

**AND UPON** considering Rule 17 of the *Federal Courts Immigration and Refugee Protection Rules*, SOR/93-22, as amended;

**AND UPON** the Court convening a closed hearing on January 4, 2010 pursuant to paragraph 83 (1) (c) of the IRPA to determine this application;

**AND UPON** reading the material filed by the parties including the confidential affidavit evidence of a witness employed by the Canada Border Services Agency (CBSA);

**AND UPON** examining the CBSA affiant in the closed session of the Court and considering the submissions of counsel for the respondents;

**AND UPON** being satisfied that the disclosure of a portion of the information which the respondents wish to protect would be injurious to national security and that the disclosure of the remainder of the information would not be injurious to national security or endanger the safety of any person;

**THIS COURT ORDERS that:**

1. the information at page 30 of the Certified Tribunal Record shall be disclosed to the applicants as part of the Certified Tribunal Record;
2. the information in the e-mail messages at pages 50 and 56 of the Certified Tribunal Record shall be disclosed subject to the following: