

SECOND EDITION

Criminal Procedure in Practice

P. G. Barton
N. A. Peel

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A Manual for the Defence of
Cases in Provincial Court
(Second Edition)

P. G. Barton and N. A. Peel

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Criminal Procedure in Practice

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In memory of

W. E. BONNEVILLE, Q.C.

Preface to the Second Edition

Since the publication of the first edition there have been a considerable number of judicial decisions which have clarified, if not altered, the law as set out in the first edition. Where possible this edition includes them. As more lawyers turn to criminal work as a way to survive in difficult economic times, the need for an updated version of the book has become, in our view, ever greater.

The passage of the Charter of Rights will have some effect on criminal procedure, although its major effects may be in the areas of evidence and administrative law. We have included a short chapter in this edition outlining some of the areas where activity may occur.

We would like to thank Jim Klein of North Bay for research done during the summer of 1981 which greatly facilitated our task.

London, 1982.

Preface to the First Edition

This volume was prepared between 1975-78 with the generous help of The Law Foundation of Ontario. It is designed for use by a practicing lawyer and follows an accused person through the criminal justice system to the imposition of sentence or verdict of not guilty.

The authors travelled across Canada during 1977 to discuss ideas with defence counsel, judges and Crown attorneys in most of the capital cities. We would particularly like to thank the following people: Greg Brodsky, Stan Nozick, Hymie Weinstein (Winnipeg); Dan Abbott, Ev. Bunnell (Edmonton); Robert Calvert (Calgary); Barry Sullivan (Vancouver); Joel Pink (Halifax); Peter Strong (St. John's); Paul Mullin (Charlottetown); Barry Athey, Brian Neill (Fredericton) and the many counsel known to us in Toronto, London and Montreal with whom we discussed various ideas.

Wherever possible we have shown how the application of similar procedures to specific cases varies across Canada. Any errors we claim as our own.

P. G. BARTON
AND N. A. PEEL

January 1979.

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