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| Election - deemed - trial by judge and jury | | 304(R) | | 14.1 | |
| Preliminary inquiry - where deemed to not request - s. 577 Code | | 304(R) | | 14.1 | |
| Electing trial by provincial court judge (OCJ) and re-electing | | 304(R) | | 14.2 | |
| Election - provincial court (s. 562(1)) | | 304(R) | | 14.2 | |
| Re-election - less than 14 days before trial - prosecutorial consent - s. 561(2) Code | | 304(R)-305(L) | | 14.2 | |
| Re-election - provincial court to Superior | | 304(R)-305(L) | | 14.2 | |
| Election - re-election - where initially elected provincial court (OCJ) - 14 days before trial date | | 305(L) | | 14.2 | |
| Re-election - provincial court to Superior - time limit | | 305(L) | | 14.2 | |
| Time limit - re-election - where initially elected provincial court (OCJ) - 14 days before trial date | | 305(L) | | 14.2 | |
| Re-election - trial by OCJ - accused now wants prelim at SCJ - re-election before 14 days before date of trial | | 305(L) | | 14.2 | |
| Time limit - re-election - provincial to Superior - consent required if less than 14 days before trial | | 305(L) | | 14.2 | |
| Electing judge alone or judge and jury (Superior Court) and re-electing | | 305(L) | | 14.3 | |
| Election - Judge vs. Judge and Jury - provincial court performs prelim inquiry | | 305(L) | | 14.3 | |
| Preliminary inquiry - by provincial judge - election | | 305(L) | | 14.3 | |
| Re-election - to provincial court judge - where initially elected other than provincial court judge | | 305(L) | | 14.3.1 | |
| Provincial court judge - re-election - notice to judge | | 305(L) | | 14.3.1 | |
| Re-election - to provincial court judge - after prelim inquiry | | 305(R) | | 14.3.1 | |
| Mode of trial (SCJ) - re-election - before or after prelim inquiry | | 305(R) | | 14.3.2 | |
| Re-election - mode of trial in Superior court - before or after prelim concludes - no Crown consent | | 305(R) | | 14.3.2 | |
| Mode of trial (SCJ) - re-election - before or after prelim inquiry - within 14 days | | 305(R) | | 14.3.3 | |
| Re-election - mode of trial in Superior court - within 14 days after preliminary inquiry - no crown consent | | 305(R) | | 14.3.3 | |
| Re-election - trial mode - Superior Court - within 14 days after preliminary inquiry - no Crown consent | | 305(R) | | 14.3.3 | |
| Mode of trial (SCJ) - re-election - after prelim - after 15 days | | 306(L) | | 14.3.4 | |
| Re-election - mode of trial SCJ - more than 15 days after prelim - prosecutor consent - s. 561(1)(c) Code | | 306(L) | | 14.3.4 | |
| Direct indictment - deemed election - judge & jury no prelim s. 565(2) Code | | 306(L) | | 14.3.5 | |
| Direct indictment - re-election - requires consent s. 565(3) Code | | 306(L) | | 14.3.5 | |
| Election - direct indictment - deemed judge & jury no prelim s. 565(2) Code | | 306(L) | | 14.3.5 | |
| Re-election - direct indictment - requires consent | | 306(L) | | 14.3.5 | |
| Accused - multiple - election | | 306(R) | | 14.4 | |
| Election - multiple accused | | 306(R) | | 14.4 | |
| Multiple accused - election - deemed judge & jury - s. 567 Code | | 306(R) | | 14.4 | |
| Attorney General - election - can require jury trial - s. 536(4) Code | | 306(R) | | 14.5 | |
| Election - AG can require jury trial - s. 536(4) Code - regardless of election | | 306(R) | | 14.5 | |
| Investigative powers - Search and seizure power - statutory - s. 487 Code warrants (most commonly used) | | 307(L) | | 2 | |
| Search and seizure - statutory provisions - s. 487 Code | | 307(L) | | 2 | |
| Charter - section 8 - search and seizure | | 307(L) | | 2.1 | |
| R v Tessling - search and seizure | | 307(L) | | 2.1 | |
| Search - reasonable - definition - R v Tessling (privacy interests) | | 307(L) | | 2.1 | |
| Search and seizure - privacy interests - R v Tessling (privacy interests) | | 307(L) | | 2.1 | |
| Search and seizure - *Charter* - s. 8 Code - R v Tessling (privacy interests) | | 307(L-R) | | 2.1 | |
| Admissibility - unreasonable search - general - R v Tessling (privacy interests) | | 307(R) | | 2.1 | |
| Search and seizure - violation established - s. 24(2) Charter | | 307(R) | | 2.1 | |
| Search warrant | | 307(R) | | 2.2 | |
| Prior judicial authorization - search and seizure | | 307(R) | | 2.2.1 | |
| Prior judicial authorization - AG v Federation of Law Societies of Canada - search and seizure | | 307(R) | | 2.2.1 | |
| Search warrant - Prior judicial authorization | | 307(R) | | 2.2.1 | |
| Information to obtain a warrant - general contents | | 307(R) | | 2.2.2 | |
| Search warrant - information to obtain a warrant - general contents | | 307(R) | | 2.2.2 | |
| Warrant - search - information to obtain a s. 487 warrant - requirements | | 307(R) | | 2.2.2 | |
| Search warrant - information to obtain a warrant - offence (nature of; clarity) | | 307(R)-308(L) | | 2.2.2  (a) | |
| Warrant - describe the offence | | 307(R)-308(L) | | 2.2.2  (a) | |
| Evidence - search warrant requirements | | 308(L) | | 2.2.2  (b) | |
| Search warrant - information to obtain a warrant - evidence to be seized | | 308(L) | | 2.2.2  (b) | |
| Search warrant - seizure of electronic data (s. 487(2.1)-(2.2)). | | 308(L) | | 2.2.2 (b) | |
| Warrant - search - included in - items to be seized - description - test | | 308(L) | | 2.2.2  (b) | |
| Search - location of | | 308(L) | | 2.2.2  (c) | |
| Search warrant - information to obtain a warrant - location to be searched | | 308(L) | | 2.2.2  (c) | |
| Warrant - search - included in - location to be searched | | 308(L) | | 2.2.2  (c) | |
| Search warrant - information to obtain a warrant - reasonable grounds | | 308(L) | | 2.2.2  (d) | |
| Search warrant - credibly based probability - standard of proof | | 308(L) | | 2.2.2 (d) | |
| Standard of proof - information to obtain a search warrant | | 308(L) | | 2.2.2  (d) | |
| Warrant - information to obtain a search warrant - standard of proof | | 308(L) | | 2.2.2  (d) | |
| Warrant - search - issuing - reasonable grounds - hearsay | | 308(L) | | 2.2.2  (d) | |
| Warrant - search - reasonable grounds | | 308(L) | | 2.2.2  (d) | |
| Warrant - search warrant application - hearsay | | 308(L) | | 2.2.2  (d) | |
| Informant (confidential) - search warrant - divulge identity of to accused | | 308(R) | | 2.2.2  (e) | |
| Information (confidential) - search warrant - totality of circumstances test | | 308(R) | | 2.2.2  (e) | |
| Informer (confidential) - search warrant - totality of circumstances test | | 308(R) | | 2.2.2  (e) | |
| Sealing - search warrant - information (confidential) | | 308(R) | | 2.2.2  (e) | |
| Search warrant - information to obtain a warrant - confidential informers | | 308(R) | | 2.2.2  (e) | |
| Totality of circumstances test - informer (confidential) - warrant and | | 308(R) | | 2.2.2  (e) | |
| Warrant - search - information to obtain a warrant - informers (confidential) | | 308(R) | | 2.2.2  (e) | |
| Warrant - search - informer (confidential) - totality of circumstances test | | 308(R) | | 2.2.2  (e) | |
| Confidential informer - search warrant - sealing order | | 308(R) | | 2.2.3 | |
| Information to obtain a warrant - access to - sealing order | | 308(R) | | 2.2.3 | |
| Information to obtain a warrant - sealing order | | 308(R) | | 2.2.3 | |
| Informers - search warrant - sealing order | | 308(R) | | 2.2.3 | |
| Sealing order - information to obtain a warrant s. 487.3 Code | | 308(R) | | 2.2.3 | |
| Search warrant - issuing of - who, formalities | | 308(R) | | 2.2.4 | |
| Issuance of search warrants (most commonly issued per s. 487(1) Code) - in writing | | 308(R) | | 2.2.4  (a) | |
| Search warrant (most commonly issued per s. 487(1) Code) - signing | | 308(R) | | 2.2.4  (a) | |
| Search warrant (most commonly issued per s. 487(1) Code) - attendance yes/no | | 308(R) | | 2.2.4  (a) | |
| Issuance of search warrants (most commonly issued per s. 487(1) Code) | | 308(R)-309(L) | | 2.2.4 (a) | |
| Information - search warrant over phone by police (telewarrant) | | 309(L) | | 2.2.4  (b) | |
| Issuance of search warrants - telewarrants | | 309(L) | | 2.2.4  (b) | |
| Search warrant - telewarrant | | 309(L) | | 2.2.4  (b) | |
| Telewarrants | | 309(L) | | 2.2.4  (b) | |
| Warrant - search - telewarrant | | 309(L) | | 2.2.4  (b) | |
| Search warrant - execution of (peace or public officer) | | 309(L) | | 2.2.5 | |
| Warrant - search - execution (peace or public officer) | | 309(L) | | 2.2.5 | |
| Execution of search warrant | | 309(L) | | 2.2.5 | |
| Search warrant - execution - location - mistake (administration of justice; s. 24(2) *Charter*) | | 309(L) | | 2.2.5  (a) | |
| Search warrant - execution - location to be searched (administration of justice; s. 24(2) *Charter*) | | 309(L) | | 2.2.5  (a) | |
| Search warrant – location mistake | | 309(L) | | 2.2.5 (a) | |
| Search - execution - procedural rules - lawyer obligations (non-obstruction) | | 309(L-R) | | 2.2.5  (b) | |
| Search warrant - procedural rules | | 309(L-R) | | 2.2.5 (b) | |
| Warrant - execution - procedural rules - lawyer obligations (non-obstruction) | | 309(L-R) | | 2.2.5  (b) | |
| CDSA - search warrant - execution - timing (day vs. night; urgency) | | 309(R) | | 2.2.5  (c) | |
| Controlled Drugs and Substances Act - search warrant allowed any time | | 309(R) | | 2.2.5 (c) | |
| Night time search warrant – immediate urgency | | 309(R) | | 2.2.5 (c) | |
| Search warrant – timing of execution (day vs. night; urgency) | | 309(R) | | 2.2.5  (c) | |
| Warrant - search - timing of execution (day vs. night; urgency) | | 309(R) | | 2.2.5  (c) | |
| Warrant - search - execution - items that can be seized (test: reasonable grounds) | | 309(R) | | 2.2.5  (d) | |
| Search - seizure of items (test: reasonable grounds) | | 309(R) | | 2.2.5  (d) | |
| Search - seizure of items - CDSA | | 309(R)-310(L) | | 2.2.5 (d) | |
| Search - return items - ss. 489.1, 490 Code (as soon as practicable) | | 310(L) | | 2.2.5  (e) | |
| Search - return property | | 310(L) | | 2.2.5 (e) | |
| Return of seized property | | 310(L) | | 2.2.5 (e) | |
| Conflict of interest - law office search - client documents (Lavallee) | | 310(L-R) | | 2.2.6 | |
| Disclosure - search warrant - privileged records in Lawyer’s Office (Lavallee) | | 310(L-R) | | 2.2.6 | |
| Independent legal advice - law office search (Lavallee) | | 310(L-R) | | 2.2.6 | |
| Inference - search - privilege of documents in law office (Lavallee) | | 310(L-R) | | 2.2.6 | |
| Law office - search - s. 488.1 Code (Lavallee) | | 310(L-R) | | 2.2.6 | |
| Search - law office (Lavallee) | | 310(L-R) | | 2.2.6 | |
| Offence - criminal organization offences - wiretaps - warrant - no “investigative necessity” necessary - s. 487 Code | | 310(R)-311(L) | | 2.2.7  (a) | |
| Offence - terrorism - wiretaps - warrant - no “investigative necessity” necessary - s. 487 Code | | 310(R)-311(L) | | 2.2.7  (a) | |
| Wiretaps - search warrants - s. 487 Code (most common) | | 310(R)-311(L) | | 2.2.7  (a) | |
| Wiretaps - terrorism - no investigative necessity necessary | | 311(L) | | 2.2.7 (a) | |
| Blood sample - warrant - s. 256 Code - if unable to consent (test: reasonable grounds) | | 311(L) | | 2.2.7  (b) | |
| Bodily Samples - blood samples - taking of (test: reasonable grounds) | | 311(L) | | 2.2.7  (b) | |
| Impaired driving - blood samples - warrant (test: reasonable grounds) | | 311(L) | | 2.2.7  (b) | |
| Investigation - blood samples - if unable to consent - (test: physician satisfied person’s life not endangered) | | 311(L) | | 2.2.7  (b) | |
| Search Warrant - blood samples - s. 256 Code | | 311(L) | | 2.2.7 (b) | |
| Warrant - blood samples - if unable to consent - impaired driving causing death (test: reasonable grounds) | | 311(L) | | 2.2.7  (b) | |
| Bodily samples - warrant to seize (DNA) (conditions) | | 311(L) | | 2.2.7  (c) | |
| Designated offences - DNA data bank | | 311(L-R) | | 2.2.7  (c) | |
| Search Warrant - DNA - only designated offences | | 311(L-R) | | 2.2.7 (c) | |
| DNA - warrant to seize (conditions) - only designated offences | | 311(L-R) | | 2.2.7  (c) | |
| Warrant - DNA (conditions) - only designated offences | | 311(L-R) | | 2.2.7  (c) | |
| YCJA DNA samples | | 311(R) | | 2.2.7 (c) | |
| Youth Criminal Justice Act - DNA samples | | 311(R) | | 2.2.7 (c) | |
| Youth - search of DNA (conditions) | | 311(R) | | 2.2.7  (c) | |
| Bodily samples - bodily impressions (test: reasonable grounds and in circumstances; admin of justice) | | 311(R) | | 2.2.7  (d) | |
| Warrant - Bodily impression (test: reasonable grounds and in circumstances; admin of justice) | | 311(R) | | 2.2.7  (d) | |
| Warrant - fingerprints (test: reasonable grounds and in circumstances; admin of justice) | | 311(R) | | 2.2.7  (d) | |
| Fingerprints - bodily samples - search warrant | | 311(R) | | 2.2.7 (d) | |
| Investigation - bodily impressions (test: reasonable grounds and in circumstances; admin of justice) | | 311(R) | | 2.2.7  (d) | |
| Copies - enter premises to make copies - general warrant (examples) | | 311(R)-312(L) | | 2.2.7  (e) | |
| General search warrant (examples) - s. 487.01 Code | | 311(R)-312(L) | | 2.2.7  (e) | |
| Handwashings - general warrant (examples) | | 311(R)-312(L) | | 2.2.7  (e) | |
| Inspect body markings - general warrant (examples) | | 311(R)-312(L) | | 2.2.7  (e) | |
| Optical equipment - general warrant (examples) | | 311(R)-312(L) | | 2.2.7  (e) | |
| Perimeter surveillance - general warrant (examples) | | 311(R)-312(L) | | 2.2.7  (e) | |
| Warrant - general warrant (examples) | | 311(R)-312(L) | | 2.2.7  (e) | |
| Warrant - enter premises to make copies - general warrant (examples) | | 311(R)-312(L) | | 2.2.7  (e) | |
| Warrant - inspect body markings - general warrant (examples) | | 311(R)-312(L) | | 2.2.7  (e) | |
| Warrant - optical equipment - general warrant (examples) | | 311(R)-312(L) | | 2.2.7  (e) | |
| Warrant - perimeter surveillance - general warrant (examples) | | 311(R)-312(L) | | 2.2.7  (e) | |
| Warrant - hand-washings - general warrant (examples) | | 311(R)-312(L) | | 2.2.7  (e) | |
| Warrant - video surveillance - general warrant (examples) | | 311(R)-312(L) | | 2.2.7  (e) | |
| Video surveillance - general warrant (examples) | | 312(L) | | 2.2.7  (e) | |
| Tracking devices | | 312(L) | | 2.2.7  (f) | |
| Tracking devices - s. 492.1 Code - 60 days max | | 312(L) | | 2.2.7 (f) | |
| Warrant - search - tracking devices - s. 492.1 Code | | 312(L) | | 2.2.7  (f) | |
| Warrant - tracking devices - s. 492.1 Code - 60 days max | | 312(L) | | 2.2.7  (f) | |
