



**Information Notice – Detention Review Hearing**

Saskatoon:                April 19, 2016 at 1:30 p.m.  
                                     May 17, 2016 at 1:30 p.m.  
                                     June 21, 2016 at 1:30 p.m.

Regina:                     May 12, 2016 at 9:30 a.m.  
                                     June 16, 2016 at 9:30 a.m.

2. Upon receipt of a s. 525 application (Form 1), the Court will issue a Notice of Detention Review Hearing (Form 2) to the Crown, the accused, counsel for the accused (if identified) and the Institution, of the date, time and place of the Detention Review hearing. The Notice of Detention Review Hearing (Form 2) will be sent to Crown counsel and Defence counsel by email; the Notice of Detention Review Hearing (Form 2) will be sent by fax to the accused (care of the Institution) and to the Institution. At the time the Notice of Detention Review Hearing is issued, an Order directing the accused to be brought forward for the hearing by CCTV will be made on the order portion of the Form 2 document.
3. Accused persons will appear before the Court **via CCTV** from the Institution at which they are remanded.
4. All applications received from Corrections up to and including the 20<sup>th</sup> of each month will be set for the next regular Detention Review Hearing date in the following month. Any application received after the 20<sup>th</sup> of the month will be scheduled for the Detention Review Hearing following the next regular Detention Review hearing date.
5. The Court will also send to the accused (care of the Institution) and defence counsel (if known) a No-Contest and/or Waiver of Attendance Form (Form 3). The Institution will assist accused persons with the execution of the No-Contest and/or Waiver of Attendance Form (Form 3).
6. Crown counsel must complete a Detention Review Information Sheet (Form 4) and serve it on Defence counsel and file it with the Court three business days prior to the Hearing Date. If Defence counsel takes issue with any of the information set out by the Crown in the Detention Review Information Sheet, Defence counsel should bring those issues to the attention of the presiding Judge at the hearing.
7. On the date scheduled for the perfunctory Detention Review Hearing, counsel for the Crown and the Defence (if one), and the accused (subject to his/her waiver) are expected to participate. The accused will participate via CCTV. The matter may be adjourned by counsel/the accused in advance of the hearing date by fax notice to the Court and the Crown, if such fax notice is served and filed at least three clear days prior to the hearing date. The matter will then be adjourned to the next scheduled Detention Review Hearing date. Alternatively, the matter may be adjourned before the presiding Justice at the hearing. After one fax adjournment request, all further adjournment requests must be made in person.

**Information Notice – Detention Review Hearing**

8. **If the accused is not contesting** his/her continued detention, the accused or his/her counsel shall file with the Crown and the Court, at least three business days before the hearing, a signed and completed No-Contest and/or Waiver of Attendance Form (Form 3), confirming the accused does not wish to contest his/her detention and does not wish to appear. In that event neither the Accused nor the Accused counsel are required to appear at the hearing.
9. **If the accused is contesting** his/her continued detention, the accused or his/her counsel shall file with the Crown and the Court, at least three business days before the hearing, a signed and completed No-Contest and/or Waiver of Attendance Form (Form 3) confirming the accused is contesting the hearing and indicating whether or not the accused wishes to appear. If the continued detention is contested then at the initial perfunctory Detention Review hearing, the Court will then schedule a specific date for a substantive Detention Review Hearing, in consultation with the Crown, the accused (if attending) and defence counsel, if any.
10. **If the accused or his/her counsel does not return a signed No-Contest and/or Waiver of Attendance Form,** the accused will be required to attend the perfunctory Detention Review Hearing to speak to the matter and to be consulted (along with his her counsel, if any) in fixing the date for a substantive Detention Review Hearing.
11. At the hearing, matters with Defence counsel present will normally be heard first.
12. Queen's Bench bail reviews pursuant to section 520 of the Criminal Code will not be entertained on a Detention Review Application Hearing date; a separate Queen's Bench Bail Review Application will need to be made.

**FORM 1**

COURT FILE NUMBER                      CRIM #                      of 20\_\_

COURT OF QUEEN'S BENCH FOR SASKATCHEWAN

JUDICIAL CENTRE                      \_\_\_\_\_

APPLICANT                      \_\_\_\_\_ Provincial Correctional Centre

IN THE MATTER OF                      Queen v \_\_\_\_\_ (accused)

**APPLICATION FOR DETENTION REVIEW PURSUANT TO  
SECTION 525 OF THE CRIMINAL CODE OF CANADA**

Pursuant to section 525 of the *Criminal Code of Canada*, the applicant seeks a date for a hearing to determine whether or not the accused should be released from custody pending trial.

