



EXPEDITED REPORT

Claimant(s):	File Number(s): TA5-00782		
Counsel: SOPHIE NSIAH-YEBOAH	Designated Representative:		
RPO: R. TIWARI	Member:	R. DAWSONX	
Interpreter:	Language: ENGLISH		
Country(ies): SAINT VINCENT			
Time of interview :	Scheduled: Wednesday, February 8, 2006 at 9:00 AM	Start: 9:30 am	End: 10:15 am
Recordings (e.g. cassette tapes):			
Confirmation that PIF properly completed and signed:	Yes	<input checked="" type="checkbox"/>	
PIF amendments:			
List of documents produced (copies to be attached):			
St. Vincent Passport [copy] Notice of Sale of house [copy]			
Claimant consent required for same member at hearing?	Yes	<input type="checkbox"/>	No <input type="checkbox"/>

PART A:

RPO OBSERVATIONS

1) BRIEF DESCRIPTION OF THE CLAIM:

The claimant is a 35 yr old single homosexual man who left St. Vincent after his sexual orientation was discovered. He lived for a few years in his own house with his partner who worked with the St. Vincent tourist board; his partner died in a car accident in 2003. They did not socialize in public places and were able to keep their personal/sexual relationship a secret. His partner arranged for him to get a one-day contract to deliver supplies to a cruise ship with gay clientele from the USA. This led to suspicion about his sexual orientation, as he socialized with the passengers on the beach, where they were subjected to harassment and taunts from the local people. He delivered supplies again for another 'gay' cruise ship in 2003, but did not socialize with the passengers on this occasion. However, news and rumours spread quickly in the community and the fact that he was unmarried and lived alone, caused increased harassment by the local community who were now convinced that he was a homosexual.

The claimant has a daughter in St. Vincent who lives with her mother, however he asserts that he never had any emotional feelings for this woman with whom he had a brief affair. He is not attracted to women and never had any other such relationships. He came to Canada in 2003 and became aware of this country's tolerance for homosexuals. Upon his return to St. Vincent and experiencing increased harassment, he decided to return to Canada and make a refugee claim.

Canada

s.19(1)



Immigration and
Refugee Board of Canada
Refugee Protection
Division

Commission de l'immigration
et du statut de réfugié du Canada
Section de la protection
des réfugiés

2) APPLICATION OF CRITERIA AND REASONS FOR RECOMMENDATION:

I believe that the claimant is a homosexual man, as he was convincing in his testimony and demeanour. I had concerns with inconsistent evidence between his PIF narrative and his statement to CIC officials. He told the CIC officer about only one incident, the motorcycle attack, which was not listed in his PIF; he listed other incidents in his PIF. This inconsistency may have been good grounds for referral to a regular hearing, had he not provided a reasonable explanation in addition to believable oral testimony. I accept his explanation that he was nervous and scared while being interviewed by the CIC officer and that he felt that he had to be brief. He showed me scars on his lower leg which are consistent with a motorcycle accident and being burned by the exhaust pipe. It appears that this was the most traumatic incident of assault that he experienced and having considered the convincing manner in which he testified at the interview, I accept that the incident happened.

He testified that he was forced to put his house up for sale after deciding not to return to St. Vincent. He also stated that the house was sold to a Canadian resident, because none of the locals wanted to buy the house, which they felt was polluted by his occupancy. He did not have proof of sale, which was completed by the bank on his behalf, but he did provide the Notice of Sale listing, which corroborates his statement. I found him to be generally credible and accept that he is indeed a homosexual man. As such, he is at serious risk of further harassment amounting to persecution if he had to return to St. Vincent.

2. APPLICATION OF CRITERIA AND REASONS FOR RECOMMENDATION (cont'd):

[Empty box for additional criteria and reasons for recommendation]

I RECOMMEND THAT THIS CLAIM IS SUITABLE TO BE ACCEPTED WITHOUT A HEARING.
OR
 I REMIT THIS CLAIM FOR DETERMINATION AT A HEARING.

Refugee Claim Officer: [Signature] Date: Feb. 14 / 2006

PART B: (Where applicable)
MEMBER'S DECISION AND SUPPORTING REASONS





Immigration and
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Division

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SEE APPENDIX 'A'

OR

I DETERMINE THIS CLAIMANT TO BE A CONVENTION REFUGEE.

I REMIT THIS CLAIM FOR DETERMINATION AT A HEARING.

Member

R. Quinn

Date

16/02/06

Canada

APPENDIX "A" TO EXPEDITED REPORT

Based on my review of the file, this report, and the RPO's recommendation, I am persuaded that the claimant faces a serious possibility of persecution in Saint Vincent by reason of his sexual orientation that faces persecution.

Based on the above I am satisfied with the claimant's identity.

Rick Dawson