| Dialed number recorder | | 312(L) | | 2.2.7  (g) | |
| Transmission Data Recorder | | 312 (L) | | 2.2.7 (g) | |
| Warrant - dialed number recorder | | 312(L) | | 2.2.7  (g) | |
| Warrant - search - dialed number recorder | | 312(L) | | 2.2.7  (g) | |
| Warrant transmission data recorder informant must have reasonable grounds | | 312(L) | | 2.2.7 (g) | |
| Warrant - search - transmission data recorder | | 312(L) | | 2.2.7 (g) | |
| Certiorari - quash search warrant (only available where OCJ issued warrant) - R v Garofoli | | 312(R) | | 2.2.8  (a) | |
| Appeal - search warrant - NO APPEAL, but review - certiorary - R v Garofoli | | 312(R) | | 2.2.8  (a) | |
| Motion - quash search warrant - certiorari - R v Garofoli | | 312(R) | | 2.2.8  (a) | |
| Search warrant - quash - certiorari - R v Garofoli | | 312(R) | | 2.2.8  (a) | |
| Search warrant - review - certiorari - R v Garofoli | | 312(R) | | 2.2.8  (a) | |
| Quash search warrant application | | 312(R) | | 2.2.8 (a) | |
| Extraordinary remedies - certiorari | | 312(R) | | 2.2.8 (a) | |
| Service - quash search warrant - certiorari - R v Garofoli | | 312(R) | | 2.2.8  (a) | |
| Warrant - search - quash - certiorari - R v Garofoli | | 312(R) | | 2.2.8 (a) | |
| Confidential informers - motion to quash search warrant - certiorary - R v Garofoli | | 312(R) | | 2.2.8  (a) | |
| Court services manager - notice - re quash search warrant - certiorary - R v Garofoli | | 312(R) | | 2.2.8  (a) | |
| Affidavit - quash search warrant - certiorari - R v Garofoli | | 312(R)-313(L) | | 2.2.8  (a) | |
| Cross-examination - quashing search warrant - no right to cross-examine officer - certiorari - R v Garofoli | | 312(R)-313(L) | | 2.2.8  (a) | |
| Cross-examine on affidavit of defence - quashing search warrant - certiorari - R v Garofoli | | 312(R)-313(L) | | 2.2.8  (a) | |
| Motion to quash search warrant - Cross-examination on affidavit - certiorari - R v Garofoli | | 312(R)-313(L) | | 2.2.8  (a) | |
| Motion to quash search warrant - notice to court services manager - certiorari - R v Garofoli | | 312(R)-313(L) | | 2.2.8  (a) | |
| Notice - motion to quash search warrant - court services manager - certiorari - R v Garofoli | | 312(R)-313(L) | | 2.2.8  (a) | |
| search warrant - motion to quash - confidential informers - certiorari - R v Garofoli | | 312(R)-313(L) | | 2.2.8  (a) | |
| Search warrant - motion to quash - cross-examination on affidavit - certiorari - R v Garofoli | | 312(R)-313(L) | | 2.2.8  (a) | |
| Search warrant - quash - where SCJ issued warrant - certiorari - R v Garofoli | | 312(R)-313(L) | | 2.2.8  (a) | |
| Warrant - search - quash - where SCJ issued warrant - certiorari - R v Garofoli | | 312(R)-313(L) | | 2.2.8  (a) | |
| R v Garofoli - no right to examine officer who swore info - motion to quash | | 313(L) | | 2.2.8 (a) | |
| Motion to quash search warrant - confidential informers - certiorari - R v Garofoli | | 313(L) | | 2.2.8  (a) | |
| Search Warrant - ss. 8, 24(2) *Charter* | | 313(L) | | 2.2.8  (b) | |
| Warrant - ss. 8, 24(2) *Charter* | | 313(L) | | 2.2.8  (b) | |
| Charter ss. 8, 24(2) - quashing search warrant | | 313(L) | | 2.2.8 (b) | |
| Quashing search warrant - Charter ss. 8, 24(2) | | 313(L) | | 2.2.8 (b) | |
| Search - without warrant - allowed when | | 313(L) | | 2.3 | |
| Warrantless - search powers | | 313(L) | | 2.3 | |
| Without warrant - search | | 313(L) | | 2.3 | |
| Investigation - consent to search (voluntary and informed) - R v Wills | | 313(L-R) | | 2.3.1 | |
| Consent searches - R v Wills | | 313(L-R) | | 2.3.1 | |
| Search - with consent | | 313(L-R) | | 2.3.1 | |
| Privacy legislation (exceptions) - search warrant | | 313(R) | | 2.3.2 | |
| Search warrant - privacy legislation (exceptions) | | 313(R) | | 2.3.2 | |
| Exceptions to privacy legislation | | 313(R) | | 2.3.2 | |
| Freedom of Information and Protection of Privacy Act - exceptions | | 313(R) | | 2.3.2 | |
| R v Golden - search incident to arrest - no bodily samples - BUT R v Saeed allowed penile swab | | 313(R)-(L) | | 2.3.3. | |
| Arrest - search incident to arrest - R v Golden and R v Saeed - R v Fearon - four conditions for cellphone search | | 313(R)-314(L) | | 2.3.3 | |
| Search - incident to arrest - R v Golden and R v Saeed - R v Fearon - four conditions for cellphone search | | 313(R)-314(L) | | 2.3.3 | |
| Search - strip - R v Golden and R v Saeed- R v Fearon - four conditions for cellphone search | | 313(R)-314(L) | | 2.3.3 | |
| R v Saeed - allowed penile swab - search incident to arrest | | 313(R)-314(L) | | 2.3.3 | |
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| Cell phone search - R v Fearon - 4 conditions | | 314(L) | | 2.3.3 | |
| Investigation - investigative detention - search incident to - R v Mann | | 314(L) | | 2.3.4 | |
| R v Mann - investigative detention - evidence admissible if search ensured safety of officer/public | | 314(L) | | 2.3.4 | |
| Search - incident to investigative detention - R v Mann | | 314(L) | | 2.3.4 | |
| Carding - Collection of Identifying Information in Certain Circumstances - Jan 1, 2017 | | 314(L-R) | | 2.3.4 | |
| Collection of Identifying Information in Certain Circumstances - police carding - Jan 1, 2017 | | 314(L-R) | | 2.3.4 | |
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| Carding - exceptions (ss. 5(1), 6(1)) | | 314(R) | | 2.3.4 | |
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| Exigent Circumstances - plain view doctrine | | 315(L) | | 2.3.5 | |
| Plain view doctrine - exigent circumstances | | 315(L) | | 2.3.5 | |
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| R v Spindloe - plain view doctrine | | 315(L) | | 2.3.5 | |
| R v Fawthrop - plain view doctrine | | 315(L) | | 2.3.5 | |
| R v Jones - plain view doctrine | | 315(L) | | 2.3.5 | |
| Breath sample - reasonable excuse - s. 254 Code | | 315(L) | | 2.3.6 | |
| Investigation - breath tests - refusing - reasonable excuse - s. 254 Code | | 315(L) | | 2.3.6 | |
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| Investigation - blood test - no consent - s. 254 Code | | 315(L-R) | | 2.3.7 | |
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| Right to counsel - search - if detained - warrantless - s. 10(b) *Charter* | | 315(R) | | 2.3.8 | |
| Search - without warrant - right to counsel - warrantless - s. 10(b) *Charter* | | 315(R) | | 2.3.8 | |
| Strip search - search and right to counsel - warrantless - s. 10(b) *Charter* | | 315(R) | | 2.3.8 | |
| Charter 10(b) - Right to counsel | | 315(R) | | 2.3.8 | |
| Production order - compels a person to bring evidence | | 315(R) | | 3 | |
| Third party evidence - production order | | 315(R) | | 3 | |
| Production order - s. 487.012 Code - production of items to police - not by someone under CC investigation | | 315(R)-316(L) | | 3.1 | |
| Production order - s. 487.013 Code - production by financial institutions of financial or commercial information | | 315(R)-316(L) | | 3.1 | |
| Production order - signed by | | 315(R)-316(L) | | 3.1 | |
| Third party evidence - production order | | 315(R)-316(L) | | 3.1 | |
| Documents - evidence - third party - production order | | 315(R)-316(L) | | 3.1 | |
| Evidence - third party information - production order | | 315(R)-316(L) | | 3.1 | |
| Compelled evidence (two main categories) - production order | | 316(L-R) | | 3.2 | |
| Computers - data - compelling production | | 316(L-R) | | 3.2 | |
| Production order - types of evidence that can be compelled: (1) documents/data or (2) new documents prepared based on documents in existence | | 316(L-R) | | 3.2 | |
| Tracking data - production order | | 316(R) | | 3.2 | |
| Transmission data - production order | | 316(R) | | 3.2 | |
| Production order - when it will be made - s. 487.014(2) Code | | 316(R) | | 3.3 | |
| Production order - criteria | | 316(R) | | 3.3 | |
| Production order - failure to comply - enforcement | | 316(R) | | 3.4 | |
| Production order - enforcement | | 316(R) | | 3.4 | |
| Failure to comply - with production order - s. 487.0198 Code (maximum fine of $250,000 and/or 6 months prison) | | 316(R) | | 3.4 | |
| Production order - enforcement - penalty for failure to comply - s. 487.0198 Code (maximum fine of $250,000 and/or 6 months prison) | | 316(R) | | 3.4 | |
| Production order - failure to comply - s. 487.0198 Code (maximum fine of $250,000 and/or 6 months prison) | | 316(R) | | 3.4 | |
| Enforcement - Production order - s. 487.0198 Code (maximum fine of $250,000 and/or 6 months prison) | | 316(R) | | 3.4 | |
| Proceeds of crime - special search warrant - definition - part XII.2 of CODE - designated offence - s. 462.31 Code | | 316(R) | | 4 | |
| Bank account - proceeds of crime - designated offence (s. 462.31 Code) | | 316(R) | | 4 | |
| Proceeds of crime - search warrant (ordinary warrant under s. 487 Code not applicable) - designated offence - s. 462.31 Code | | 316(R) | | 4 | |
| Intangibles - proceeds of crime - seizure | | 316(R) | | 4 | |
| Proceeds of crime (designated offences) | | 316(R) | | 4 | |
| Seizure - intangibles (bank accounts) - when proceeds of crime - designated offence - s. 462.31 Code | | 316(R) | | 4 | |
| Warrant - search - included in - items to be seized - intangibles - designated offence - s. 462.31 Code | | 316(R) | | 4 | |
| Camera - in - property seizure and legal fees - interest in property - s. 462.34 Code | | 317(L) | | 4.1 | |
| Freeze and seize assets - interest in property - s. 462.34 Code | | 317(L) | | 4.1 | |
| Search - seize and freeze assets - interest in property (seized or frozen) - s. 462.34 Code | | 317(L) | | 4.1 | |
| Seizure - proceeds of crime - interest in property (seized or frozen) - s. 462.34 Code | | 317(L) | | 4.1 | |
| Seizure - seize and freeze order - interest in property (seized or frozen) - s. 462.34 Code | | 317(L) | | 4.1 | |
| Seizure - legal fees - interest in property (seized or frozen) - s. 462.34 Code | | 317(L) | | 4.1 | |
| Laundering - proceeds of crime, lawyer - willful blindness | | 317(L) | | 4.2 | |
| Lawyer - accepts proceeds of a crime - willful blindness | | 317(L) | | 4.2 | |
| Lawyer - laundering offence | | 317(L) | | 4.2 | |
| Proceeds of crime - lawyer accepting - willful blindness | | 317(L) | | 4.2 | |
| Seizure - lawyer trust account - when proceeds of crime - willful blindness | | 317(L) | | 4.2 | |
| Highway Traffic Act - questioning suspects - R v Singh | | 317(R) | | 5.1 | |
| Investigating suspects - non-detention - R v Singh | | 317(R) | | 5.1 | |
| Police questioning - Highway Traffic Act - R v Singh | | 317(R) | | 5.1 | |
| Questioning suspects - Highway Traffic Act - R v Singh | | 317(R) | | 5.1 | |
| Questioning suspects - obstructing justice - R v Singh | | 317(R) | | 5.1 | |
| Silence - right to remain silent - R v Singh | | 317(R) | | 5.1 | |
| Obstruction of justice / police officer - R v Singh | | 317(R) | | 5.1 | |
| R v Singh - police may ask questions - right to silence  SEE ALSO: Right to silence | | 317(R)  320(R) | | 5.1  5.3.5 | |
| Voluntary confession | | 317(R)-318(L) | | 5.2 | |
| Voluntary Statement | | 317(R)-318(L) | | 5.2 | |
| Voluntariness - four factors (inducements or threats, operating mind, oppressive circumstances, police trickery) - R v Oickle | | 317(R)-318(L) | | 5.2 | |
| R v Oickle - factors for voluntariness | | 318(L) | | 5.2 | |
| Charter s. 7 - principle against self incrimination – R v White | | 318(L) | | 5.2 | |
| R v White - self-incrimination | | 318(L) | | 5.2 | |
| Detention - rights and duties - s. 10(a)-(b) *Charter* - reasons and counsel | | 318(L) | | 5.3 | |
| Questioning suspects - on arrest or “detention” - s. 10(a)-(b) *Charter* - reasons and counsel | | 318(L) | | 5.3 | |
| Questioning upon arrest or detention - s. 10(a)-(b) *Charter* - reasons and counsel | | 318(L) | | 5.3 | |
| Arrest - rights upon - s. 10(a)-(b) *Charter* - reasons and counsel | | 318(L) | | 5.3 | |
| Charter s. 10(a)-(b) - reasons for arrest and counsel | | 318(L) | | 5.3 | |
| Detention - psychological – R v Therens | | 318(L) | | 5.3.1 | |
| R v Therens - psychological detention - s. 10 Charter | | 318(L) | | 5.3.1 | |
| Pre-trial detention - when detained | | 318(L-R) | | 5.3.1 | |
| Detention - R v Grant - when detained | | 318(L-R) | | 5.3.1 | |
| R v Grant - Detention | | 318(L-R) | | 5.3.1 | |
| Detention - at police station - not under arrest | | 318(R) | | 5.3.1 | |
| Racial profiling - detention - R v Richards; R v Brown - contrary to s. 9 Charter | | 318(R)-319(L) | | 5.3.2 | |
| Detention - racial profiling - R v Richards; R v Brown -contrary to s. 9 Charter | | 318(R)-319(L) | | 5.3.2 | |
| Arrest without warrant | | 319(L) | | 5.3.3 | |
| Arrest - can be made with reasonable force (R v Ansante-Mensah) | | 319(L) | | 5.3.3 | |
| Arrest - Definition - with and without warrant | | 319(L-R) | | 5.3.3 | |
| Arrest - right to counsel - s. 10(b) *Charter* and R vManninen (guidelines re: right to counsel) | | 319(R)-320(L) | | 5.3.4 | |
| Right to counsel - adult - informational components - Brydges *-* duty counsel/legal aid - s. 10(b) *Charter* and R v Manninen (guidelines re: right to counsel) | | 319(R)-320(L) | | 5.3.4 | |
| Right to counsel - due diligence by accused - onus on accused - s. 10(b) *Charter* and R vManninen (guidelines re: right to counsel) | | 319(R)-320(L) | | 5.3.4 | |
| Right to counsel - exceptions - motorist - roadside screening test - roadside sobriety test - responding to questions re: sobriety | | 319(R)-320(L) | | 5.3.4 | |
| Right to counsel - implementing - adult - R v Manninen | | 319(R)-320(L) | | 5.3.4 | |
| Right to counsel - implementation guidelines - adult | | 319(R)-320(L) | | 5.3.4 | |
| Right to counsel - onus on accused - s. 10(b) *Charter* and R v Manninen (guidelines re: right to counsel) | | 319(R)-320(L) | | 5.3.4 | |
| Charter s. 10(b) - right to counsel - R v Manninen | | 319(R)-320(L) | | 5.3.4 | |
| R v Brydges - additional police duty - s. 10(b) Charter - Legal aid | | 320(L) | | 5.3.4 | |
| Charter s. 10(b) - additional police duty - R v Brydges - legal aid | | 320(L) | | 5.3.4 | |
| Charter s. 10(b) - reasonable time - must call another lawyer (R v Willier) | | 320(R) | | 5.3.4 | |
| Right to counsel - nature of investigation changes - circumstances where accused can speak with counsel again - no duty on police to stop questioning - R v Singh | | 320(R) | | 5.3.5 | |
| Right to counsel - no right to have counsel present - no duty on police to stop questioning - R v Singh | | 320(R) | | 5.3.5 | |
| Right to counsel - re-advising - circumstances - no duty on police to stop questioning unless - R v Singh | | 320(R) | | 5.3.5 | |
