

MAID – A Failure by Design

May 15, 2018 – Ron Posno

**WARNING: THE AUTHOR IS GOING TO DISCUSS ASSISTED SUICIDE
IN TERMS THAT SOME MAY FIND OFFENSIVE.**

*BACKGROUND:** Some key points of the *Carter vs Canada Decision of February 6, 2015* by the Supreme Court of Canada are:

... In striking down the old law respecting assisted suicide, the justices clearly explained why the ban contravenes our Charter of Rights and Freedoms. The prohibition, the court wrote, forces patients to endure intolerable suffering against their wishes and denies them autonomy over their bodies.

... The judgment does more than just outline why the old law, which expired on June 6, 2016, is inhumane. It serves to establish choice in dying as a right for all Canadians.

... The Supreme Court ruled the old law infringes on Canadians' right to "life, liberty and security of the person" outlined in the Charter. Their reasoning takes into account binders of evidence-based research from countries and states where assisted dying is legal. And it addresses the heartbreaking personal stories of Canadians who were denied choice.

* As explained by DWDC(*Dying With Dignity in Canada*)

Consequently, on June 17, 2016, the Federal Government created and passed C-14 -- legislation permitting *Medical Assistance In Dying(MAID)* A real first for Canada and a beginning for Canadians to legitimately consider "end-of-life" factors as parts of their lives .. and as guaranteed by the *Canadian Charter of Rights and Freedoms*. Unfortunately, MAID is a failure by design.

MAID excludes many people facing an overly long, prolonged process of dying because our legislators feared the reaction of some religious organizations and the protective cautions provided by Canadian and Provincial Physician Associations. Our legislators set aside the wishes and voices of more than seventy percent of our population and our right to choose death as defined by the Supreme Court in its now famous, unanimous ruling in the *Carter vs Canada Decision of February 6, 2015*.

There are many examples of those being denied MAID and their weary supporters are scrambling to get their cases before the Courts in the battle to get justice. They are being fought by lawyers employed by various levels of government - at tax payer