

SCC Gives Remand Centre's Vans Green Light

On February 15, 2008, the Supreme Court of Canada dismissed leave to appeal of *Trang v. Alberta* (Edmonton Remand Centre) from the Alberta Court of Appeal. The Court of Appeal had ruled that the prisoner's right to life, liberty and security of the person under [section 7](#) of the Charter of Rights and Freedoms was not violated by the conditions of the transport vans [1]. The Court of Appeal overturned the lower court's decision for several reasons. First, the Court thought it prudent to avoid turning the case into a general public inquiry regarding the conditions at the Remand Centre. Second, the Court wanted to avoid the legal issue of whether the risk of personal injury constituted a breach of section 7. Finally, the Court found that there was no principle of fundamental justice involved in the case, which is required for a successful section 7 Charter claim.

Cases

Trang v. Alberta, 2006 ABQB 834.

[Trang v. Alberta](#), 2007 ABCA 263.

[1] See Martha Peden, *Remand Centre's Travel Vans Cleared for Transport Centre for Constitutional Studies* (10 September 2007).