| Right to remain silent - no duty on police to stop questioning - R v Singh | | 320(R) | | 5.3.5 | |
| Advising on the right to silence - no duty on police to stop questioning - R v Singh | | 320(R) | | 5.3.5 | |
| Silence - right to silence - no duty on police to stop questioning - R v Singh | | 320(R) | | 5.3.5 | |
| Questioning - no additional request to counsel unless - R v Sinclair; R v McCrimmon | | 321(L) | | 5.3.5 | |
| Confession - undercover cop in prison cell - no duty on police to stop questioning - R v Singh | | 321(L-R) | | 5.3.5 | |
| Informant - confession | | 321(L-R) | | 5.3.5 | |
| Inmate - cell informant | | 321(L-R) | | 5.3.5 | |
| Undercover police officer - confession - | | 321(L-R) | | 5.3.5 | |
| Police - undercover in prison cell | | 321(L-R) | | 5.3.5 | |
| Evidence - obtained by inmate who is an undercover police officer | | 321(L-R) | | 5.3.5 | |
| Undercover cop - in prison cell - R v Hebert | | 321(L-R) | | 5.3.5 | |
| Questioning - young offender - rights - s. 146 YCJA | | 321(R) | | 5.4 | |
| Questioning - young offender - waiver must be recorded - rights - s. 146 YCJA | | 321(R) | | 5.4 | |
| Right to counsel - young person - rights - s. 146 YCJA | | 321(R) | | 5.4 | |
| Young offender - questioning | | 321(R) | | 5.4 | |
| Young person - questioning - inform rights - rights - s. 146 YCJA | | 321(R) | | 5.4 | |
| Youth Criminal Justice Act - questioning | | 321(R) | | 5.4 | |
| YCJA - questioning | | 321(R) | | 5.4 | |
| Inference - adverse - not participating in line up - advice - R v Ross | | 321(R)-322(L) | | 6.1 | |
| Investigation - line up - adverse inference re not participating - advice - R v Ross | | 321(R)-322(L) | | 6.1 | |
| Investigation - line up - advice - R v Ross | | 321(R)-322(L) | | 6.1 | |
| Investigation - line up - no obligation to participate - advice - R v Ross | | 321(R)-322(L) | | 6.1 | |
| Investigation - lineup - right to counsel - advice - R v Ross | | 321(R)-322(L) | | 6.1 | |
| Line up | | 321(R)-322(L) | | 6.1 | |
| Line up - adverse inference re not participating - advice - R v Ross | | 321(R)-322(L) | | 6.1 | |
| Line up - no legal obligation to participate - advice - R v Ross | | 321(R)-322(L) | | 6.1 | |
| Right to counsel - line-up - advice - R v Ross | | 321(R)-322(L) | | 6.1 | |
| Fingerprints - power to obtain - s. 2; s. 501(3) Code | | 322(L) | | 6.2 | |
| Investigation - fingerprints - s. 2; s. 501(3) Code | | 322(L) | | 6.2 | |
| Search - fingerprints - s. 2; s. 501(3) Code | | 322(L) | | 6.2 | |
| Identification of Criminals Act - fingerprints | | 322(L) | | 6.2 | |
| Bodily sample - after sobriety test - s. 254 Code | | 322(R) | | 6.3 | |
| Investigation - sobriety test - operated MV in preceding 3 hours | | 322(R) | | 6.3 | |
| Roadside screening test - sobriety tests - not admissible in court - s. 254 Code | | 322(R) | | 6.3 | |
| Roadside sobriety test - Highway Traffic Act - s. 254 Code | | 322(R) | | 6.3 | |
| Sobriety test - roadside screening test - not admissible in court - s. 254 Code | | 322(R) | | 6.3 | |
| Sobriety test - admissibility - s. 254 Code | | 322(R) | | 6.3 | |
| Sobriety test - bodily sample - s. 254 Code | | 322(R) | | 6.3 | |
| Confession - use of polygraph test | | 322(R) | | 6.4 | |
| Investigation - lie detector test | | 322(R) | | 6.4 | |
| Lie-detector test | | 322(R) | | 6.4 | |
| Polygraph test | | 322(R) | | 6.4 | |
| Pre-trial release | | 323(L) | | 1 | |
| Release - pre-trial | | 323(L) | | 1 | |
| Arrest - with or without warrant - release by police | | 323(L) | | 2 | |
| Criteria - keep suspect in custody | | 323(L) | | 2 | |
| Detain - pre-trial (after charge laid) | | 323(L) | | 2 | |
| Pre-trial release - grounds to detain | | 323(L) | | 2 | |
| Release - pre-trial release the accused by police | | 323(L) | | 2 | |
| Release by police - after arrest/charge | | 323(L) | | 2 | |
| Appearance Notice - least serious cases | | 323 (L) | | 2.1 | |
| Summons - appearance notice - least serious cases | | 323(L) | | 2.1 | |
| Officer in Charge - release by police | | 323(R) | | 2.2 | |
| Pre-trial release - by “officer in charge” | | 323(R) | | 2.2 | |
| Pre-trial release - by peace officer - with summons | | 323(R) | | 2.2 | |
| Pre-trial Release - Recognizance - acknowledgement debt to Crown max $500 - s. 499(1) Code | | 323(R) | | 2.2 | |
| Recognizance - pre-trial release - acknowledgement debt to Crown max $500 - s. 499(1) Code | | 323(R) | | 2.2 | |
| Pre-trial release - Promise to appear | | 323(R) | | 2.2 | |
| Promise to appear - pre-trial release | | 323(R) | | 2.2 | |
| Pre-trial release - Undertaking - conditions | | 323(R)-324(L) | | 2.2 | |
| Undertaking - Pre-trial release - conditions | | 323(R)-324(L) | | 2.2 | |
| Undertaking - Failure to comply - criminal offence - s. 145(5.1) Code | | 324(L) | | 2.2 | |
| Bail - Charter | | 324(L-R) | | 3 | |
| Charter - right to “reasonable bail” - s. 11(e) *Charter* | | 324(L-R) | | 3 | |
| Pre-trial release - by judge | | 324(L-R) | | 3 | |
| Pre-trial release - right to “reasonable bail” - s. 11(e) *Charter* | | 324(L-R) | | 3 | |
| Reasonable bail - s. 11(e) *Charter* - definition | | 324(L-R) | | 3 | |
| Judicial interim release - bail - 11(e) Charter | | 324(L-R) | | 3 | |
| Accused - first appearance before justice - within 24 hours | | 324(R) | | 3.1 | |
| Arrest - first appearance after | | 324(R) | | 3.1 | |
| Arrest - right to appear before a justice - within 24 hours | | 324(R) | | 3.1 | |
| Pre-trial release - appearance before Justice - within 24 hours | | 324(R) | | 3.1 | |
| Time limit - appearance before judge after arrest (24 hours) | | 324(R) | | 3.1 | |
| Bail - initial appearance of accused before justice | | 324(R) | | 3.1 | |
| Appear before justice - within 24 hours - unreasonable delay | | 324(R) | | 3.1 | |
| Delay - initial appearance before justice within 24 hours | | 324(R) | | 3.1 | |
| Bail - hearing - right to - non-s. 469 Code offence | | 324(R) | | 3.2 | |
| Bail - hearing - right to - s. 469 Code offence [none] [must bring application] | | 324(R) | | 3.2 | |
| Release - Non s. 469 Code offenders | | 324(R) | | 3.2 | |
| Adjournment - bail hearing | | 324(R) | | 3.2 | |
| Bail - hearing - adjournment - order prohibiting communication | | 324(R) | | 3.2 | |
| Bail - hearing - non-s. 469 Code offence | | 324(R) | | 3.2 | |
| Bail - hearing - non-s. 469 Code - detention - onus on crown | | 325(L) | | 3.2.1 | |
| Onus – on the prosecutor – bail hearing – least onerous | | 325(L) | | 3.2.1 | |
| Bail - non-resident - reverse onus (s. 515(6)(b) Code) | | 325(L) | | 3.2.2 | |
| Offence - terrorism (s. 515(6)(iii) Code) - reverse onus - bail hearing | | 325(L) | | 3.2.2 | |
| Terrorism - bail hearing - reverse onus | | 325(L) | | 3.2.2 | |
| Bail - hearing - reverse onus - s. 515(6) Code | | 325(L-R) | | 3.2.2 | |
| Bail - hearing - Onus - reverse onus - non-s. 469 Code | | 325(L-R) | | 3.2.2 | |
| Bail - hearing - reverse onus - non-s. 469 Code | | 325(L-R) | | 3.2.2 | |
| Offence - bail hearing - reverse onus offences - non-s. 469 Code | | 325(L-R) | | 3.2.2 | |
| Non-resident - bail hearing - reverse onus - R v Pearson | | 325(L-R) | | 3.2.2 | |
| Bail hearing - standard of proof - balance of probabilities | | 325(L-R) | | 3.2.2 | |
| Constitution - reverse onus - R v Pearson (reverse onus valid) | | 325(R) | | 3.2.2 | |
| Standard of proof - bail hearing - balance of probabilities | | 325(R) | | 3.2.2 | |
| Bail - hearing - show cause hearing | | 325(R) | | 3.2.3 | |
| Show cause hearing - Bail | | 325(R) | | 3.2.3 | |
| Bail - hearing - grounds for detention s.515(10) Code | | 325(R)-326(L) | | 3.2.3(a) | |
| Bail - hearing - grounds for detention of accused (Primary, secondary, tertiary) s.515(10) Code | | 325(R)-326(L) | | 3.2.3(a) | |
| Bail - hearing - release / detention - criteria for s.515(10) Code | | 325(R)-326(L) | | 3.2.3(a) | |
| Criteria - for detention - bail hearing - s.515(10) Code | | 325(R)-326(L) | | 3.2.3(a) | |
| Detention - bail hearing - grounds for - s.515(10) Code | | 325(R)-326(L) | | 3.2.3(a) | |
| Grounds for detention - bail - s.515(10) Code | | 325(R)-326(L) | | 3.2.3(a) | |
| Grounds for release - bail - three criteria - s. 515(10) Code | | 325(R)-326(L) | | 3.2.3(a) | |
| bail - hearing - grounds for detention - s.515(10) Code | | 325(R)-326(L) | | 3.2.3(a) | |
| Detention - tertiary ground - narrow interpretation - (R v St. Cloud) | | 326(L) | | 3.2.3(a) | |
| Tertiary ground - Detention - narrow interpretation - (R v St. Cloud) | | 326(L) | | 3.2.3(a) | |
| Constitution - Bail hearing - release / detention - criteria for - s. 515 Code - R v Hall | | 326(L) | | 3.2.3(a) | |
| Bail - hearing - testimony - no oath | | 326(L) | | 3.2.3(b) | |
| Bail - hearing - evidence at (relaxed rules) | | 326(L-R) | | 3.2.3(b) | |
| Questioning - bail hearing - evidence (relaxed rules) | | 326(L-R) | | 3.2.3(b) | |
| Bail - hearing - procedure - s. 518(1)(d) Code | | 326(L-R) | | 3.2.3(b) | |
| Evidence - hearsay - bail hearing, allowed | | 326(R) | | 3.2.3(b) | |
| Hearsay - bail hearing, allowed - s. 518(1)(e) Code | | 326(R) | | 3.2.3(b) | |
| Bail - Hearing - preparing for | | 326(R)-327(L) | | 3.2.3(c) | |
| Bail - hearing - conducting hearing | | 326(R)-327(L) | | 3.2.3(c) | |
| Surety - bail | | 327(L) | | 3.2.3(c) | |
| Bail - hearing - publication ban on - s. 517 Code | | 327(L) | | 3.2.3(d) | |
| Order restricting publication - s. 517 Code | | 327(L) | | 3.2.3(d) | |
| Publication - ban - bail hearing - s. 517 Code | | 327(L) | | 3.2.3(d) | |
| Restricting publication - s. 517 Code | | 327(L) | | 3.2.3(d) | |
| Publication ban - bail hearing | | 327(L) | | 3.2.3(d) | |
| Publication ban - bail hearing - when accused requests under 517 Code justice must make it | | 327(L) | | 3.2.3(d) | |
| Charter - publication ban - bail hearing | | 327(L) | | 3.2.3(d) | |
| Form of release - bail - s. 515(2) Code | | 327(R) | | 3.2.4 | |
| Bail - forms of release | | 327(R) | | 3.2.4 | |
| Form of release - non-resident - s. 515(2) Code | | 327(R) | | 3.2.4 | |
| Non-resident - form of release | | 327(R) | | 3.2.4 | |
| Recognizance - quantum | | 327(R) | | 3.2.4 | |
| quantum - recognizance | | 327(R) | | 3.2.4 | |
| Bail - cash bail | | 327(R) | | 3.2.4 | |
| Bail - hearing - recognizance | | 327(R) | | 3.2.4 | |
| Bail - hearing - undertaking, definition | | 327(R) | | 3.2.4 | |
| Bail money | | 327(R) | | 3.2.4 | |
| Cash bail | | 327(R) | | 3.2.4 | |
| Bail - hearing - sureties | | 327(R)-328(L) | | 3.2.4(a) | |
| Sureties - bail hearing | | 327(R)-328(L) | | 3.2.4(a) | |
| Bail - hearing - cash bail instead of sureties | | 328(L) | | 3.2.4(a) | |
| Custody - accused rendered into custody by surety - s. 767 Code | | 328(L) | | 3.2.4(a) | |
| Indemnification - of sureties (prohibited) s. 139(1) Code | | 328(L) | | 3.2.4(a) | |
| Sureties - cash in lieu of | | 328(L) | | 3.2.4(a) | |
| Sureties - for a fee (prohibited) | | 328(L) | | 3.2.4(a) | |
| Sureties - indemnify (prohibited) s. 139(1) Code | | 328(L) | | 3.2.4(a) | |
| Sureties - relieved of obligation - loses confidence | | 328(L) | | 3.2.4(a) | |
| Sureties - rendering custody of accused by | | 328(L) | | 3.2.4(a) | |
| Sureties - forfeiture of recognizance | | 328(L) | | 3.2.4(a) | |
| Surety - consequences if accused breaches bail | | 328(L) | | 3.2.4(a) | |
| Bail - breach - consequences on surety | | 328(L) | | 3.2.4(a) | |
| Breach - bail - surety | | 328(L) | | 3.2.4(a) | |
| Bail - conditions - possible conditions | | 328(L-R) | | 3.2.4(b) | |
| Bail - conditions - weapons prohibition | | 328(L-R) | | 3.2.4(b) | |
| Bail - hearing - release - conditions attached | | 328(L-R) | | 3.2.4(b) | |
| Conditions - form of release - bail | | 328(L-R) | | 3.2.4(b) | |
| Form of release - conditions | | 328(L-R) | | 3.2.4(b) | |
| Bail - failure to comply - offence - s. 145(3) Code | | 328(R) | | 3.2.4(b) | |
| Failure to comply - bail conditions - offence - s. 145(3) Code | | 328(R) | | 3.2.4(b) | |
| Bail - duration | | 328(R) | | 3.2.4(c) | |
| Bail - duration of release order | | 328(R) | | 3.2.4(c) | |
| Release order - bail - duration | | 328(R) | | 3.2.4(c) | |
| Order - release, bail hearing - duration | | 328(R) | | 3.2.4(c) | |
| Bail - hearing - release - order takes effect, when | | 328(R) | | 3.2.4(c) | |
| Duration - bail | | 328(R) | | 3.2.4(c) | |
| Duration - release order | | 328(R) | | 3.2.4(c) | |
| Bail - hearing - order - duty to give reasons | | 328(R)-329(L) | | 3.2.4(d) | |
| Duty to give reasons - bail decisions | | 328(R)-329(L) | | 3.2.4(d) | |
| Reasons - duty to give - bail decisions | | 328(R)-329(L) | | 3.2.4.(d) | |
| Duty to give reasons - bail decisions - detention due to previous convictions R v Safarzadeh-Markhali | | 328(R)-329(L) | | 3.2.4.(d) | |
| Bail decisions - Duty to give reasons - detention due to previous convictions R v Safarzadeh-Markhali | | 328(R)-329(L) | | 3.2.4.(d) | |
| Bail - review of bail order | | 329(L) | | 3.3 | |
| Order - bail hearing - review | | 329(L) | | 3.3 | |
| Review of bail order | | 329(L) | | 3.3 | |
| Bail decision - Review - application by the accused s. 520 Code | | 329(L) | | 3.3 | |
| Affidavit - application by accused for review of bail hearing (non-s. 469 Code offences) | | 329(L-R) | | 3.3.1(a) | |
| Bail - review of bail order - application materials | | 329(L-R) | | 3.3.1(a) | |
| Application materials - bail | | 329(L-R) | | 3.3.1(a) | |
| Accused - bail review hearing - to be present | | 329(R) | | 3.3.1(b) | |
| Accused - presence - bail review hearing | | 329(R) | | 3.3.1(b) | |
| Bail - review of bail order - accused to be present | | 329(R) | | 3.3.1(b) | |
| Presence of the accused - bail review | | 329(R) | | 3.3.1(b) | |
| Bail review - accused’s presence - if doesn’t attend warrant for arrest (s. 520(5) Code) | | 329(R) | | 3.3.1(b) | |
| Bail - review - prosecutor may adduce evidence | | 329(R) | | 3.3.1(c) | |
| Evidence - bail review - Prosecutor may adduce evidence - test “necessary in the public interest” | | 329(R) | | 3.3.1(c) | |
| Bail - review - adjournment | | 329(R) | | 3.3.1(d) | |
| Adjournment - bail review no more than 3 days if accused in custody unless consent (s. 520(4) Code) | | 329(R) | | 3.3.1(d) | |
| Bail review - powers of judge - 3 situations (St. Cloud) | | 330(L) | | 3.3.1(e) | |
| Powers of judge - bail review - 3 situations (St. Cloud) | | 330(L) | | 3.3.1(e) | |
| Judge powers bail review - 3 situations (St. Cloud) | | 330(L) | | 3.3.1(e) | |
