



IN THE TERRITORIAL COURT OF YUKON

PRACTICE DIRECTION
TECH-4

*Attendance as Observer
by Video or Audio*

The Court can arrange for an individual to observe court proceedings through a video connection or by audio-conference rather than in person, subject to any order from the presiding judge that excludes the public or witnesses from the courtroom. An appearance in this manner must be approved in advance by the presiding judge.

A request to attend as an observer through a video connection or by audio-conference should be made to Crown counsel, a Victim Services worker, a Crown Witness Coordinator, defence counsel or Indigenous Court Worker, who will file a Notice of Application, in the form attached to this Practice Direction, and draft order, in the form attached to this Practice Direction, with the Court Registry. A copy of these documents shall be provided to all other parties.

In accordance with Practice Direction TECH-3 (*Requesting Special Equipment for Court Proceedings*), the requesting party shall confirm with the Court Technologist that the request can be accommodated prior to seeking a court order, including a desk order. Once a court order is obtained it shall be provided to the Court Technologist in compliance with the timelines set out in Practice Direction TECH-3.

Attendance will be subject to the terms of the attached Order for Observer Attendance by Video or Audioconference, which may be varied as required for specific circumstances, including, in the case of desk orders, a clause confirming that the Court Technologist can facilitate the request.

Chief Judge M. Cozens
January 31, 2023

IN THE TERRITORIAL COURT OF YUKON

REX

v.

**ORDER FOR OBSERVER ATTENDANCE
BY VIDEO OR AUDIOCONFERENCE**

WHEREAS the court is satisfied that the Court Technologist is able to facilitate this request:

1. _____, is permitted to observe a court proceeding via:

- video; or
- audioconference,

on the condition that they **will not**:

- a) disrupt or attempt to disrupt the court proceedings;
- b) record or attempt to record the court proceedings;
- c) permit any person other than themselves to observe the court proceedings from the same venue unless that person also has approval to do so by the court;
- d) distribute, broadcast or transmit, or attempt to distribute, broadcast or transmit the court proceedings;
- e) allow any of these things to be done by anyone else.

2. Observation is at the sole discretion of the court and the privilege may be revoked at any time by the court.

Dated this _____ day of _____, at Whitehorse, Yukon.

Territorial Court Judge

File no.: _____

IN THE TERRITORIAL COURT OF YUKON

REX

Applicant/ Respondent

v.

(Name of accused)

Applicant/ Respondent

NOTICE OF APPLICATION

TAKE NOTICE that an application will be made by _____
ex parte and without notice for an order that:

[name of individual] is permitted to observe the court proceeding of *[name of court proceeding]* on *[date and time]* via *[audioconference or video]*.

Nature of the applicant's relationship to this court proceeding:

This reasons the applicant wishes to observe the court proceeding by audioconference or video:

1. _____
2. _____
3. _____

Dated at _____, Yukon this _____ of _____, 20_____

The applicant has confirmed with the Court Technologist that this request can be facilitated.

(Signature of applicant or counsel)
(set out name, address, telephone and fax numbers (if applicable))