

CRIMINAL PRACTICE DIRECTIVE NO. 8  
LEAVE PROCEDURE FOR APPEALS FILED PURSUANT TO  
SECTION 839 OF THE *CRIMINAL CODE*

Effective October 1, 2018

**Application of Practice Directive**

**1** This practice directive applies to appeals filed with the Court pursuant to section 839 of the *Criminal Code* and replaces Criminal Practice Directive No. 8 Leave Procedure for Certain Criminal Appeals, which was effective February 1, 2016.

**Procedure for certain appeals**

**2** On the filing of a notice of appeal relating to any of the following proceedings, the Registrar shall refer the issue of leave to appeal to a judge of the Court in chambers for a determination as to whether leave to appeal is granted or denied:

(a) summary offence ticket proceedings taken pursuant to *The Traffic Safety Act*, SS 2004, c T-18.1;

(b) bylaw proceedings such as those taken pursuant to a bylaw of a municipality or an authority as defined in *The Summary Offences Procedure Act, 1990*, SS 1990-91, c S-63.1.

**Procedure for all other appeals**

**3** For all other appeals, the appellant and the respondent shall succinctly address the issue of leave to appeal in Part II of their facts and proceed on the basis that the Court will consider the issue of leave to appeal at the outset of the hearing of the appeal.

Note: This Practice Directive is issued by the Court under the authority of *The Court of Appeal Act, 2000* and Rule 74 of *The Court of Appeal Rules*.

Melanie Baldwin, Registrar  
Court of Appeal for Saskatchewan