| Bail - review - further application for review | | 330(L) | | 3.3.1(f) | |
| Further application for review - bail - not for 30 days | | 330(L) | | 3.3.1(f) | |
| Bail - review - applicable provisions - s. 517 Code publication bans - s. 518 Code evidence - s. 519 Code release of accused | | 330(L) | | 3.3.1(g) | |
| Bail - review - at request of prosecutor - s. 521 Code | | 330(L) | | 3.3.2 | |
| Prosecutor request - bail review - s. 521 Code | | 330(L) | | 3.3.2 | |
| Bail - review of bail order - review at request of prosecutor - application materials | | 330(L) | | 3.3.2( a) | |
| Bail review by prosecutor - 2 days notice 521(2) Code | | 330(L) | | 3.3.2(a) | |
| Notice bail - review by prosecutor - 2 days before hearing | | 330(L) | | 3.3.2(a) | |
| Bail - warrant of committal (or “order that the accused be detained in custody following the review hearing”) - s. 521(6) Code | | 330(R) | | 3.3.2(b) | |
| Committal - warrant - bail review - s. 521(6) Code | | 330(R) | | 3.3.2(b) | |
| Warrant of committal - bail review - s. 521(6) Code | | 330(R) | | 3.3.2(b) | |
| Interim detention orders - review | | 330(R) | | 3.3.3 | |
| Interim release orders - review | | 330(R) | | 3.3.3 | |
| Release orders - interim - review | | 330(R) | | 3.3.3 | |
| Review of interim detention orders - bail review | | 330(R) | | 3.3.3 | |
| Review of interim release orders - bail review | | 330(R) | | 3.3.3 | |
| s. 469 Code offences - bail | | 330(R)-331(L) | | 3.4 | |
| Bail - hearing - s. 469 Code offences - procedure | | 330(R)-331(L) | | 3.4 | |
| Bail - s. 469 Code offences | | 330(R)-331(L) | | 3.4 | |
| Bail - hearing - 469 Code offences - onus | | 331(L) | | 3.4.1 | |
| Bail - hearing - Onus - reverse onus - s. 469 Code (onus on accused) | | 331(L) | | 3.4.1 | |
| Bail - s. 469 Code offence - options where accused shows cause | | 331(L) | | 3.4.1 | |
| Bail - undertaking or recognizance - s. 469 Code offence | | 331(L) | | 3.4.1 | |
| Onus of proof - detention for s. 469 Code offence | | 331(L) | | 3.4.1 | |
| Onus - 469 offence - bail | | 331(L) | | 3.4.1 | |
| Bail - review - s. 469 Code offence [Court of Appeal, or SCJ judge on consent or trial judge] | | 331(L-R) | | 3.4.2 | |
| Review of order made by judge under s. 522(2) Code | | 331(L-R) | | 3.4.2 | |
| Bail order review - 469 offence | | 331(L-R) | | 3.4.2 | |
| Bail revocation | | 331(R) | | 4 | |
| Revocation of Bail | | 331(R) | | 4 | |
| Bail - revocation - grounds | | 331(R) | | 4 | |
| Bail - Revocation - s. 524 Code - grounds [misconduct (further crime; violation of conditions)] | | 331(R) | | 4 | |
| Arrest - on bail - with or without warrant - s. 524(1) Code | | 331(R) | | 4.1 | |
| Arrest - while out on bail | | 331(R) | | 4.1 | |
| Arrest - while out on bail - with warrant | | 331(R) | | 4.1 | |
| Arresting the accused | | 331(R) | | 4.1 | |
| Bail - arrest while on | | 331(R) | | 4.1 | |
| Bail - arrest while out on - with warrant | | 331(R) | | 4.1 | |
| Bail - arrest while out on - without warrant | | 331(R) | | 4.1 | |
| Bail - revocation - arresting accused | | 331(R) | | 4.1 | |
| Initial hearing before a justice - bail - arrested on bail | | 331(R) | | 4.2 | |
| Offence - s. 469 Code offence - arrested on bail - must appear in SCJ | | 331(R) | | 4.2 | |
| Arrest on bail - initial hearing | | 331(R) | | 4.2 | |
| Initial hearing - arrest on bail | | 331(R) | | 4.2 | |
| Arrest - while out on bail - cancellation hearing - s. 524 Code | | 331(R)-332(L) | | 4.3 | |
| Bail - arrest while out on - cancellation hearing | | 331(R)-332(L) | | 4.3 | |
| Bail - revocation - cancellation hearing | | 331(R)-332(L) | | 4.3 | |
| Bail - revocation - cancellation hearing - review of | | 331(R)-332(L) | | 4.3 | |
| Cancellation hearing | | 331(R)-332(L) | | 4.3 | |
| Revocation of bail - cancellation hearing | | 331(R)-332(L) | | 4.3 | |
| Bail - review - for trial delay if detained | | 332(L) | | 5 | |
| Reviewing detention where accused's trial is delayed | | 332(L) | | 5 | |
| Automatic review - bail | | 332(L) | | 5 | |
| Bail - automatic review - indictable offence - 90 days | | 332(L) | | 5 | |
| Bail - automatic review - summary offence - 30 days | | 332(L) | | 5 | |
| Indictable offences - bail - automatic review - 90 days | | 332(L) | | 5 | |
| Summary offence - bail - automatic review - 30 days | | 332(L) | | 5 | |
| Notice of hearing - bail - review hearing because of delay | | 332(L-R) | | 5.1 | |
| Bail hearing - notice of | | 332(L-R) | | 5.1 | |
| Matters to be considered - bail - review hearing because of delay | | 332(R) | | 5.2 | |
| Trial - unreasonable delay - bail review by reason of delay | | 332(R) | | 5.2 | |
| Unreasonable delay - bail review | | 332(R) | | 5.2 | |
| Release order - bail review hearing by reason of delay | | 332(R) | | 5.3 | |
| Re-arrest of accused - released on bail because of delay in trial time [cancellation hearing] - s. 525(5) Code | | 332(R) | | 5.4 | |
| Direction to expedite trial - bail - review hearing by reason of delay | | 332(R) | | 5.5 | |
| Expedited trial - directions for - bail - review hearing by reason of delay | | 332(R) | | 5.5 | |
| Order to expedite trial - bail - accused in custody | | 332(R) | | 5.5 | |
| Trial - order to expedite | | 332(R) | | 5.5 | |
| Disclosure - benefits of | | 333(L) | | 1 | |
| Charter - disclosure - right of accused | | 333(L) | | 1 | |
| Crown - duty of disclosure - CL & Charter | | 333(L) | | 1 | |
| Crown - disclosure - role - officer of court | | 333(L) | | 1 | |
| Disclosure - constitutional right - full answer & defense - s.7 Charter | | 333(L) | | 1 | |
| Disclosure - general purpose | | 333(L) | | 1 | |
| Disclosure - ongoing obligation on Crown | | 333(L) | | 1 | |
| Disclosure - obligation of the Crown - information in possession or under its control - inculpatory or exculpatory | | 333(R) | | 2 | |
| Disclosure - Crown to disclose - all information relevant to charges - except privileged information | | 333(R) | | 2 | |
| Full disclosure - in advance of preliminary inquiry | | 333(R) | | 2 | |
| Disclosure - Crown duty triggered - by defense request in writing | | 333(R) | | 2 | |
| Form and content of disclosure | | 333(R)- 334(L) | | 2 | |
| Disclosure - Crown withholding or delaying | | 334(L) | | 2 | |
| Evidence examples- typical Crown disclosure | | 334(L) | | 2 | |
| Disclosure - pre-trial conference - discussions - and authority of judge - 60 days before trial | | 334(L) | | 2 | |
| Crown - decision not to disclose - judicially reviewable | | 334(L) | | 2 | |
| Disclosure - application where disagreement on disclosure | | 334(L) | | 2 | |
| Disclosure - form of - where privacy concerns | | 334(L- R) | | 2 | |
| Videotaped evidence - disclosure of | | 334(L-R) | | 2 | |
| Disclosure - CD ROM v hard copy | | 334(R) | | 2 | |
| Disclosure - no cost for basic | | 334(R) | | 2 | |
| Disclosure - electronic media | | 334(R) | | 2 | |
| Disclosure - where payment required | | 334(R) | | 2 | |
| Electronic format - disclosure & large/complex cases | | 334(R) | | 2 | |
| Disclosure - Crown - refuse disclosure if not in its control or possession | | 334(R) | | 3 | |
| Disclosure - Crown need not disclose private information | | 334(R) | | 3 | |
| Disclosure - Crown need not disclose | | 334(R) | | 3 | |
| Disclosure - Onus on Crown to screen for non-disclosure | | 334(R) | | 3 | |
| Privilege - privileged info not to be disclosed  SEE ALSO | | 335(L-R) | | 3 3.2 | |
| Crown - Continuing obligation to disclose - disclosure - relevant information | | 335(L) | | 3.1 | |
| Crown - discharging obligation to disclose - R v Stinchcombe - relevance | | 335(L) | | 3.1 | |
| Disclosure - continuing obligation - from trial to appeal & after proceedings close | | 335(L) | | 3.1 | |
| Disclosure - Crown - witnesses | | 335(L) | | 3.1 | |
| Disclosure - relevance | | 335(L) | | 3.1 | |
| R v Stinchcombe - disclosure | | 335(L) | | 3.1 | |
| Disclosure - privilege - informers - lawyer client | | 335(L-R) | | 3.2 | |
| Privilege - disclosure | | 335(L-R) | | 3.2 | |
| Lawyer-client privilege - disclosure | | 335(L-R) | | 3.2 | |
| Disclosure - privilege - exceptions - innocence at stake - future crime | | 335(R) | | 3.2 | |
| Disclosure - other reasons Crown can delay - protect witness’s safety/ allow investigation to be completed | | 335(R) | | 3.2 | |
| Possession of evidence - third party government agencies - may/may not be under Crown’s control | | 335(R)-336(L) | | 3.3 | |
| Crown duty to disclose - relevant information in possession or control (not privileged) - police obligation to supply Crown | | 335(R)-336(L) | | 3.3 | |
| Disclosure - evidence in possession of Crown | | 335(R)-336(L) | | 3.3 | |
| Relevant information - in control of Crown - duty to preserve | | 335(R)-336(L) | | 3.3 | |
| Possession of the Crown - in the (documents) | | 335(R)-336(L) | | 3.3 | |
| Crown - to explain lost/destroyed evidence - disclosure | | 336(R) | | 3.3 | |
| Disclosure - government agency - Crown may facilitate defense request | | 336(R) | | 3.3 | |
| Crown - to explain lost/destroyed evidence - disclosure | | 336(R) | | 3.3 | |
| Evidence - police lose/fail to disclose - breach | | 336(L) | | 3.4 | |
| Possession of the police - in the (documents) | | 336(L-R) | | 3.4 | |
| Disclosure - defense request to review - agency file from police | | 336(L-R) | | 3.4 | |
| Disclosure - evidence in possession of police - duty to disclose | | 336(L-R) | | 3.4 | |
| Disclosure of police misconduct - is relevant | | 336(L-R) | | 3.4 | |
| Police misconduct records - disclosure triggered | | 336(L-R) | | 3.4 | |
| Breach of accused right - police lose evidence/fail to disclose - remedy | | 336(L-R) | | 3.4 | |
| Request - defence - for additional police investigation | | 336(R) | | 3.4 | |
| Disclosure - Evidence - sexual offences - third party possession - apply ss. 278.1 - 278.91 Criminal Code | | 336(R) | | 3.5 | |
| Sexual offence proceedings - production of evidence - third party records | | 336(R) | | 3.5 | |
| Evidence - sexual offences - production /disclosure - third party records | | 336(R) | | 3.5 | |
| At trial - application for disclosure - third party records | | 336(R) | | 3.5 | |
| Evidence - production - third party records (non-sexual offenses) - procedure is R v O’Connor | | 336(R) | | 3.5 | |
| Evidence - in hands of third party | | 336(R)-337(L) | | 3.5 | |
| Evidence - private records, production of | | 336(R)-337(L) | | 3.5 | |
| Disclosure - evidence - third party record regime | | 336(R)-337(L) | | 3.5 | |
| Disclosure - third party private records | | 336(R)- 337(L) | | 3.5 | |
| Possession of third parties - in the (documents) | | 336(R)- 337(L) | | 3.5 | |
| Third party - evidence in possession of - disclosure | | 336(R)- 337(L) | | 3.5 | |
| Third party - standing, re disclosure - at hearing | | 336(R)-337(L) | | 3.5 | |
| Disclosure - O’Connor application - third party records - test | | 336(R)-337(L) | | 3.5 | |
| O’Connor application - disclosure - third party records | | 336(R)-337(L) | | 3.5 | |
| Third party record application - two-stage test | | 337(L) | | 3.5 | |
| Disclosure - third party records - no privilege if forwarded to Crown | | 337(L) | | 3.5 | |
| Disclosure - s. 278.2 offence - legislation applies | | 337(L) | | 3.5 | |
| Subpoena - defence to serve - third party private records | | 337(L) | | 3.5 | |
| Evidence - O’Connor application - third party records | | 337(L) | | 3.5 | |
| Disclosure - establishing "likely relevance" - 3rd party records - onus on accused | | 337(L) | | 3.5.1 | |
| Relevance - third party records - voir dire | | 337(L) | | 3.5.1 | |
| Third party record application - stage one - likely relevance | | 337(L) | | 3.5.1 | |
| Disclosure - O’Connor - stage 1 | | 337(L) | | 3.5.1 | |
| O’Connor - disclosure - stage 1 | | 337(L) | | 3.5.1 | |
| Stage 1 - disclosure - O’connor | | 337(L) | | 3.5.1 | |
| Stage two - balancing - disclosure of third party records - test | | 337(L-R) | | 3.5.2 | |
| Third party record application - stage two - balancing | | 337(L-R) | | 3.5.2 | |
| Disclosure - balancing - 3rd party records - privacy vs full answer & defense | | 337(L-R) | | 3.5.2 | |
| Sexual offences - production /disclosure of third party records - test under s. 278.2 Criminal Code - additional requirements | | 337(R) | | 3.5.2 | |
| Disclosure - stage 2 - sexual offences | | 337(R) | | 3.5.2 | |
| Police - misconduct unrelated to the incident - disclosure obligations | | 337(R)-338(L) | | 3.5.3 | |
| Serious police misconduct unrelated to the incident - disclosure | | 337(R)-338(L) | | 3.5.3 | |
| Disclosure - serious police misconduct unrelated to the incident | | 337(R)-338(L) | | 3.5.3 | |
| Misconduct of the police - unrelated to the incident -disclosure | | 337(R)-338(L) | | 3.5.3 | |
| Disclosure - testing of exhibits - physical evidence | | 338(L) | | 4 | |
| Exhibits - testing - defence | | 338(L) | | 4 | |
| Expert - testing exhibits | | 338(L) | | 4 | |
| Testing of exhibits - formal application or informal arrangement | | 338(L) | | 4 | |
| Defence - lawyer - due diligence in requesting disclosure | | 338(L) | | 5 | |
| Disclosure - ensuring full and complete - obligation on defence - due diligence & reasonable effort | | 338(L-R) | | 5 | |
| Full and complete disclosure | | 338(L-R) | | 5 | |
| Fishing expedition - by defence counsel - Crown not required to comply | | 338(R) | | 5 | |
| Appeal - late production request - remedy affected - for defence counsel failure to pursue disclosure | | 338(L-R) | | 5 | |
| Disclosure - pretrial conference - resolve issues prior to | | 338(R) | | 5 | |
| Pre-trial conference - disclosure issues - resolve prior to | | 338(R) | | 5 | |
| Charter remedies - non-disclosure | | 338(R) | | 6 | |
| Disclosure - non-disclosure - recall/re-examination of witnesses | | 338(R) | | 6 | |
| Non disclosure - Charter remedies - s. 24.1 | | 338(R) | | 6 | |
| Disclosure - non-disclosure - forum to seek relief - TJ | | 338(R)-339(L) | | 6 | |
| Disclosure - non-disclosure - remedy/relief | | 338(R)-339(L) | | 6 | |
| Crown’s non-disclosure - remedies [adjournment, stay, recall of witnesses, costs award, appeal, disclosure order, exclusion of evidence] | | 338(R)-339(L) | | 6 | |
| Disclosure - defence - consequence of non disclosure | | 338(R)-339(L) | | 6 | |
| Disclosure - failure to disclose - consequences of non-disclosure | | 338(R)-339(L) | | 6 | |
| Disclosure - non-disclosure - remedies when discovered | | 338(R)-339(L) | | 6 | |
| Disclosure - non-disclosure - adjournment | | 339(L) | | 6 | |
