



## NUNAVUT COURT OF JUSTICE

### PRACTICE DIRECTIVE #10

#### ***FILING DEADLINES FOR CRIMINAL INFORMATIONS***

Explanatory Note: Criminal dockets are finalized by Court Registry a week before the commencement of scheduled court. The final docket is then circulated to counsel assigned to Court for that week. This practice ensures that counsel can review their files to ensure that all files needed for court are made available for the following week. Informations arriving in the Iqaluit Court Registry after the docket is finalized are not reflected on the Court's "Final" docket and may result in counsel not having some files in court when needed. This practice directive creates a deadline for the filing of criminal informations in an effort to reduce the confusion caused by last minute "add ons".

While court staff will make every effort to ensure that a "final" docket is complete, this does not relieve counsel of their responsibility to ensure that files moving from JP Court to the Nunavut Court of Justice are properly noted up and brought forward for the next appearance in Court.

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Subject to the exceptions enumerated below, all criminal informations must be received in the Iqaluit Court Registry no later than 10 days before a scheduled court sitting. Absent exceptional circumstances, informations received after this deadline will be rescheduled by the Court to a later date.

This filing deadline does not apply to the following matters:

- a. Informations related to citizens who have been detained in custody;
- b. Criminal informations related to a youth as defined by the Youth Criminal Justice Act;
- c. New criminal informations related to citizens who are already scheduled to appear in Court during that sittings in relation to other matters.

Informations fitting within these exceptions that are sworn within 3 days of the Court's scheduled arrival in the community are to be retained by the RCMP and presented to the Court Clerk upon his/her arrival in the community for court. These informations should not be filed electronically. An email should be sent to the Iqaluit Registry advising that additional informations will be provided to the Clerk upon his/her arrival.

This directive replaces Practice Directive #10 issued June 10<sup>th</sup> 2005 which is repealed effective this date.

This Practice Directive comes into effect immediately.

Issued this 1<sup>st</sup> day of July, 2010 at the direction of the Judges of the Nunavut Court of Justice.

Mr. Justice R. Kilpatrick

Mr. Justice E. Johnson

Mr. Justice N. Sharkey

Madam Justice S. Cooper