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Institution: Inter-American Commission on Human Rights
Title/Style of Cause: Ikbal Iskander and Gina Aziez v. Canada
Doc. Type: Decision on Precautionary Measures
Dated: 19 February 2002
Citation: Iskander v. Canada, Inter-Am. C.H.R., OEA/Ser.L/V/II.117, doc. 1 rev. 1, Ch. III, para. 20 (2002)

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20. On February 19, 2002 the Commission granted precautionary measures to stay the deportation of Ikbal Iskander, a citizen of both Sudan and Egypt, and her four year old daughter, Gina Aziez, a Canadian citizen. Ms. Iskander's deportation from Canada to Egypt was scheduled for Friday, February 22, 2002. Ms. Iskander sought refuge in Canada and claimed that she fled religious and gender persecution and also an abusive spouse in Egypt. She claimed to have no knowledge of the whereabouts of her husband and her non-Canadian children. Her husband is Islamic and she converted from Islam to Coptic Christianity and claims that she would be considered an apostate if deported to Egypt, a predominantly Islamic state. She fears that physical harm would come to her if deported. Her claim for refugee status was denied, as was her application for leave and for judicial review. The Commission noted that Ms. Iskander still had domestic remedies to exhaust and if she were deported those remedies would be rendered moot. The Commission requested that the deportation be stayed and that information on the measures taken by the Government to stay the deportation be presented to the Commission within ten days. At the expiration of ten days, no information was presented with regard to the request for precautionary measures. On July 30, 2002 however, the Commission received information from the State indicating that Ms. Iskander had not been deported. Further information was submitted informally to the effect that on February 21, 2002 the Federal Court of Canada-Trial Division granted the stay of execution of Ms. Iskander's deportation. No further information has been communicated from either party.