The accused first went into custody in the matter on \_\_\_\_\_ 20\_\_ pursuant to a remand warrant issued on \_\_\_\_\_ 20\_\_, a copy of which is attached to this application. The accused continues to be detained without trial on the charge(s) set out in the warrant.

The charge(s) upon which the accused has been detained are: (select applicable)

- Indictable
- Summary
- Both

The accused:

- is not presently required to be detained in custody on any other matters.
- is presently being detained in custody on other matters. (if selected explain why application is being brought at this time) \_\_\_\_\_.

The accused had been detained on another matter and the detention on that matter ended on \_\_\_\_\_. (delete if inapplicable).

The accused is:

- Not represented by a lawyer;
- Represented by a lawyer, namely \_\_\_\_\_

DATED at \_\_\_\_\_, Saskatchewan, this \_\_\_\_\_ day of \_\_\_\_\_, 2 \_\_\_\_\_.

\_\_\_\_\_  
**Applicant**

**APPLICANT'S CONTACT INFORMATION (please print)**

Name of Admitting Supervisor: \_\_\_\_\_

Phone Number: (\_\_\_\_) \_\_\_\_\_

Fax Number: (\_\_\_\_) \_\_\_\_\_

Other (optional) \_\_\_\_\_

**FORM 2**

COURT FILE NUMBER                      CRIM #                      of 20\_\_

COURT OF QUEEN’S BENCH FOR SASKATCHEWAN

JUDICIAL CENTRE                      \_\_\_\_\_

APPLICANT                      \_\_\_\_\_ Provincial Correctional Centre

IN THE MATTER OF                      Queen v \_\_\_\_\_ (accused)

**NOTICE OF DETENTION REVIEW  
(s. 525, C.C.)**

To Crown:    Email:  
To Defence Counsel:    Email:  
To Institution:    Fax:  
To Accused:    Fax:

Remand Start Date:  
Remanded To Date:  
Accused D.O.B.  
Charge(s) are set out in the attached Warrant.

**Hearing Date:**

**Time:**

**Place:**

DATED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at the City of \_\_\_\_\_, Saskatchewan

\_\_\_\_\_  
Clerk of the Court of Queen’s Bench

**ORDER**

Order fixing \_\_\_\_ day of \_\_\_\_\_, 20\_\_ at \_\_\_\_\_ o’clock as the time and place for a Detention Review Hearing pursuant to Section 525(1) CCC and an Order that the Director produce the Accused at the aforesaid time and place via CCTV.

Date: \_\_\_\_\_ Q.B.J.

**A DETENTION REVIEW INFORMATION SHEET MUST BE COMPLETED BY THE CROWN AND DEFENCE COUNSEL FILED THREE BUSINESS DAYS BEFORE THE HEARING DATE. ACCUSED/COUNSEL MAY ADJOURN MATTER ONCE TO THE NEXT REGULARLY SCHEDULED DETENTION REVIEW DAY BY WRITTEN NOTICE FAXED TO THE QUEEN’S BENCH AND THE CROWN THREE BUSINESS DAYS PRIOR TO THE HEARING DATE. ALL OTHER ADJOURNMENT REQUESTS MUST BE MADE TO THE PRESIDING JUSTICE.**

**FORM 3**

COURT FILE NUMBER            CRIM #            of 20\_\_

COURT OF QUEEN'S BENCH FOR SASKATCHEWAN

JUDICIAL CENTRE            \_\_\_\_\_

APPLICANT            \_\_\_\_\_ Provincial Correctional Centre

IN THE MATTER OF            Queen v \_\_\_\_\_(accused)

***CRIMINAL CODE, S. 525 – DETENTION REVIEW***

**NO-CONTEST AND/OR WAIVER OF ATTENDANCE FORM**

The Accused, \_\_\_\_\_ (*name*), understands that s/he is entitled to have his/her continuing detention in custody pending trial reviewed by a Judge of the Court of Queen's Bench for Saskatchewan.