| Adjournment - remedy for non-disclosure | | 339(L) | | 6 | |
| Disclosure - non-disclosure - mistrial | | 339(L) | | 6 | |
| Extraordinary remedy - exclusion of evidence - non disclosure - renders trial process unfair | | 339(L) | | 6 | |
| Crown - lost evidence - disclosure - remedies - stay of proceedings | | 339(L) | | 6 | |
| Appeal - fresh evidence & crown breach of disclosure obligations | | 339(L) | | 6 | |
| Costs award - non disclosure, late disclosure -egregious misconduct or negligence | | 339(L) | | 6 | |
| Disclosure - lost or destroyed evidence by crown | | 339(L) | | 6 | |
| Disclosure - non-disclosure - discovered after conviction - test on appeal | | 339(L) | | 6 | |
| Fresh evidence & crown breach of disclosure obligations | | 339(L) | | 6 | |
| Non-disclosure - test on appeal | | 339(L) | | 6 | |
| Non-disclosure by Crown - discovered after conviction - test on appeal | | 339(L) | | 6 | |
| Stay of proceedings - non disclosure of evidence | | 339(L) | | 6 | |
| Disclosure - 30 days notice for expert evidence - s. 657.3(3) Criminal Code | | 339(L) | | 7 | |
| Defence - additional disclosure obligations - for expert evidence | | 339(L-R) | | 7 | |
| Disclosure - defence disclosure | | 339(L-R) | | 7 | |
| Disclosure - reciprocal disclosure | | 339(L-R) | | 7 | |
| Reciprocal disclosure | | 339(L-R) | | 7 | |
| Disclosure - reciprocal disclosure - defence disclosure of case | | 339(R) | | 7 | |
| Expert - defence disclosure - failure to comply | | 339(R) | | 7 | |
| Alibi - disclosure of | | 339(R) | | 7 | |
| Defence - alibi - disclosure | | 339(R) | | 7 | |
| Disclosure - alibi - when to be disclosed | | 339(R) | | 7 | |
| Disclosure - defence obligations - arguments re: Charter and sexual history of complainant | | 339(R) | | 7 | |
| Evidence - lawyer duty with respect to physical evidence (cannot conceal) | | 339(R) | | 7 | |
| Advantages - preliminary inquiry | | 341(L) | | 1 | |
| Benefits/purpose - of preliminary inquiry | | 341(L) | | 1 | |
| Preliminary hearing  SEE preliminary inquiry | | 341(L) | | 1 | |
| Preliminary inquiry - benefits of - discovery tool | | 341(L) | | 1 | |
| Preliminary inquiry - evidence from it admissible at trial when witness died or can’t testify s. 715 Criminal Code | | 341(L) | | 1 | |
| Preliminary inquiry - purpose - facilitate resolution | | 341(L) | | 1 | |
| Preliminary hearing - at SCJ by Crown or Defence request (s. 536(4) Code) - available where | | 341(L-R) | | 2 | |
| Preliminary hearing - no request - or one of multiple accused request | | 341(L-R) | | 2 | |
| Preliminary inquiry - availability - at SCJ by Crown or defence request (s. 536(4) Code) | | 341(L-R) | | 2 | |
| Statement of issues - doesn’t apply to unrepresented persons (Gallant, LeBlanc and Steeves v R) - prelim | | 341(R) | | 3 | |
| Preliminary Inquiry - Statement of issues - doesn’t apply to unrepresented persons (Gallant, LeBlanc and Steeves v R) | | 341(R) | | 3 | |
| Focus hearing - preliminary inquiries - where no statement of issues/witnesses filed | | 341(R)-342(L) | | 3 | |
| Preliminary inquiry - Focus Hearing | | 341(R)-342(L) | | 3 | |
| Preliminary inquiry - Focus Hearing - under party's request | | 341(R)-342(L) | | 3 | |
| Statement of issues and witnesses - preliminary inquiry | | 341(R)-342(L) | | 3 | |
| Witness for discovery - evidence taken outside of preliminary hearing - cannot be done for complainants in cases of violence, OR child witnesses | | 342(L) | | 3.1 | |
| Preliminary inquiry - discovery | | 342(L) | | 3.1 | |
| Discovery - preliminary inquiry | | 342(L) | | 3.1 | |
| Application - publication ban (prelim inquiry) | | 342(L-R) | | 4.1 | |
| Preliminary inquiry - defence order - for exclusion of witnesses | | 342(L-R) | | 4.1 | |
| Preliminary inquiry - publication ban - s. 539 Criminal Code | | 342(L-R) | | 4.1 | |
| Publication ban - at preliminary inquiry - defence request | | 342(L-R) | | 4.1 | |
| Accused - absent at prelim inquiry | | 342(R) | | 4.1 | |
| Preliminary inquiry - accused present or absent | | 342(R) | | 4.1 | |
| Preliminary inquiry - disclosure - hearing justice no power to order disclosure or particulars s. 587 Criminal Code | | 342(R) | | 4.1 | |
| Preliminary inquiry - commencement of - crown calls witnesses - s. 540 Criminal Code | | 342(R) | | 4.2 | |
| Preliminary inquiry - evidence admissible at inquiry that would otherwise be inadmissible at trial - s. 540(7) Criminal Code | | 342(R) | | 4.2 | |
| Conduct - preliminary hearing | | 342(R)-343(L) | | 4.2 | |
| Evidence - admissibility rules - preliminary inquiry | | 342(R)-343(L) | | 4.2 | |
| Evidence - preliminary inquiry | | 342(R)-343(L) | | 4.2 | |
| Preliminary hearing - powers of justice - s. 537 Criminal Code | | 342(R)-343(L) | | 4.2 | |
| Preliminary inquiry - witnesses - compel attendance | | 342(R)-343(L) | | 4.2 | |
| Preliminary inquiry - process of hearing | | 342(R)-343(L) | | 4.2 | |
| Right to cross-examination - accused - preliminary inquiry | | 343(L) | | 4.2 | |
| Preliminary inquiry - cross examine - exceptions | | 343(L) | | 4.2 | |
| Cross examination - preliminary inquiry - exceptions | | 343(L) | | 4.2 | |
| Witness - cross examination of crown witness - preliminary inquiry | | 343(L) | | 4.2 | |
| R v. Tehrankari - Rule for cross-examination by accused personally - s. 486.3 Criminal Code | | 343(L) | | 4.2 | |
| Preliminary inquiry - R v Tehrankari - cross examination | | 343(L) | | 4.2 | |
| Cross examination - Preliminary inquiry - R v Tehrankari | | 343(L) | | 4.2 | |
| Witness - cross examination of crown witness - preliminary inquiry - by accused personally | | 343(L) | | 4.2 | |
| Commission evidence - preliminary hearing -unavailable witness | | 343(L) | | 4.3 | |
| Preliminary inquiry - commission evidence - unavailable witness | | 343(L) | | 4.3 | |
| Confession - preliminary hearing - publication of confession adduced at preliminary hearing | | 343(L) | | 4.4 | |
| Preliminary inquiry - confession of accused admissible if voluntary BARD - s. 542(1) Criminal Code | | 343(L-R) | | 4.4 | |
| Preliminary hearing - confession of accused admissible if voluntary BARD - s. 542(1) Criminal Code | | 343(L-R) | | 4.4 | |
| Charter - breaches - preliminary inquiry - no jurisdiction to make Charter rulings | | 343(R) | | 4.5 | |
| Charter - evidence - Preliminary inquiry - no jurisdiction to make Charter rulings | | 343(R) | | 4.5 | |
| Charter - jurisdiction - preliminary inquiry justice has NO jurisdiction to make Charter rulings | | 343(R) | | 4.5 | |
| Preliminary Inquiry - Charter remedies - NO jurisdiction to grant - No Charter jurisdiction | | 343(R) | | 4.5 | |
| Preliminary inquiry - accused to call evidence | | 343(R) | | 4.6 | |
| Preliminary inquiry - accused unrepresented s. 541(2) warning - giving testimony | | 343(R) | | 4.6 | |
| Preliminary inquiry - defence witnesses - reasons to call [discovery of Crown witness, preserve evidence of defence witness, discover uncooperative defence witness] | | 343(R) | | 4.6 | |
| Proceedings following the Crown's case | | 343(R) | | 4.6 | |
| Warning - to unrepresented accused - s.541(2) Criminal Code | | 343(R) | | 4.6 | |
| Preliminary inquiry - unrepresented accused - s. 541(2) Code warning | | 343(R) | | 4.6 | |
| Accused - testimony at preliminary inquiry | | 343(R) | | 4.6 | |
| Bail - variation at preliminary inquiry | | 344(L) | | 5.1 | |
| Preliminary inquiry - justice can vary bail order | | 344(L) | | 5.1 | |
| Preliminary inquiry - bail | | 344(L) | | 5.1 | |
| Absconding accused - during preliminary inquiry | | 344(L) | | 5.2 | |
| Accused - absconding during preliminary inquiry | | 344(L) | | 5.2 | |
| Adverse inference - accused absconds during preliminary | | 344(L) | | 5.2 | |
| Preliminary inquiry - accused absconds | | 344(L) | | 5.2 | |
| Preliminary inquiry - waiving the preliminary inquiry | | 344(L) | | 5.3 | |
| Waiver - preliminary hearing - Crown & Accused agree | | 344(L) | | 5.3 | |
| Preliminary inquiry - Order to stand trial | | 344(L) | | 6 | |
| Stand trial - order to | | 344(L) | | 6 | |
| Trial - stand, order to | | 344(L) | | 6 | |
| Test for committal - preliminary inquiry - if circumstantial - limited weighing | | 344(L) | | 6.1 | |
| Committal Test - preliminary inquiry | | 344(L) | | 6.1 | |
| Indictment - committal | | 344(L) | | 6.1 | |
| Order - stand trial - at preliminary hearing | | 344(L) | | 6.1 | |
| Preliminary inquiry - end of hearing - order to stand trial - test for committal | | 344(L) | | 6.1 | |
| Committal - on other offences at preliminary inquiry | | 344(R) | | 6.2 | |
| Order - stand trial - more offences added at preliminary inquiry | | 344(R) | | 6.2 | |
| Preliminary inquiry - additional indictable offences revealed during preliminary hearing | | 344(R) | | 6.2 | |
| Preliminary inquiry - committal on other indictable offences | | 344(R) | | 6.2 | |
| Stand trial - order to - other offences added at preliminary inquiry | | 344(R) | | 6.2 | |
| Trial - stand, order to - other offences added at preliminary inquiry - for hybrid & indictable not purely summary | | 344(R) | | 6.2 | |
| Consequences of a discharge after preliminary inquiry | | 344(R) | | 6.3 | |
| Discharge - consequences of - after preliminary inquiry | | 344(R) | | 6.3 | |
| Discharge after preliminary inquiry - Crown re-lays charges | | 344(R) | | 6.3 | |
| Double jeopardy - re-laying charge after discharge not double jeopardy - maybe abuse of of process | | 344(R) | | 6.3 | |
| Preliminary inquiry - discharge - consequences | | 344(R) | | 6.3 | |
| After committal - prosecutor prepares indictment | | 344(R) | | 7.1 | |
| Preliminary inquiry - proceedings following order to stand trial - accused remanded to SCJ - Crown power to add charges (s. 574(1) Code) | | 344(R) | | 7.1 | |
| Indictment - preliminary inquiry - accused remanded to SCJ - Crown power to add charges (s. 574(1) Code) | | 344(R) | | 7.1 | |
| Preliminary inquiry - transcript of, for defence | | 345(L) | | 7.2 | |
| Stand trial - order to - transcript of preliminary inquiry | | 345(L) | | 7.2 | |
| Transcript - after order to stand trial (preliminary inquiry) | | 345(L) | | 7.2 | |
| Trial - stand, order to - transcript of prelim inquiry | | 345(L) | | 7.2 | |
| Preliminary inquiry - re-election of mode of trial | | 345(L) | | 7.3 | |
| Re-election - after preliminary inquiry - mode of trial - timing (within 14 days) | | 345(L) | | 7.3 | |
| Evidence - preliminary inquiry - may be - admitted at trial | | 345(L) | | 7.4 | |
| Preliminary inquiry - judge discretion to admit evidence - s. 715 Code | | 345(L) | | 7.4 | |
| Judge - discretion - to admit evidence - s. 715 Criminal Code | | 345(L) | | 7.4 | |
| Application - quash order to stand trial (certiorari) | | 345(L-R) | | 8 | |
| Order - stand trial - quashing | | 345(L-R) | | 8 | |
| Preliminary inquiry - quashing the order to stand trial or discharge - exceed jurisdiction- certiorari | | 345(L-R) | | 8 | |
| Quashing the order to stand trial or to discharge the accused - after prelim inquiry | | 345(L-R) | | 8 | |
| Stand trial - order to - quashing | | 345(L-R) | | 8 | |
| Trial - stand, order to - quashing | | 345(L-R) | | 8 | |
| Certiorari - application to quash committal order discharging the accused - after preliminary hearing | | 345(L-R) | | 8 | |
| Certiorari - standard of review when accused committed to trial or discharged | | 345(L-R) | | 8 | |
| Standard of review - certiorari - preliminary decision | | 345(L-R) | | 8 | |
| Witness - competency & compellability | | 347(L) | | 1 | |
| Witness - in a criminal proceeding | | 347(L) | | 1 | |
| Witness - who can be one | | 347(L) | | 1 | |
| Materiality - witness | | 347(L) | | 1.1 | |
| Witness - materiality | | 347(L) | | 1.1 | |
| Accused - testify in own defence - competent not compellable | | 347(L) | | 1.2 | |
| Accused - testimony | | 347(L) | | 1.2 | |
| Accused - witness, as | | 347(L) | | 1.2 | |
| Witness - accused, as | | 347(L) | | 1.2 | |
| Derivative evidence - co-accused - s.7 Charter | | 347(L) | | 1.3 | |
| Co-accused - testimony, use of - s. 5(2) CEA & s. 13 Charter | | 347(L) | | 1.3 | |
| Witness - co-accused, as - when tried separately | | 347(L) | | 1.3 | |
| Co-accused - as witness | | 347(L-R) | | 1.3 | |
| Cross-examination - co-accused | | 347(L-R) | | 1.3 | |
| Witness - co-accused, as - when tried together | | 347(L-R) | | 1.3 | |
| Common law spouse - as witness - included in s. 4(1) CEA | | 347(R) | | 1.4 | |
| Competent witness - spouse - for defence - s. 4(1) CEA | | 347(R) | | 1.4 | |
| Spouse - witness, as | | 347(R) | | 1.4 | |
| Spouse of the accused - witness | | 347(R) | | 1.4 | |
| Witness - spouse of the accused | | 347(R) | | 1.4 | |
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| Spouse - witness - privilege and waiver | | 347(R) | | 1.4 | |
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| Mental capacity - as witness - challenged - two questions | | 347(R) | | 1.5 | |
| Capacity - witness | | 347(R)-348(L) | | 1.5 | |
| Competency - to be called as witness - challenged - s.16(1) CEA | | 347(R)-348(L) | | 1.5 | |
| Evidence - person whose mental capacity is challenged | | 347(R)-348(L) | | 1.5 | |
| Witness - mental capacity | | 347(R)-348(L) | | 1.5 | |
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| Child witnesses - presumed competent - s. 16.1(1) CEA | | 348(L) | | 1.6 | |
| Evidence - children, of | | 348(L) | | 1.6 | |
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| Witness - children - under 14 - test “ability to understand & respond to questions” s. 16.1(3) CEA | | 348(L) | | 1.6 | |
| Witness - children - capacity challenged | | 348(L) | | 1.6 | |
| Corporation - as a witness | | 348(L) | | 1.7 | |
| Corporation - representatives as witnesses | | 348(L) | | 1.7 | |
| Evidence - application to Corporation - witness | | 348(L) | | 1.7 | |
| Witness - corporation | | 348(L) | | 1.7 | |
| Witness - corporations - no Charter | | 348(L) | | 1.7 | |
| Expert - as witnesses - criteria | | 348(L) | | 1.8 | |
| Witness - experts | | 348(L) | | 1.8 | |
| Subpoena to compel witness to court | | 348(R) | | 2.1 | |
| Compelled witness - subpoena - general | | 348(R) | | 2.1 | |
| Subpoena - witnesses - generally | | 348(R) | | 2.1 | |
| *Subpoena duces tecum* -[subpoena requiring witness to bring something] | | 348(R) | | 2.1 | |
| Witness - subpoena - one method | | 348(R) | | 2.1 | |
| Witness - subpoena - obtaining | | 348(R) | | 2.1 | |
| Subpoena - who may witness - Crown, defence, judge | | 348(R) | | 2.1.1 | |
