

**IN THE SUPREME COURT OF CANADA
(ON APPEAL FROM THE COURT OF APPEAL OF ONTARIO)**

BETWEEN:

INTERFAITH COALITION ON MARRIAGE AND FAMILY
Applicant (Party Intervener)

-and-

HEDY HALPERN and COLLEEN ROGERS
MICHAEL LESHNER and MICHAEL STARK
ALOYSIUS PITTMAN and THOMAS ALLWORTH
DAWN ONISHENKO and JULIE ERBLAND
CAROLYN ROWE and CAROLYN MOFFATT
BARBARA McDOWALL and GAIL DONNELLY and
ALISON KEMPER and JOYCE BARNETT (the "Respondent Couples"), and

METROPOLITAN COMMUNITY CHURCH OF TORONTO
Respondents/Moving Parties
(Respondents)

and

THE ATTORNEY GENERAL OF ONTARIO
Respondents (Appellants)

-and-

EGALE CANADA INC.
Respondent (Party Intervener)

-and-

THE ASSOCIATION FO MARRIAGE AND THE FAMILY IN ONTARIO
Respondent (Party Intervener)

AFFIDAVIT OF REV. SARA BOYLES

I, Rev. Sara Boyles, of the City of Toronto, in the Municipality of Metropolitan Toronto,

MAKE OATH AND SAY:

1. I am the incumbent priest at the Church of the Holy Trinity, Anglican, and as such have knowledge of the matters contained in this affidavit.
2. I have been a priest since 1980 and currently minister to a church with a large gay and lesbian population in downtown Toronto. The parish as a community is supportive of equal rights, including marriage, for same-sex people.
3. I am a priest within the Anglican Church of Canada, in the Diocese of Toronto.
4. Our parish welcomed the decisions of the Ontario Court of Appeal, British Columbia Court of Appeal and Québec Superior Court reformulating the common law definition of marriage as "the voluntary union for life of two persons with the exclusion of all others."
5. It is my opinion that freedom of religion, as guaranteed by the Canadian Charter of Rights, requires that a definition of marriage be extended to same-sex unions.
6. We agree that freedom of religion includes the right of the churches to marry two individuals with accordance to its own beliefs and rituals.
7. We also strongly also believe (and are willing to undertake to support the position) that no church or other religious authority will be forced to conduct marriages ceremonies that are not in conformity with its beliefs and rituals because such interpretation of new definition of marriage would violate freedom of religion and go afoul Canadian jurisprudence.
8. We strongly support the position of the Government of Canada not to appeal the decisions of the Ontario and B.C. Courts of Appeal and instead propose a

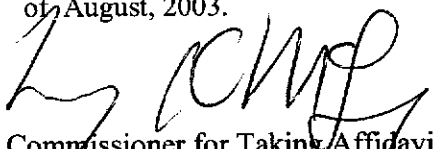
legislation that would extend marriage rights to same-sex couples. We also believe that the Reference to the Supreme Court is the most appropriate way of dealing with the issue of freedom of religion in the context of the proposed legislation on same-sex marriage. Exhibit "B" – Reference.

9. In addition, we understand that the process of passage of the Bill will give Canadians of all political and religious denominations further opportunity to express their views with regard to the Bill.

10. We therefore oppose the leave to appeal to the Supreme Court by other religious groups as it is an unnecessary step duplicating the efforts of the Government to resolve the issue of freedom of religion by the way of the Bill and the Reference.

SWORN before me at)
the City of Toronto, in the)
Province of Ontario,)
on the 20th day)
of August, 2003.)

Sara Boyle


A Commissioner for Taking Affidavits

Lucy K. McSweeney