

## NOTICE

### COURT OF QUEEN'S BENCH OF MANITOBA

#### RE: CRIMINAL TRIAL COURT SCHEDULING REFORM FOR THOMPSON

In 2010 the Court of Queen's Bench in Winnipeg commenced a review of its criminal trial court scheduling processes with the view to making the scheduling of criminal matters more efficient and to providing a better service to the profession and the public.

As a result the Court implemented a number of scheduling reforms such that trial dates are obtained from the Court.

Effective September 1, 2012, all criminal matters in Thompson will require a pre-trial before the setting of trial dates.

Trial dates will be set by the pre-trial judge during the pre-trial conference. The expectation is for counsel to attend at the pre-trial conference prepared to set trial dates.

#### **Setting of Pre-trial Dates:**

All pre-trial dates will be set through the Queen's Bench Trial Coordinator's Office.

The expectation is that counsel will agree to a pre-trial date within 90 days of committal. In order to set a pre-trial date, counsel will contact the Trial Coordinator's Office and confirm a pre-trial date.

#### **Setting of Guilty Plea Dates:**

If counsel wish to set a guilty plea, they will contact the Queen's Bench Trial Coordinator's Office and request available dates.

Once pre-trial or guilty plea dates are set, they will be fixed at the next Queen's Bench Assignment Court List.

## **Designation of Counsel Form:**

The Court is implementing a *Designation of Counsel* form which is available in the Canadian Criminal Code and a copy of which can be downloaded at [http://www.manitobacourts.mb.ca/pdf/designation\\_of\\_counsel.pdf](http://www.manitobacourts.mb.ca/pdf/designation_of_counsel.pdf). Pursuant to s. 650.01 of the Criminal Code, the accused may file this form designating counsel to appear on their behalf unless the Court orders otherwise.

The Provincial Court has incorporated the *Designation of Counsel* into its *Notice to Appear* form used at time of committal. If signed by counsel when the accused is committed to stand trial, the Court does not require counsel to file a *Consent and Acknowledgement of Trial Date(s)* form for the trial dates that have been fixed by the pre-trial judge.

The *Consent* form and *Acknowledgement of Trial Date(s)* form have been amalgamated and the new form is available for download at [http://www.manitobacourts.mb.ca/pdf/consent\\_and\\_acknowledgement\\_of\\_trial\\_date.pdf](http://www.manitobacourts.mb.ca/pdf/consent_and_acknowledgement_of_trial_date.pdf). If no *Designation of Counsel* form is filed, a *Consent and Acknowledgement of Trial Date(s)* form will be required to fix the trial dates set by the pre-trial judge.

Assignment Court will continue to be held monthly. If counsel are unable to agree on a date to be fixed, they may attend Assignment Court in order to speak to the matter. The purpose of the Assignment Court List will be solely to fix pre-trial and guilty plea dates and/or deal with preliminary issues counsel may have.

Counsel are expected to fix a pre-trial date at the first Assignment Court appearance unless there are extraordinary reasons why this cannot be done.

### **ISSUED BY:**

***Original signed by***

**“W.J. Burnett”**

**The Honourable Associate Chief Justice Burnett  
Court of Queen’s Bench  
(Manitoba)**

**DATE: June, 2012**