| Witness - subpoena - judicially initiated | | 348(R) | | 2.1.1 | |
| Witness - subpoena- who may request - Crown, Defence, judge | | 348(R) | | 2.1.1 | |
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| Court - issuing subpoena [which court may] | | 348(R) | | 2.1.2 | |
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| Summary conviction - subpoena and | | 348(R) | | 2.1.2 | |
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| Subpoena - service | | 348(R)-349(L) | | 2.1.3 | |
| Witness - subpoena - service of | | 348(R)-349(L) | | 2.1.3 | |
| Service - subpoena - s. 701 Criminal Code | | 349(L) | | 2.1.3 | |
| Witness - subpoena - out of Ontario - which court can issue | | 349(L) | | 2.1.3 | |
| Subpoena - territorial effectiveness | | 349(L) | | 2.1.4 | |
| Territorial effectiveness of subpoena - s.702 Criminal Code | | 349(L) | | 2.1.4 | |
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| Witness - subpoena - effect of | | 349(L) | | 2.1.5 | |
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| Quashing subpoena - grounds | | 349(L-R) | | 2.1.6 | |
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| Subpoena - motion to quash – grounds | | 349(R) | | 2.1.6 | |
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| Witness - warrant - subpoena | | 349(R) | | 2.2 | |
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| Execution of warrant - material witness warrant | | 349(R)-350(L) | | 2.2.2 | |
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| Witness - material witness warrant - execution | | 349(R)-350(L) | | 2.2.2 | |
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| Enforcement - failure to attend | | 350(L) | | 2.2.3 | |
| Witness - subpoena - failure to attend - consequence | | 350(L) | | 2.2.3 | |
| Subpoena - witness - failure to attend | | 350(L) | | 2.2.3 | |
| Order - bring incarcerated witness before court | | 350(L-R) | | 2.3 | |
| Witness - in custody | | 350(L-R) | | 2.3 | |
| Costs - bring incarcerated witness | | 350(L-R) | | 2.3 | |
| Witness - unavailable for trial  SEE ALSO: Adjournment | | 350(R) | | 2.4 | |
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| Witness - support person | | 352(R) | | 3.5 | |
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| Witness - limits on cross-examination by accused | | 353(R) | | 3.7 | |
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| Ontario Court of Justice - pre-trial conference - telephone conference - Rule 4.2(6) OCJ Rules - can be held by telephone if the pre-trial judge agrees | | 374(L) | | | 2.2.1 |
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| Appeal - limitation period - perfection- in general must perfect the appeal within 90 days after delivery of the transcripts to the Court of Appeal - indictable | | 405(L) | | 2.2.1(e) | |
| Appeal - indictable appeals - oral argument - time limits | | 405(L) | | 2.3 | |
| Appeal - indictable - decision - reserve judgment | | 405(L) | | 2.3 | |
| Court of Appeal for Ontario - hearings - oral arguments | | 405(L) | | 2.3 | |
| Court of Appeal for Ontario - hearings - decision | | 405(L) | | 2.3 | |
| Hearing - appeal - Court of Appeal for Ontario - oral arguments | | 405(L) | | 2.3 | |
| Hearing - appeal - Court of Appeal for Ontario - decision | | 405(L) | | 2.3 | |
| Time estimates and limits - appeal - indictable - hearing - oral arguments | | 405(L) | | 2.3 | |
| Factum - indictable appeals - maximum length 30 pages unless order from the judge of court of appeal | | 405(L) | | 2.2.1(d) | |
| Appeal - fresh evidence - s.683 CCC - indictable | | 405(R)-406(L) | | 2.4.1 | |
| Admissibility - fresh evidence - appeal - indictable - requirements | | 405(R) | | 2.4.1 | |
| Affidavit - fresh evidence - appeal - indictable - s 683 CCC | | 405(R)- | | 2.4.1 | |
| Motion to adduce fresh evidence - procedure - appeal - s 683 CCC - indictable | | 405(R)-406(L) | | 2.4.1 | |
| Appeal - indictable - powers of court of appeal - fresh evidence - production of documents - witnesses - s.683 CCC | | 495(R) | | 2.4.1 | |
| Appeal - indictable - introducing fresh evidence - affidavit - requirements | | 405(R) | | 2.4.1 | |
| Appeal - powers of court of appeal - receiving evidence - indictable | | 405(R)-406(L) | | 2.4.1 | |
| Evidence - appeal - fresh evidence - indictable - requirements | | 405(R)-406(L) | | 2.4.1 | |
| Appeals - indictable - fresh evidence - fairness or validity of trial - in the interest of justice test - misconduct or non-disclosure | | 405(R)-406(L) | | 2.4.1 | |
| Fairness or validity of trial - fresh evidence - procedure - in the interest of justice test - indictable | | 405(R)-406(L) | | 2.4.1 | |
| Fresh evidence - appeal - indictable | | 405(R)-406(L) | | 2.4.1 | |
| Power to receive evidence - indictable - appeal | | 405(R)-406(L) | | 2.4.1 | |
| s.683 CCC - court receiving fresh evidence - appeals- indictable | | 405(R)-406(L) | | 2.4.1 | |
| Validity or Fairness of trial - fresh evidence - procedure - in the interest of justice test - indictable | | 405(R)-406(L) | | 2.4.1 | |
| Appeal - indictable - granting appeal - grounds - conviction | | 406(L) | | 2.4.2(a) | |
| Appeal - indictable - conviction - dismiss appeal | | 406(L-R) | | 2.4.2(a) | |
| Appeal - indictable - powers of court of appeal - conviction - disposal of appeals 4 | | 406(L-R) | | 2.4.2 | |
| Conviction - indictable - appeal - court disposal of | | 406(L-R) | | 2.4.2(a) | |
| Court of appeal - indictable - conviction - power to dismiss appeal | | 406(L-R) | | 2.4.2(a) | |
| Dismiss appeal - indictable - question of law - no substantial wrong or miscarriage of justice - court considerations | | 406(L-R) | | 2.4.2(a) | |
| Dispose of appeals - court power to - indictable | | 406(L-R) | | 2.4.2 | |
| Grounds for allowing appeal - conviction - court of appeal - indictable | | 406(L-R) | | 2.4.2(a) | |
| Power to dismiss appeal - Court of Appeal - conviction - indictable | | 406(L-R) | | 2.4.2(a) | |
| Power to dispose of appeals - indictable - conviction - Court of appeal | | 406(L-R) | | 2.4.2 | |
| Court of Appeal - indictable - conviction - power to dispose of appeal | | 406(L-R) | | 2.4.2 | |
| Court of Appeal - indictable - conviction - grounds for allowing appeal | | 406(L-R) | | 2.4.2 | |
| Appeal - sentence appeals - fresh evidence - indictable | | 406(L) | | 2.4.1 | |
| Sentencing - appeal - fresh evidence - indictable | | 406(L) | | 2.4.1 | |
| Appeal - where permitted - indictable - error of law | | 406(L) | | 2.4.2(a) | |
| Appeal - where permitted - indictable - miscarriage of justice | | 406(L) | | 2.4.2(a) | |
| Appeal - where permitted - indictable - verdict unreasonable | | 406(L) | | 2.4.2(a) | |
| Acquittal - appeal - allowing - overturn conviction | | 406(L) | | 2.4.2(a) | |
| Appeal - indictable - conviction - allow acquittal or new trial | | 406(L) | | 2.4.1)a) | |
| Error of law- grounds of allowing appeal -indictable - conviction | | 406(L) | | 2.4.2(a) | |
| Miscarriage of justice - grounds for allowing Appeal - indictable - conviction | | 406(L) | | 2.4.2(a) | |
| s. 686(1)(a) CCC - grounds for allowing appeal - indictable | | 406(L) | | 2.4.2(a) | |
| Section 686(2) CCC - appeal - enter acquittal - new trial ordered - indictable | | 406(L) | | 2.4.2(a) | |
| Verdict unreasonable or unsupported - grounds of allowing appeal - conviction - indictable | | 406(L) | | 2.4.2(a) | |
| Acquittal - appeal from - onus on Crown | | 406(R) | | 2.4.2(b) | |
| Appeal - from acquittal - onus | | 406(R) | | 2.4.2(b) | |
| Appeal - indictable - appeal from acquittal | | 406(R) | | 2.4.2(b) | |
| Appeal - indictable - appeal of sentence - court considerations | | 406(R) | | 2.4.2(c) | |
| Appeal - indictable - sentence - fitness as sole consideration | | 406(R) | | 2.4.2(c) | |
| Appeal - indictable - sentence - substantial or marked departure test | | 406(R) | | 2.4.2(c) | |
| Appeal - sentencing - when varied by court - increasing or decreasing the sentence - indictable | | 406(R) | | 2.4.2(c) | |
| Dismiss appeal - procedural irregularity - no prejudice to appellant - indictable | | 406(R) | | 2.4.2(a) | |
| Appeal - indictable - grounds to dismiss - court considerations | | 406(L-R) | | 2.4.2(a) | |
| Appeal - indictable - grounds to dismiss - procedural irregularity - no prejudice to appellant - indictable | | 406(R) | | 2.4.2(a) | |
| Conviction - appeal - indictable - Crown grounds to secure a | | 406(R) | | 2.4.2(b) | |
| Error of law - appeal by Crown - secure conviction | | 406(R) | | 2.4.2(b) | |
| Fitness of sentence - sole consideration - sentence - appeal - indictable | | 406(R) | | 2.4.2(c) | |
| Section 686(1)(b)(iv) - dismiss appeal - procedural irregularity - no prejudice to appellant - indictable | | 406(R) | | 2.4.2(a) | |
| Section 686(1)(b)(iii) - dismiss appeal - indictable - no miscarriage of justice - court considerations | | 406(L-R) | | 2.4.2(a) | |
| Section 686(4) CCC - appeal by Crown - court jurisdiction - enter conviction or new trial | | 406(R) | | 2.4.2(b) | |
| Appeal - by Crown - grounds to secure conviction - error of law - indictable | | 406(R) | | 2.4.2(b) | |
| Section 687 CCC - sentence appeal - dismiss appeal or vary sentence | | 406(R) | | 2.4.2(c) | |
| Sentencing - appeal - when varied by court (increasing or decreasing the sentence) | | 406(R) | | 2.4.2(c) | |
| Vary sentence - power to - appeal - indictable - increase or decrease sentence | | 406(R) | | 2.4.2(c) | |
| Sentencing - appeal - leave required for further appeals - to SCC | | 406(R)-407(L) | | 2.5 | |
| Appeal - sentencing - leave required for further appeals to SCC | | 406(R)-407(L) | | 2.5 | |
| Appeal - to Supreme Court of Canada | | 406(R)-407(L) | | 2.5 | |
| Appeal - leave to Supreme Court - right of appeal - questions of law | | 406(R) | | 2.5 | |
| Appeal - leave to Supreme Court - right of appeal - dissent from court of appeal | | 406(R)-407(L) | | 2.5 | |
| Appeal - leave to Supreme Court - nature of proceeding | | 407(L) | | 2.5 | |
| Application for leave to appeal - Supreme Court of Canada | | 406(R)-407(L) | | 2.5 | |
| Leave to appeal - applications - Supreme Court of Canada | | 406(R)-407(L) | | 2.5 | |
| Section 691 to 695 CCC - leave to appeal to Supreme Court of Canada - indictable offences | | 406(R)-407(L) | | 2.5 | |
| Supreme Court of Canada - appeal from indictable offence | | 406(R)-407(L) | | 2.5 | |
| Notice of appeal - summary conviction | | 407(L-R) | | 3.2.1 | |
| Service - notice of appeal - summary conviction | | 407(R) | | 3.2.1 | |
| Time frame - launching appeal - Rule 40.05 SCJ Rules - mirror 30 day time frame for filing notice of appeal in indictable - extension of time can be sought pursuant to Rule 40.03 of SCJ Rules | | 407(L-R) | | 3.2.1 | |
| Section 813 CCC - Appeals - summary conviction - accused or Crown - requirements and restrictions | | 407(L) | | 3.1.1 | |
| Section 830 CCC - Appeals - summary convictions - accused or Crown - questions of law or jurisdiction | | 407(L) | | 3.1.2 | |
| Appeal - Crown - summary conviction - questions of fact or mixed fact and law - s.813 appeals | | 407(L) | | 3.1.1 | |
| Appeal - Crown - summary conviction - questions of law or jurisdiction - s.830 appeals | | 407(L) | | 3.1.2 | |
| Appeal - summary conviction - crown or accused - s.813 requirements and restrictions | | 407(L) | | 3.1.1 | |
| Appeal - summary conviction - crown or accused - s.830 narrow circumstances and restrictions | | 407(L) | | 3.1.2 | |
| Rights of appeal - summary conviction - ss. 813, 830 CCC | | 407(L) | | 3.1 | |
| Summary Conviction - rights of appeal - s. 813, 830 CCC | | 407(L) | | 3.1 | |
| Appeal - summary conviction - two rights of appeal - s.813, 830 CCC | | 407(L) | | 3.1 | |
| Appeal - procedure - summary conviction | | 407(L)-408(L) | | 3.2-3.3 | |
| Procedure - appeals - summary conviction | | 407(L)-408(L) | | 3.2-3.3 | |
| Summary conviction - appeals - procedure | | 407(L)-408(L) | | 3.2-3.3 | |
| Summary conviction - appeal | | 407(L)-408(R) | | 3-3.5 | |
| Appeal - summary conviction | | 407(L)-408(R) | | 3-3.5 | |
| Summary conviction - notice of appeal - Rule 40.06 SCJ Rules | | 407(R) | | 3.2.1 | |
| Appeal - summary conviction - notice of appeal - time frame - service of | | 407(L-R) | | 3.2.1 | |
| Agreed statement of facts on appeal - summary - replacing transcript - rr.40.08(6)-(8) | | 407(R) | | 3.2.2 | |
| Appeal - costs - no agreed statement of facts - influences costs - summary | | 407(R) | | 3.2.2 | |
| Appeal - sentencing only - not guilty plea at trial - agreed statement of facts preferred - summary offences | | 407(R) | | 3.2.2 | |
| Appeal - summary conviction - transcripts | | 407(R) | | 3.2.2 | |
| Appeal - summary conviction - transcripts - contents of - r.40.08(13) | | 407(R) | | 3.2.2 | |
| Appeal - summary conviction - transcripts - filing deadlines | | 407(R) | | 3.2.2 | |
| Appeal - summary conviction - transcripts - agreed statement of facts preferred - sentence only appeal | | 407(R) | | 3.2.2 | |
| Certificate - summary conviction - appeals - court reporter - filing deadline | | 407(R) | | 3.2.2 | |
| Certificate - Legal Aid - summary conviction - appeal - filing deadline and ordering transcripts | | 407(R) | | 3.2.2 | |
| Costs awarded on appeal - based on statement of facts - summary | | 407(R) | | 3.2.2 | |
| Court reporter - summary - certificate for transcripts | | 407(R) | | 3.2.2 | |
| Legal Aid Certificate - transcripts - appeals - summary | | 407(R) | | 3.2.2 | |
| Sentencing - appeal - plead not guilty at trial - agreed statement of facts - summary | | 407(R) | | 3.2.2 | |
| Statement of facts, agreed - transcripts and - appeal - summary conviction | | 407(R) | | 3.2.2 | |
| Summary conviction - transcript on appeal | | 407(R) | | 3.2.2 | |
| Transcript - appeal - summary conviction - contents and filing deadlines | | 407(R) | | 3.2.2 | |
| Appeal book - summary conviction - notice and time limits - r.40.10(1) or (3) | | 407(R) | | 3.2.3 | |
| Summary conviction - appeal book - notice and time limits - r.40.10(1) or (3) | | 407(R) | | 3.2.3 | |
| Appeal - summary conviction - further appeal to Court of Appeal - s.839 CCC | | 408(R) | | 3.5 | |
| Leave to appeal - Ontario Court of Appeal - when granted - summary conviction | | 408(R) | | 3.5 | |
| s. 839 CCC - appeal - summary conviction - further appeals to Court of Appeal | | 408(R) | | 3.5 | |
| Summary conviction - appeal - further appeals to Court of Appeal - s. 839 CCC | | 408(R) | | 3.5 | |
| Appellant factum - appeal - summary conviction - requirements | | 408(L) | | 3.2.4 | |
