

IN THE SUPREME COURT OF THE YUKON TERRITORY

PRACTICE DIRECTION # 36

Criminal Pre-Trial Conferences

The attached Pre-Trial Conference Report will be used at all criminal pre-trial conferences. It should be signed by all counsel and presented at the pre-trial conference.

It would be appropriate for the Crown to prepare the first draft and the defence to complete its portions. Where disagreement exists on an item, the disagreement should be briefly explained.

Failure to provide the completed Pre-Trial Conference Report may result in additional pre-trial conferences.

Veale J.
March 9, 2006

IN THE SUPREME COURT OF THE YUKON TERRITORY

BETWEEN:

HER MAJESTY THE QUEEN

and

(Accused's full name as it appears on the indictment)

PRE-TRIAL CONFERENCE REPORT

THE POSITIONS AND AGREEMENTS REFLECTED IN THIS REPORT ARE WITHOUT PREJUDICE AND PURELY FOR THE ASSISTANCE OF THE COURT IN THE RESOLUTION OF TRIAL PROBLEMS. THE CONTENTS OF THIS REPORT SHALL NOT BE PUBLISHED OR BROADCAST.

1. Name of accused: _____
2. Charge(s): _____

3. Defence Counsel: _____
Telephone: _____
Fax: _____
E-mail: _____
4. Crown Counsel: _____
Telephone: _____
Fax: _____
E-mail: _____
5. Date of alleged offence: _____
6. Place of alleged offence: _____
7. Date accused charged: _____
8. Length of preliminary inquiry: _____
9. Date of committal: _____

16. (a) Defence position, if any:

(b) Defence witnesses (specify area of testimony, if applicable, and use reverse or additional sheet, if necessary):

17. (a) Disclosure issues? Yes _____ No _____

(b) Experts' reports? Yes ____ No ____

(i) Crown _____

(ii) Defence _____

18. Undisputed issues?

a) Admissions

(i) Identity? Yes _____ No _____

(ii) Time? Yes _____ No _____

(iii) Jurisdiction? Yes _____ No _____

(iv) Other? Yes _____ No _____

b) Will there be an agreed statement of facts in writing?

Yes _____ No _____

c) Who will prepare it? _____

d) Other? _____

19. Legal issues: _____

a) Pre-trial motions? Yes _____ No _____

Details: _____

b) *Voir dire*s? Yes _____ No _____

Details: _____

c) Sufficiency of the Indictment? Yes _____ No _____

Details: _____

d) Joinder or Severance? Yes _____ No _____

Details: _____

e) Jury Issues? Yes _____ No _____

Details: _____

f) Fitness/competency of any witness/party? Yes _____ No _____

Details: _____

g) Procedural Issues? Yes _____ No _____

Details: _____

h) Interpretation Required? Yes _____ No _____

Details: _____

i) Evidentiary Issues? Yes _____ No _____

(i) Similar Fact? Yes _____ No _____

Details: _____

(ii) Statement(s) of the Accused? Yes _____ No _____

Details: _____

(iii) Hearsay? Yes _____ No _____

Details: _____

(iv) Search and Seizure? Yes _____ No _____

Details: _____

(v) Other?

Details: _____

20. Technical issues?

(a) Will teleconference, videoconference, television, VCR, tape recorder be required? (circle applicable one)

(b) Has clerk been notified? Yes _____ No _____

(c) Other technical requirements? _____

21. Length of trial?

(a) Crown's case: _____

(b) Defence case: _____

(c) Total (including *Voir Dires*): _____

22. Any pre-trial directions sought? Yes _____ No _____

Details: _____

23. Other issues or comments? _____

Date signed by both Counsel

Crown Counsel

Pre-trial conference Judge

Defence Counsel

Date of pre-trial conference