because there is plenty of evidence that this just isn't the case. Furthermore, there are studies coming out from mainstream institutions in different parts of the world (not Canada, of course) who have ignored instructions from the WHO and are conducting their own research and finding their own solutions.

Contrary to this, Canadians have become enslaved by the dictates of the WHO. We have spent a great deal of time examining WHO documents and are sickened to find that our Prime Minister's words are verbatim the words of the WHO. We have also found that apart from its empty proclamations and the hyped up stories from the bought media, there is no evidence supporting much of the WHO's assessment of the situation. The world has been successfully conned by the corrupt and deceitful WHO. Please help us mitigate the damage.

A brazen response I received from a Liberal MP stated clearly that it was the WHO that decided for Canada what constitutes a pandemic in Canada. To this I replied:

"With respect to your comment that it is the WHO that decides what is a pandemic for Canada, I wish to remind you that elected officials were elected to decide matters for Canada. We did not elect our officials so that they can delegate this critical responsibility to an agenda driven non-elected and corrupt entity. It shows gross incompetence and is completely irresponsible for elected Canadian officials to shirk their responsibility. It shows malice and a wanton disregard for the welfare of Canadians to enslave us to the dictates of the deceitful WHO. [REDACTED]"

Before I conclude, I would like to bring to your attention the dishonesty of certain companies. Moderna, for example, in its May 18, 2020 press release boasted:

"The sole incidence of a grade 3 adverse event in the 25 µg and 100 µg dose cohorts was a single participant at 100 µg who experienced grade 3 erythema (redness) around the injection site. To date, the most notable adverse events were seen at the 250 µg dose level, comprising three participants with grade 3 systemic symptoms, only following the second dose. All adverse events have been transient and self-resolving."

Even a glance at the Guidance for Industry, will make clear that a grade 3 adverse effect "Prevents daily activity and requires medical intervention." This means that grade 3 adverse effects are not self-resolving. To be clear, there was a 20% "serious" injury rate that needed medical intervention. Moderna lied on its press release. Moderna did not release its clinical trial study or its raw data.

In conclusion, throughout history there have been numerous mainstream reports of the damage caused by vaccines governments have mandated or allowed. I have tried to send this message with a number of them, but my server won't let me.

Again, thank you for your time and consideration.

*(See attached file: MP requests Template.docx)*

REQUEST ORIGIN - PROVENANCE DE LA DEMANDE

**Minister's Office/Cabinet du ministre**

LANGUAGE - LANGUE

**English / Anglais**

BRANCH CONTACT - AGENT DE LIASON DE LA DIRECTION

GÉNÉRALE

**Natalie.Racine**

TELEPHONE NUMBER - NUMÉRO DE TÉLÉPHONE

**(613) 698-9587**

COMMENTS - COMMENTAIRES

\* Status - Étape: **Active / Non complétée**

\* Priority - Priorité: **Regular (see date) / Régulière (voir date)**