| Appeal - summary - factums - respondent or appellant - requirements | | 408(L) | | 3.2.4 | |
| Factum - appeal - appellant or respondent - conviction alone - conviction plus sentence - acquittal - summary conviction | | 408(L) | | 3.2.4 | |
| Factum - appeal - maximum length for respondent and appellant - summary conviction | | 408(L) | | 3.2.4 | |
| Factum - appeal - respondent factum - service and time limits | | 408(L) | | 3.2.4 | |
| Factum - appeal - summary conviction | | 408(L) | | 3.2.4 | |
| Respondent factum - appeal - summary conviction - requirements | | 408(L) | | 3.2.4 | |
| Sentencing - appeal - factum | | 408(L) | | 3.2.4 | |
| Service - factum - appeal - summary conviction | | 408(L) | | 3.2.4 | |
| Summary conviction - appeal - factums | | 408(L) | | 3.2.4 | |
| Appeal - perfected - requirements - summary conviction | | 408(L) | | 3.2.5 | |
| Fixing date - hearing - appeal - summary conviction | | 408(L) | | 3.2.5 | |
| Notice of hearing - summary conviction - appeals - after perfection of appeal | | 408(L) | | 3.2.5 | |
| Setting a date - hearing - appeal - summary conviction | | 408(L) | | 3.2.5 | |
| Summary conviction - notice of hearing - appeal | | 408(L) | | 3.2.5 | |
| Appeals - local jurisdictions - speak to court clerk for local practices and procedures - summary | | 408(L) | | 3.2.6 | |
| Court clerk - appeal - summary - local practices and procedures | | 408(L) | | 3.2.6 | |
| Section 813 CCC - appeal - summary conviction - powers of appeal court - indictable rules apply | | 408(L) | | 3.4.1 | |
| Decisions - summary conviction - appeal court - options in changing trial decision - s.830 | | 408(L-R) | | 3.4.2 | |
| Section 830 CCC - appeal - summary conviction - powers of appeal court - affirm, reverse, modify or remit back to trial | | 408(L-R) | | 3.4.2 | |
| Appeal - oral argument - hearing - time limits in summary conviction appeals | | 408(L) | | 3.3 | |
| Appeal - summary conviction - hearing - before single Judge SCJ | | 408(L) | | 3.3 | |
| Appeal - summary conviction - hearing where - SCJ | | 408(L) | | 3.3 | |
| Jurisdiction - Summary conviction appeal - hearing - SCJ | | 408(L) | | 3.3 | |
| Summary conviction - appeal - hearing - before Single judge SCJ | | 408(L) | | 3.3 | |
| Superior Court of Justice - hearing - appeal - summary conviction | | 408(L) | | 3.3 | |
| Powers of appeal court - ss. 813, 830 CCC appeals - summary conviction | | 408(L-R) | | 3.4 | |
| Appeals - summary - s.813, 830 appeals - powers of court | | 408(L-R) | | 3.4 | |
| Summary appeals - dispositions - ss. 813, 830 CCC | | 408(L-R) | | 3.4 | |
| Appeal - summary conviction - further appeal to Court of Appeal - granted on question of law only | | 408(R) | | 3.5 | |
| Mandatory driving prohibition - sentence order - staying pending appeal - s. 261 CCC | | 408(R) | | 4 | |
| Mandatory driving prohibition - sentence order - staying pending appeal - procedure for driving prohibition order  SEE: Addendum pg. 4 | | 408(R) | | 4 | |
| Victim fine surcharge - sentence order - stay pending appeal - s. 683(5) CCC | | 408(R) | | 4 | |
| Discretionary driving prohibition - sentence order staying pending appeal - s. 261 CCC | | 408(R) | | 4 | |
| Service - to Crown - seeking stay pending appeal - summary conviction - procedure and materials required | | 409(L) | | 4 | |
| Driving prohibitions - sentence orders - stays pending appeal - s. 683(5) CCC | | 408(R)-409(L) | | 4 | |
| Appeal - stays of sentencing orders pending appeal - s.683(5) | | 408(R)-409(L) | | 4 | |
| Appeal - stays of sentencing orders - summary conviction appeals - where appeal pending | | 408(R)-409(L) | | 4 | |
| Appeal - summary conviction - stay of orders pending appeal - s. 683(5) CCC or s. 7.2 of Criminal Appeals Practice Direction - apply to indictable offences  SEE: Addendum pg. 5 | | 409(L) | | 4 | |
| Appeal - sentence order - staying pending appeal - procedure for driving prohibition order  SEE: Addendum pg. 4 | | 408(L) | | 4  Add. Pg. 4 | |
| Sentence - staying pending appeal - procedure for driving prohibition order  SEE: Addendum pg. 4 | | 408(L) | | 4  Add. Pg. 4 | |
| Appeal - indictable - stay of sentence orders pending appeal - S.7.2 - requirements and procedures  SEE: Addendum pg. 5 | | 409(L) | | 4 | |
| Appeal - sentence order not stayed - appellant successful on appeal - time served on prohibition | | 409(L) | | 4 | |
| Appeal - sentence - stay of driving orders pending appeal - accused onus - balance of probabilities - requirements | | 408(R) | | 4 | |
| Appeal - sentence - stay of driving orders - granted with conditions | | 408(R) | | 4 | |
| Service - stays of sentence orders - appeal | | 409(L) | | 4 | |
| Notice - stays of sentencing orders pending appeal - preconditions - filing of | | 408(R) | | 4 | |
| Stay - of sentence order pending appeal | | 408(R)-409(L) | | 4 | |
| Sentencing - stays of orders pending appeal - - s. 683(5) CCC | | 408(R)-409(L) | | 4 | |
| S.683(5) CCC appeal - stays of sentencing orders | | 408(R)-409(L) | | 4 | |
| Appeal - indictable - bail release pending - s. 679 CCC | | 409(L-R) | | 5.1 | |
| Indictable appeal - bail release pending - s. 679 CCC | | 409(R) | | 5.1 | |
| Bail - release pending indictable appeal - s. 679 CCC | | 409(R) | | 5.1 | |
| Appeal - indictable - bail release pending - prerequisite - filing notice | | 409(R) | | 5.1 | |
| Notice - indictable - bail release pending appeal - prerequisite of | | 409(R) | | 5.1 | |
| s. 679 CCC - bail release pending appeal - regarding leave to COA or SCC, appeal conviction or sentence | | 409(R) | | 5.1 | |
| Indictable appeals - stay of sentence order - adopt summary procedures | | 409(L) | | 4 | |
| Appeal - bail pending appeal | | 409(L)-412(L) | | 5 | |
| Bail - pending appeal | | 409(L)-412(L) | | 5 | |
| Appeal - bail pending appeal - conviction review - s.7 Charter - PFJ | | 409(L) | | 5 | |
| Appeal - bail pending appeal - defence consequences of unsuccessful application - client custody | | 409(L-R) | | 5 | |
| Bail - review convictions leading to imprisonment - s. 7 (Charter) principle of fundamental justice | | 409(L) | | 5 | |
| Bail - pending appeal - denied - consequences to accused | | 409(L-R) | | 5 | |
| Section 7 Charter - bail pending appeal | | 409(L) | | 5 | |
| Bail - pending appeal - circumstances warranting release - public interest - detention not necessary - indictable appeal | | 410(L)- | | 5.1.1(c) | |
| Appeal - bail pending appeal - criteria - appeal is not frivolous - indictable appeal | | 409(R) | | 5.1.1(a) | |
| Appeal - bail pending appeal - criteria - appellant will surrender - indictable appeal | | 410(L) | | 5.1.1(b) | |
| Bail - grant bail pending appeal - criteria - appeal not frivolous - conviction alone/conviction and sentence - indictable | | 409(R) | | 5.1.1(a) | |
| Bail - grant bail pending appeal - criteria - appellant will surrender - conviction alone/conviction and sentence - indictable appeal | | 410(L) | | 5.1.1(b) | |
| Surrender - bail pending indictable appeal - appellant will | | 410(L) | | 5.1.1(b) | |
| Appeal - bail pending appeal - appeal from conviction alone or conviction and sentence - indictable appeal | | 409(R) - 410(L) | | 5.1.1-5.1.1(c) | |
| Appeal - bail pending appeal - criteria - detention is not necessary in the public interest - indictable appeal | | 410(L) | | 5.1.1(c) | |
| Appeal - bail pending appeal - criteria - detention not necessary in the public interest - indictable appeal - circumstances allowing release in public interest | | 410(L) | | 5.1.1(c) | |
| Criteria - grant bail pending appeal - conviction alone or conviction and sentence - s. 679(3) CCC - indictable appeal | | 409(R) - 410(L) | | 5.1.1-5.1.1(c) | |
| Detention not necessary in public interest - criteria -bail pending appeal - conviction alone/conviction and sentence - indictable appeal | | 410(L) | | 5.1.1(c) | |
| Public interest - definition - bail pending indictable appeal - showing detention not necessary | | 410(L) | | 5.1.1(c) | |
| Section 679(3) CCC - bail pending appeal - criteria conviction alone/conviction and sentence - indictable appeal | | 409(R)-410(L) | | 5.1.1-5.1.1(c) | |
| Bail pending appeal criteria - s. 679(3) CCC - appeal not frivolous, appellant will surrender, detention not necessary in the public interest - indictable appeal | | 409(R)-410(L) | | 5.1.1-5.1.1(c) | |
| Appeal - bail pending appeal - criteria - bail pending appeal - conviction alone/conviction and sentence | | 409(R)-410(L) | | 5.1 | |
| Criteria - bail pending appeal - sentence only - unnecessary hardship - indictable appeals | | 410(R) | | 5.1.2(a) | |
| Unnecessary hardship - criteria - bail pending appeal - sentence only appeals - indictable appeals | | 410(R) | | 5.1.2(a) | |
| Section 35 Constitution Act - Aboriginal and/or treaty rights - definition of Aboriginal | | 416(L-R) | | 3.1 | |
| Appeal - bail pending appeal - sentence only - indictable appeals -requires leave to appeal granted | | 410(L-R) | | 5.1.2 | |
| Bail - pending appeal - sentence only - indictable appeals -requires leave to appeal granted | | 410(L-R) | | 5.1.2 | |
| Bail pending appeal - sentence only - indictable appeals | | 410(L-R) | | 5.1.2 | |
| Criteria - granting bail pending appeal - sentence-only indictable appeals -requires leave to appeal granted | | 410(L-R) | | 5.1.2 | |
| Appeal - bail pending appeal - sentence only - indictable - requirements if leave to appeal granted | | 410(R) | | 5.1.2 | |
| S.679(4) - if leave to appeal granted - bail pending appeal considerations - indictable appeal | | 410(R) | | 5.1.2 | |
| Leave to appeal sentence - bail pending appeal - indictable | | 410(L) | | 5.1.2 | |
| Sentence only - appeal - bail pending - indictable | | 410(L) | | 5.1.2 | |
| Application for bail pending appeal - materials required - indictable appeals | | 410(R) | | 5.1.3 | |
| Bail - pending appeal - procedure and material required - indictable appeals | | 410(R) | | 5.1.3 | |
| Obtaining bail pending appeal - procedure - indictable | | 410(R) | | 5.1.3 | |
| Procedure - obtaining bail pending appeal - indictable | | 410(R) | | 5.1.3 | |
| Service - bail pending appeal - to Crown | | 410(R) | | 5.1.3 | |
| Service on Crown - application for bail pending appeal - indictable appeals | | 410(R) | | 5.1.3 | |
| Time frame - service to Crown - bail pending appeal - indictable appeals | | 410(R) | | 5.1.3 | |
| Appeal - bail pending appeal - procedure, materials required, and service - indictable appeals | | 410(R) | | 5.1.3 | |
| Appeal - bail pending appeal - before single judge - Court of Appeal - indictable appeal | | 411(L) | | 5.1.4 | |
| Appeal - bail pending appeal - hearing procedure - indictable appeal | | 411(L) | | 5.1.4 | |
| Bail - pending appeal - hearing procedure - indictable | | 411(L) | | 5.1.4 | |
| Hearing - procedure - bail pending appeal - indictable | | 411(L) | | 5.1.4 | |
| Bail - pending appeal - denied - expedited appeal hearing ordered - indictable | | 411(L) | | 5.1.5 | |
| Bail pending appeal - granted - recognizance - indictable | | 411(L) | | 5.1.5 | |
| Bail pending appeal - granted - undertaking - indictable | | 411(L) | | 5.1.5 | |
| Expedite hearing of appeal - when bail pending appeal denied - indictable appeals | | 411(L) | | 5.1.5 | |
| Appeal - bail pending appeal - denied - expedited appeal hearing ordered - indictable | | 411(L) | | 5.1.5 | |
| Undertaking - bail hearing - pending appeal - indictable | | 411(L) | | 5.1.5 | |
| Appeal - bail pending appeal - orders granted by court - indictable | | 411(L) | | 5.1.5 | |
| Recognizance - bail pending appeal - release granted - indictable | | 411(L) | | 5.1.5 | |
| Release granted - bail pending appeal - indictable - sureties required at jail | | 411(L) | | 5.1.5 | |
| Order for release from custody pending appeal - indictable | | 411(L) | | 5.1.5 | |
| Constitution Act - Section 35 - Aboriginal and/or treaty rights - definition of Aboriginal peoples | | 416(L-R) | | 3.1 | |
| New trial - bail granted pending new trial following appeal to COA or SCC | | 412(L) | | 5.2 | |
| Altering order - release from custody - appeal pending - indictable | | 411(L) | | 5.1.6 | |
| Release from custody - bail pending appeal - altering order | | 411(L) | | 5.1.6 | |
| Appeal - bail pending appeal - indictable - altering the order - extension of | | 411(L-R) | | 5.1.6(b) | |
| Application for Extension of Order of release - bail pending appeal - materials required | | 411(L-R) | | 5.1.6(b) | |
| Appeal - bail pending appeal - altering order - extension of order - materials and due diligence required - indictable appeals | | 4.11(R) | | 5.1.6(b) | |
| Appeal - bail pending appeal - altering the order - powers of Court of Appeal - indictable appeals | | 411(L)-412(L) | | 5.1.6-5.1.6(d) | |
| Bail - pending appeal - indictable - court order - variation of | | 411(L) | | 5.1.6(a) | |
| Bail - pending appeal - indictable - altering the order - extension | | 411(L) | | 5.1.6(b) | |
| Bail - pending appeal - altering the order - variation of indictable appeal | | 411(L) | | 5.1.6(a) | |
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| Criminal Code - s. 579(2) - young offender - extrajudicial sanctions - probation officer - Crown stay of proceedings | | 421(L) | | 4.2 | |
| Extrajudicial measures - when inadequate - youth | | 421(L) | | 4.2 | |
| Extrajudicial measures - previously considered alternative measures | | 421(L) | | 4.2 | |
| Extrajudicial sanctions - preconditions - s. 10(2) YCJA | | 421(L) | | 4.2 | |
| Alternative measures - Crown refers minor non violent crimes - less serious than extrajudicial sanctions | | 421(L) | | 4.2 | |
| Young person - Alternative measures - Crown refers minor non violent crimes | | 421(L) | | 4.2 | |
| Extrajudicial sanctions - when appropriate - youth | | 421(L) | | 4.2 | |
| Extrajudicial sanctions - Youth | | 421(L) | | 4.2 | |
| Section 10(2) YCJA - extrajudicial sanctions - preconditions to s.570(2) CCC | | 421(L) | | 4.2 | |
| Section 579(2) CCC - extrajudicial sanctions - preconditions listed in s.10(2) YCJA | | 421(L) | | 4.2 | |
| Stay of proceedings - extrajudicial sanctions - young person - s. 579 CCC | | 421(L) | | 4.2 | |
| Young person - extrajudicial sanctions | | 421(L) | | 4.2 | |
| Young person - Extrajudicial sanctions - preconditions - s. 10(2) YCJA | | 421(L) | | 4.2 | |
| Young person - alternative measures program in Ontario - Crown refers minor crimes or non violent | | 421(L) | | 4.2 | |
| Young person - Stay of proceedings - extrajudicial sanctions - s. 579 CCC | | 421(L) | | 4.2 | |
