PROVINCIAL COURT
OF SASKATCHEWAN

CRIMINAL PRACTICE DIRECTIVE 10

FORM PD-10-1

NOTICE OF CHARTER APPLICATION

R v. _____ Information # _____

To: ☐ Presiding Judge of the Provincial Court, sitting at _____, Saskatchewan

To: ☐ _____
(Prosecuting Body or Office Designated to Prosecute)

To: ☐ _____
(Co-accused, if applicable)

To: ☐ Constitutional Law Branch, Ministry of Justice of Saskatchewan
(*If relief other than the exclusion of evidence is requested.)*

To: ☐ Department of Justice (Canada)
(*If relief other than the exclusion of evidence is requested.)*

Charges: _____

_____

_____

_____

(Include, without limitation: the date(s) and place(s) of the alleged offence(s). In the case of lengthy charges, a summary is sufficient.)

Notice of Charter Application

The Applicant, _____ , hereby gives notice that at _____ on _ day, the _____ day of _____ , 20 _____ , at Courtroom # ____ at _____ , in the Province of Saskatchewan, he/she will apply to this Honourable Court under subsection _____ of section 24 of the *Canadian Charter of Rights and Freedoms* or under section 52 of the *Constitution Act, 1982* for the following relief:

_____

(Set out the specific order requested, such as: exclusion of the Certificate of Analyst from the evidence, a stay of proceedings, etc.)

on the grounds that the accused's rights guaranteed under section(s) _____ of the *Canadian Charter of Rights and Freedoms* have been infringed or denied, or on the grounds of other inconsistency with the Constitution, the particulars of which are as follows:

(Set out the grounds to be argued, including a brief statement of the relevant facts, a concise statement of the constitutional issue to be raised, a statement of the constitutional principles to be argued, a reference to any statutory provision or rule upon which reliance will be placed, and relevant case law if a brief of law is not provided (see #2 above). Additional pages may be required.)

The Applicant submits that the appropriate procedure for the hearing of this application is:
(check one)

☐ Voir Dire before the commencement of evidence in the trial with decision before commencement of the evidence in the trial proper.

☐ Voir Dire during trial with decision to be given prior to defence case.

☐ Voir Dire during trial with decision to be given at the conclusion of the trial.

☐ No Voir Dire is necessary, the whole of the evidence to be applied to the application, with decision at conclusion of the trial.

☐ Other (*specify)*_____

Dated this _____ day of _____ , 20_____ .

_____

Signature of Counsel for the Applicant

Contact Information for Service of Applicant

Name of law firm: _____

Name of lawyer: _____

Address of firm: _____

Phone: _____ Email: _____