

# **COURT OF QUEEN'S BENCH OF MANITOBA PRACTICE DIRECTION**

## **APPEALS UNDER THE PROVINCIAL OFFENCES ACT**

Appeals under *The Provincial Offences Act*, C.C.S.M., c. P160, which came into force on November 20, 2017, should be commenced by filing an Application for Leave to Appeal or a Notice of Appeal (The form is available at [http://web2.gov.mb.ca/laws/rules/regforms\\_e.php?set=criminal](http://web2.gov.mb.ca/laws/rules/regforms_e.php?set=criminal) – Form 13).

The procedure on appeals is governed by the Court of Queen's Bench Criminal Proceedings Rules for summary conviction appeals under the Criminal Code with modifications as necessary.

The Summary Conviction Appeals Assignment Court will continue to be the assignment court for both summary conviction appeals under the Criminal Code and appeals under *The Provincial Offences Act*.

Appeals will be set down on the assignment court list once transcripts have been filed. Applications for leave to appeal and appeals under *The Provincial Offences Act* may be dealt with by the judge at Assignment Court. If a special hearing is set, the assignment court judge has discretion to dispense with the filing of an appeal book or factum.

### **Coming into effect**

This Practice Direction comes into effect immediately [and replaces the Practice Direction for summary conviction appeals issued on May 9, 2013].

### **ISSUED BY:**

*“Original signed by Chief Justice Joyal”*

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**The Honourable Chief Justice Glenn D. Joyal  
Court of Queen's Bench (Manitoba)**

DATE: June 22, 2018