| Youth - extrajudicial sanctions | | 421(L) | | 4.2 | |
| Youth - extrajudicial sanctions - preconditions - s. 10(2) YCJA | | 421(L) | | 4.2 | |
| Youth - extrajudicial sanctions - stay of proceedings - s. 579 CCC | | 421(L) | | 4.2 | |
| Youth Criminal Justice Act - s. 10(2) YCJA - extrajudicial sanctions - preconditions | | 421(L) | | 4.2 | |
| Section 28-31, 33 YCJA - pre-trial detention | | 421(L)-422(L) | | 5 | |
| Youth Criminal Justice Act - s. 28-31, s. 33 YCJA - pre-trial detention | | 421(L)-422(L) | | 5 | |
| Custody - youth - pre-trial detention | | 421(L)-422(L) | | 5 | |
| Pre-trial detention - Youth - ss. 28-31, s. 33 YCJA | | 421(L)-422(L) | | 5 | |
| Young person - pre-trial detention - ss. 28-31, s. 33 YCJA | | 421(L)-422(L) | | 5 | |
| Youth - pre-trial detention - ss. 28-31, s. 33 YCJA | | 421(L)-422(L) | | 5 | |
| Youth - pre-trial detention test in YCJA - also CCC provisions apply if consistent with YCJA | | 421(L-R) | | 5 | |
| Pre-trial detention - youth - grounds - serious offence or history - s. 29(2) YCJA | | 421(R) | | 5 | |
| Youth - pretrial detention - detention prohibited as substitute to mental health or child welfare | | 421(R) | | 5 | |
| Grounds for pre-trial detention - young persons - s. 29(2) YCJA | | 421(R) | | 5 | |
| Pre-trial detention - youth - presumption against | | 421(R) | | 5 | |
| Section 29(2) YCJA - grounds for pre-trial detention | | 421(R) | | 5 | |
| Serious offence - pretrial detention - YCJA - definition - maximum sentence 5 or more years | | 421(R) | | 5 | |
| Young person - presumption against pre-trial detention | | 421(R) | | 5 | |
| Youth - presumption against pre-trial detention | | 421(R) | | 5 | |
| Youth Criminal Justice Act - s. 29(2) YCJA - grounds for pre-trial detention | | 421(R) | | 5 | |
| Youth Criminal Justice system - definition - serious offence - maximum sentence of 5 or more years - pretrial detention | | 421(R) | | 5 | |
| Youth Criminal Justice Act - s. 31 YCJA - availability of responsible adult | | 421(R) | | 5 | |
| Responsible adult - s. 31 YCJA - availability of | | 421(R) | | 5 | |
| Arrest - youth - right to counsel | | 422(L-R) | | 6 | |
| Section 10(b) Charter - right to counsel - youth - arrest or detention | | 422(L-R) | | 6 | |
| Detention - youth - right to counsel | | 422(L-R) | | 6 | |
| Right to counsel - youth - arrest - detention | | 422(L-R) | | 6 | |
| Section 25 YCJA - right to counsel expanded expanded from s.10(b) Charter - youth | | 422(L) | | 6 | |
| Young person - arrest or detention - right to counsel | | 422(L-R) | | 6 | |
| Young person - right to counsel - many times during proceedings - s.25 YCJA | | 422(L) | | 6 | |
| Youth - arrest or detention - right to counsel | | 422(L-R) | | 6 | |
| Youth - right to counsel - unable to obtain counsel - court directs to Legal Aid Ontario - s.25(4) YCJA | | 422(L) | | 6 | |
| Youth - unrepresented young person - guilty plea - requirements | | 422(L-R) | | 6 | |
| Young person - unrepresented youth - guilty plea - requirements | | 422(L-R) | | 6 | |
| Youth - right to counsel expanded from s.10(b) Charter - s. 25 YCJA - conflict of interest with parent- court to ensure independent legal advice for accused | | 422(L) | | 6 | |
| Youth - right to counsel - many times during proceedings - s.25 YCJA | | 422(L) | | 6 | |
| Guilty plea - youth - unrepresented - court requirements for validity of plea | | 422(L-R) | | 6 | |
| Youth Criminal Justice Act - s. 25 YCJA - right to counsel expanded from s.10(b) Charter | | 422(L) | | 6 | |
| Hearing - youth court - show cause - charged with offence not in s. 469 CCC | | 422(L) | | 5 | |
| De novo - hearing - youth | | 422(L) | | 5 | |
| Pre-trial detention - youth - non s. 469, ss. 520-521 CCC - show cause hearing | | 422(L) | | 5 | |
| Show cause hearing - young person - offence not s. 469, ss. 529-521 CCC | | 422(L) | | 5 | |
| Young person - pre-trial detention - non s. 469, ss. 520-521 CCC - show cause hearing | | 422(L) | | 5 | |
| Young person - show cause hearing - non s. 469, ss. 520-521 CCC | | 422(L) | | 5 | |
| Young person - show cause hearing - jurisdiction in SCJ or youth court | | 422(L) | | 5 | |
| Criminal Code - non s. 469, ss. 520-521 - show cause hearing - youth | | 422(L) | | 5 | |
| Youth - pre-trial detention - non s. 469 CCC offence | | 422(L) | | 5 | |
| Youth - pre-trial detention - s. 469 CCC offence - release by youth court judge only | | 422(L) | | 5 | |
| Young person - de novo hearing | | 422(L) | | 5 | |
| Evidence - youth - statement of young person - technical irregularities | | 422(R) | | 7 | |
| Police - questioning - youth | | 422(R) | | 7 | |
| Section 146 - YCJA - questioning youths - applies to all statements to authority persons | | 422(R) | | 7 | |
| Statement by youth - use in evidence - requirements - technical irregularity | | 422(R) | | 7 | |
| Statement by youth - waiver - requirements | | 422(R) | | 7 | |
| Youth - statements - evidence -determine if miscarriage of justice - technical irregularity | | 422(R) | | 7 | |
| Youth - questioning youths - applies to all statements to authority persons - s.146 YCJA | | 422(R) | | 7 | |
| Young person - questioning youths - applies to all statements to authority persons - s.146 YCJA | | 422(R) | | 7 | |
| Statements to authorities - young persons - S. 146 YCJA - protection | | 422(R) | | 7 | |
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| Youth - statements to authorities - S.146 YCJA - protections | | 422(R) | | 7 | |
| Young person - police questioning | | 422(R) | | 7 | |
| Young person - waive right to counsel - requirements | | 422(R) | | 7 | |
| Youth - police questioning of, | | 422(R) | | 7 | |
| Youth - questioning young persons | | 422(R) | | 7 | |
| Youth - waiver of counsel - requirements | | 422(R) | | 7 | |
| Youth Criminal Justice Act - s. 146 YCJA - procedure for questioning youths | | 422(R) | | 7 | |
| Young person - police or authority must advise conditions before taking statements | | 422(R) | | 7 | |
| Youth - police or authority must advise conditions before taking statements | | 422(R) | | 7 | |
| Notice to adult relative - young person - criminal proceedings - s. 26 YCJA | | 423(L) | | 8 | |
| Notice to parent - young persons - criminal proceedings - s. 26 YCJA | | 422(R)-423(L) | | 8 | |
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| Young person - notice to parent of criminal proceedings - s. 26 YCJA | | 422(R)-423(L) | | 8 | |
| Young person - notice to adult relative of criminal proceedings - s. 26 YCJA | | 423(L) | | 8 | |
| Youth - notice to adult relative of criminal proceedings - s. 26 YCJA | | 423(L) | | 8 | |
| Youth Criminal Justice Act - s. 26 YCJA - notice to parent of criminal proceedings | | 422(R)-423(L) | | 8 | |
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| Sentencing - youth | | 423(L) - 427(R) | | 10 | |
| Youth - sentencing | | 423(L)- 427(R) | | 10 | |
| Young person - sentencing | | 423(L)- 427(R) | | 10 | |
| Section 27 YCJA - order attendance of parent | | 423(L) | | 8 | |
| Youth court - order attendance of parent - s. 27 YCJA | | 423(L) | | 8 | |
| Youth Criminal Justice Act - s. 27 YCJA - court order attendance of parent | | 423(L) | | 8 | |
| Young person - s. 27 YCJA - court order attendance of parent | | 423(L) | | 8 | |
| Medical assessments - young persons - s. 34 YCJA | | 423(L) | | 9 | |
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| Young person - assessments - medical or psychological - s. 34 YCJA | | 423(L) | | 9 | |
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| Assessments - youth - YCJA - s. 34(2) | | 423(L) | | 9 | |
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| Mandatory minimums - CDSA and CCC - no application to youths | | 423(L) | | 10 | |
| Young person - adult sentences - procedure | | 423(L) | | 10 | |
| Young person - sentencing - no application of CDSA and CCC mandatory minimums | | 423(L) | | 10 | |
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| Youth - sentencing - YCJA | | 423(L-R) | | 10 | |
| Purposes and principles of sentencing - s. 38 YCJA | | 423(R) | | 10.1 | |
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| Youth - sentencing - factors considered | | 423(R) | | 10.1 | |
| Youth - sentencing principles | | 423(R) | | 10.1 | |
| Youth Criminal Justice Act - s. 38 YCJA - purposes and principles of sentencing | | 423(R) | | 10.1 | |
| Young person - pre-trial credit - 1:1 general rule - court can reduce | | 424(L) | | 10.1 | |
| Pre-trial credit - young persons - 1:1 general rule - court can reduce | | 424(L) | | 10.1 | |
| Youth - pre-trial credit - 1:1 general rule - court can reduce | | 424(L) | | 10.1 | |
| Custodial sentence - youth - restrictions | | 424(L) | | 10.2 | |
| Restrictions on custodial sentence - Youth | | 424(L) | | 10.2 | |
| Youth Criminal Justice Act - s. 39 YCJA - restrictions on custodial sentence | | 424(L) | | 10.2 | |
| Section 39 - YCJA - restrictions on custodial sentence | | 424(L) | | 10.2 | |
| Serious violent offence - definition - youth - YCJA | | 424(L) | | 10.2 | |
| Violent offence - definition - s. 2 YCJA | | 424(L) | | 10.2 | |
| Young person - conditions for imposing custodial sentence | | 424(L) | | 10.2 | |
| Young person - serious violent offence - definition | | 424(L) | | 10.2 | |
| Young person - Violent offence - definition - s. 2 YCJA | | 424(L) | | 10.2 | |
| Youth - sentencing - custodial | | 424(L) | | 10.2 | |
| Youth - sentencing - restrictions on custodial sentences | | 424(L) | | 10.2 | |
| Youth Criminal Justice Act - s. 2 YCJA - definition - violent offence | | 424(L) | | 10.2 | |
| Sentencing - youth - custody restrictions | | 424(L) | | 10.2 | |
| Sentencing - custody - youth | | 424(L) | | 10.2 | |
| Pre-sentence report - young persons | | 424(R) | | 10.3 | |
| Sentencing - youth - pre-sentence report | | 424(R) | | 10.3 | |
| Youth - sentencing - pre-sentence report | | 424(R) | | 10.3 | |
| Conference recommendations - youth - sentencing | | 424(R) | | 10.4 | |
| Sanctions available - youth - s. 42(2) YCJA | | 424(R)-426(L) | | 10.4 | |
| Sanctions - young persons - s. 42(2) YCJA | | 424(R)-426(L) | | 10.4 | |
| Sentences available - young persons - s. 42(2) YCJA | | 424(R)-426(L) | | 10.4 | |
| Sentences - youth - s. 42(2) YCJA | | 424(R)-426(L) | | 10.4 | |
| Young person - available sanctions - s. 42(2) YCJA | | 424(R)-426(L) | | 10.4 | |
| Youth - sentences (types) | | 424(R)-426(L) | | 10.4 | |
| Youth Criminal Justice Act - s. 42(2) YCJA - sentences - available sanctions | | 424(R)-426(L) | | 10.4 | |
| Section 42(2) - YCJA - youth - sentences | | 424(R)-426(L) | | 10.4 | |
| Section 42(2) YCJA - sentences - youths | | 424(R)-426(L) | | 10.4 | |
| Youth - sentences - custody for attempted murder | | 425(R) | | 10.4 | |
| Youth - sentences - custody for murder | | 425(R) | | 10.4 | |
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| Adult sentencing - young persons - hearing | | 426(L-R) | | 11 | |
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| Sentencing - youth as adult- considerations | | 426(L-R) | | 11 | |
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| Young person - Serious Violent Offence - adult sentence | | 426(L-R) | | 11 | |
| Young person - adult sentence - considerations | | 426(L-R) | | 11 | |
| Youth - adult court transfer hearings eliminated | | 426(L-R) | | 11 | |
| Youth - adult sentence | | 426(L-R) | | 11 | |
| Youth - sentence - adult sentences | | 426(L-R) | | 11 | |
| Youth - transfer to adult proceedings | | 426(L-R) | | 11 | |
| Youth - adult sentence - considerations | | 426(L-R) | | 11 | |
| Application - youth adult sentence | | 426 (L-R) | | 11 | |
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| Serious Violent Offence - young persons - Crown must consider adult sentence | | 426 (L) | | 11 | |
| Youth - Serious Violent Offence - adult sentencing | | 426(L) | | 11 | |
| Duration - sentences - youth | | 426(L) | | 10.5 | |
| Duration - youth sentences - general 2 year limit | | 426(L) | | 10.5 | |
| Sentencing - youth - duration | | 426(L) | | 10.5 | |
| Young person - duration - youth sentences | | 426(L) | | 10.5 | |
| Young person - sentence - exceptions to 2 year limit | | 426(L) | | 10.5 | |
| Young person - sentence - general 2 year limit | | 426(L) | | 10.5 | |
| Youth - sentences - General 2 year limit | | 426(L) | | 10.5 | |
| Murder - sentences - youth | | 426(L) | | 10.5 | |
| Murder convictions - youth - duration of sentences | | 426(L) | | 10.5 | |
| Youth - murder and youth sentencing | | 426(L) | | 10.5 | |
| Youth - pre-sentence custody | | 426(L) | | 10.5 | |
| Youth sentenced as adult | | 426(L-R) | | 11 | |
| Young person - adult sentence - consequences | | 426(R) | | 11 | |
| Youth - adult sentence - consequences | | 426(L-R) | | 11 | |
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| Young person - sentence - custody placement hearing | | 426(R) | | 12 | |
| Young Person - sentence - under 18 cannot serve in adult correctional facility or penitentiary - YCJA | | 426(R) | | 12 | |
| Youth Criminal Justice Act - custody placement - youth - under 18 protections | | 426(R) | | 12 | |
| Youth - custody - placement | | 426(R) | | 12 | |
| Review of sentence - young person - s. 59(1) YCJA | | 426(R) | | 13.1 | |
| Sentence Review - youth - s. 59(1) YCJA | | 426(R) | | 13.1 | |
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| Youth - disclosure of court records - general cannot disclose identifying information | | 427(R) | | 13.2 | |
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| Controlled Drugs and Substances Act - Schedule I, II drugs - distinction - sentences | | 429(L) | | 1 | |
| Schedule I, II drugs - distinction - sentences - CDSA | | 429(L) | | 1 | |
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| Possession - drugs - onus on Crown | | 429(L) | | 2.1 | |
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| Possession for use in production or trafficking - Controlled Drugs and Substances Act - s. 7.1(1) CDSA | | 430(R) | | 2.7 | |
| Section s. 7.1(1) CDSA - possession for use of production or trafficking | | 430(R) | | 2.7 | |
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| Defence - drug prosecutions - ss. 8-9 *Charter* | | 430(R)-431(L) | | 3 | |
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| Bail - Controlled Drugs and Substances Act | | 431(L) | | 4.1 | |
| Controlled Drugs and Substances Act - Bail | | 431(L) | | 4.1 | |
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