Regarding these rights, the Accused answers as follows:

1.     Does the Accused wish to contest his/her continued detention at this time?  
          YES                     NO
  
2.     If Yes, does the Accused wish to be present at the hearing to contest his/her continued detention?  
          YES                     NO

DATED this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at the City of \_\_\_\_\_,  
Saskatchewan

**Accused:**

\_\_\_\_\_  
(*Print Name*)

\_\_\_\_\_  
(*Signature*)

**Designated Counsel for the Accused:**

\_\_\_\_\_  
(*Print Name*)

\_\_\_\_\_  
(*Signature*)

**FORM 4**

COURT FILE NUMBER                      CRIM #                      of 20\_\_

COURT OF QUEEN’S BENCH FOR SASKATCHEWAN

JUDICIAL CENTRE                      \_\_\_\_\_

APPLICANT                      \_\_\_\_\_ Provincial Correctional Centre

IN THE MATTER OF                      Queen v \_\_\_\_\_ (accused)

**DETENTION REVIEW INFORMATION (s. 525)**

(to be completed by the Crown)

**1. Name of Accused**

Accused:                      Surname: \_\_\_\_\_                      Given Name(s): \_\_\_\_\_

D.O.B.                      \_\_\_\_\_

**2. Detention Review Hearing**

Detention Review Hearing Date: \_\_\_\_\_

Basis of Hearing     90 day review on indictable charge(s)                       30 day review on summary charge(s)

Date Accused entered custody on subject charges: \_\_\_\_\_

Date of Last s. 520 Bail Review in Queen’s Bench (if any) \_\_\_\_\_ or N/A

Date Accused sentence on other matters (if any) ended/ending \_\_\_\_\_ or N/A

Does Crown acknowledge Accused eligible for hearing under section 525? \_\_\_\_\_ If no, explain why \_\_\_\_\_

**3. The subject charges upon which the Accused is been remanded** (use additional sheet if required)

#	Section of CC	Offence description	Summary or Indictable:	Information Number
1				

**4. Court Proceedings on subject Charges**

**A. In Provincial Court** at \_\_\_\_\_ (court location) (check applicable box and enter date occurred)

Election & Plea on \_\_\_\_\_                       s. 503 CC Show Cause on \_\_\_\_\_

s. 515/519 Bail application on \_\_\_\_\_                       Preliminary Inquiry (PI) on \_\_\_\_\_

PI scheduled to be held on: \_\_\_\_\_                       PC Trial scheduled to: \_\_\_\_\_

Consent release for Diversion Treatment Program Date: \_\_\_\_\_

Scheduled for Sentencing on other matters on: \_\_\_\_\_

Other: \_\_\_\_\_

Date of Next Appearance in PC \_\_\_\_\_ Purpose of Next Appearance in PC \_\_\_\_\_

**B. In Court of Queen's Bench** (check box if proceeding occurred)

- s. 520 Bail Review on \_\_\_\_\_  Indictment filed on \_\_\_\_\_
- Pre-Trial on \_\_\_\_\_  Trial set to \_\_\_\_\_  JA or  JJ

Other: \_\_\_\_\_

**5. Reasons for Delay (to date)**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**6. Bail Application and Review History**

- No Previous Application  Bail Previously Denied

If denied: Date of Last App/Review: \_\_\_\_\_ Before: (court/Judge) \_\_\_\_\_

Grounds:  Primary: \_\_\_\_\_  Secondary: \_\_\_\_\_

\_\_\_\_\_  Tertiary: \_\_\_\_\_

Reasons \_\_\_\_\_  
\_\_\_\_\_

**7. Crown's Reasons for /against continued Detention:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Crown Counsel Name

\_\_\_\_\_  
Signature

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Crown counsel is requested to forward this information by fax to the Court at the Judicial Centre shown on the Notice of Detention Review and to Defence Counsel (if any) at least three business days before the scheduled hearing date. the accused is being detained and to counsel for the defence.

**Notice Sent to**

Local Registrar – Judicial Centre of \_\_\_\_\_ Attention \_\_\_\_\_ Phone: (306) \_\_\_\_\_  
\_\_\_\_\_ Fax: (306) \_\_\_\_\_

Defence Counsel: Name: \_\_\_\_\_ Firm: \_\_\_\_\_  
Phone: \_\_\_\_\_ Fax: \_\_\_\_\_  
Address: \_\_\_\_\_  
Email: \_\_\_\_\_

**Contact Information:**

Crown Counsel: Name: \_\_\_\_\_ Prov: \_\_\_\_\_ Fed: \_\_\_\_\_  
Phone: \_\_\_\_\_ Fax: \_\_\_\_\_  
Address: \_\_\_\_\_  
Email: \_\_\_\_\_