

PRIVATE PROPERTY – NOTICE OF INTENT

To: Constable _____ Badge # _____
[Police Service Name, e.g. Calgary Police Service / Toronto Police Service / RCMP]

Date: _____

Re: Future attendance at _____
[Your full street address, City, Province/Territory, Postal Code]

You are hereby formally notified:

1. My private residence located at the above address is private property. Police entry without warrant, invitation, or exigent circumstances constitutes a trespass.

2. All expressive activity I engage in on my private property—including spoken words, displayed signs, posted materials, flags, symbols, gestures, recordings I make of police, verbal complaints or criticisms directed at police officers or government officials—is protected expression under:
- section 2(b) of the Canadian Charter of Rights and Freedoms (freedom of thought, belief, opinion and expression, including freedom of the press and other media of communication), and
- the Canadian Bill of Rights (recognition and protection of freedom of speech).

3. Any future attendance by you or any other officer at this address for the purpose of investigating, interfering with, seizing materials related to, arresting me for, or otherwise restricting purely speech-related conduct occurring on my private property will be regarded by me as:

- an unjustified infringement of my Charter s. 2(b) rights,
- a potential violation of my rights under the Canadian Bill of Rights, and
- grounds for a civil claim against you (in your personal capacity) and/or the [Police Service / Chief of Police / appropriate entity] for Charter damages pursuant to s. 24(1) of the Charter.

4. Should any such attendance occur, I intend to:

- immediately request your name, badge number, rank, detachment and the file / occurrence number,
- video-record the entire interaction (which recording is also protected expression),
- preserve all evidence,
- retain counsel, and
- commence civil proceedings in the _____ of _____

[insert name of your province/territory's superior trial court, e.g.:

- Court of King's Bench of Alberta
 - Supreme Court of British Columbia
 - Superior Court of Justice (Ontario)
 - Supreme Court of Nova Scotia
 - Nunavut Court of Justice (for Nunavut)
 - etc. – check your provincial/territorial court website or justice.gc.ca for the exact name]
- seeking:
- a declaration that my Charter rights were violated,
 - damages (including Charter damages, aggravated damages, punitive damages where appropriate),
 - costs on a substantial indemnity basis.

This is advance notice of my position and intended course of action.

Govern yourself accordingly.

Signed: _____

Date: _____