



# Provincial Court of British Columbia

*Annual Report 2006-2007*



# **Provincial Court of British Columbia**

***Annual Report 2006-2007***

THE HONOURABLE HUGH STANSFIELD  
CHIEF JUDGE



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The Honourable Wally Oppal  
Attorney General  
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Dear Mr. Attorney:

I am pleased to enclose the Annual Report of the Provincial Court of British Columbia covering the period of April 1, 2006 to March 31, 2007.

Highlights for the year include:

1. Two new pilots:
  - Civil Process Reform - a three-stream process where claims of up to \$5,000, except financial debt claims and personal injury claims, are streamed directly into a one-hour simplified trial before a Lawyer JP Adjudicator; financial debt claims (credit card debts, loans or overdrafts) at Robson Square which are streamed directly into a half-hour summary trial before a judge and all other claims above \$5,000 and up to \$25,000, and all personal injury claims, which are referred and streamed to a two-hour mediation session by non-judge mediators;
  - a First Nation's Court in New Westminster that will provide an alternative to the traditional court system for those who wish to opt-in to this holistic and restorative approach to sentencing; and
2. A major review and restructuring of the Office of the Judicial Justice of the Peace following recommendations, adopted by Judicial Council, that all new appointments be lawyers with a minimum of five years call to the BC bar, appointed to serve on a part-time basis for terms of 5-10 years. This restructuring will allow the Court to prepare for a move to increase use of "virtual" bail courts presided over by part-time lawyer justices from the Justice Centre;
3. The Court developed, in cooperation with Court Services Branch, a number of performance measurement and management standards. Associate Chief Judges Neal and Threlfall have commenced a district-by-district review applying these standards to evaluate workloads and identify issues requiring a response by the Court;
4. The start of renovations on the former pre-trial Centre at Cordova and Gore in Vancouver's downtown eastside in what will become the Court's new Downtown Community Court.

This continues to be an exciting time of reform and innovation for the Court as it works to serve the public with the most efficient and effective use of judicial resources.

Sincerely,



Hugh C. Stansfield  
Chief Judge

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## **INTRODUCTION AND OVERVIEW OF THE 2006–2007 FISCAL YEAR**

### **Community Court**

Renovations began on the former Pre-trial Centre at Cordova and Gore in Vancouver's Downtown Eastside which will be the Downtown Community Court, offering a problem-solving approach to chronic offenders and those who commit minor crimes in the downtown peninsula. It is hoped that the Court will open in December 2007. A number of other ministries and service providers are joining the Court at this new location and will be providing services as part of the restorative approach which will be taken by this court which is being modelled on the Red Hook Court in New York.

### **Aboriginal Justice**

The Court piloted a First Nations Court in New Westminster presided over by Provincial Court Judge Marion Buller Bennett. The Court provides an alternative to the traditional court structure at the sentencing stage for those who wish to opt-in to the Court's processes. The goal is to take a First Nation's perspective, being a holistic and restorative approach, to sentencing. In addition to an offender's education, employment history and past criminal history, the court hears about an offender's extended family, his or her current needs for housing and health services, the availability of community based resources and other relevant information. If there is a Family or Youth Court file, or a related matter, those matters are heard at the same time as the criminal matter.

### **Education**

The Chief Judge began a focus on continuing education; both within the judiciary and between the judiciary and the public.

The Chief Judge is committed to the goal of providing improved access to educational materials to the judiciary. The first advanced mediation refresher course was completed by members of the judiciary in November 2006 and many more judges completed the course in 2007. Additional modules were developed for the Electronic Benchbook available to all judges.

### **Criminal**

Associate Chief Judge Neal chaired a committee which undertook a "Blue Sky" review of the criminal process. The Committee sought input from a wide variety of sources on current issues and potential solutions in the area of criminal process. The review resulted in a number of recommendations for reform which the Court has commenced. The review of criminal process suggested that judges are currently spending more time than is necessary in remand court processes or presiding over court appearances that are primarily administrative in nature; functions that could be performed by judicial case managers. The Court is considering an expansion to Judicial Case Managers' duties to permit judges to deal with substantive matters and, thereby, assist in addressing "time to trial" delays. Work continued to develop on specific reform proposals that would ensure proportionality between the nature of the

issue before the Court and level of the judicial resources dedicated to the same.

### **Civil**

Associate Chief Judge Schmidt led the development of a pilot project for the Court that will be implemented first at Robson Square and, then, in Richmond. The pilot has two parts: 1) claims under \$5000 will be handled by part-time lawyer/arbitrator/justices who will hear and attempt to mediate or will arbitrate the result to disputes in approximately one hour; 2) for claims between \$5,000 and \$25,000 non-judge mediators, (certified in small claims mediation through the Dispute Resolution Society) will mediate settlement conferences.

### **Family**

The Justice Review Task Force established the Family Justice Reform working group with a mandate to explore opportunities for fundamental reform of the BC family justice system to better meet the needs of separating and divorcing families. Associate Chief Judge Threlfall was the Court's representative on that working group. It delivered its final report in May of 2005. The report contained a number of recommendations for changes to the family court system in British Columbia including:

#### Recommendation 12:

- ◆ that rules and forms for family cases be simplified and streamlined to allow for expedited, economical resolution of all cases with processes proportional and appropriate to the value and importance of the case.
- ◆ that every family law form and procedure be designed to be used and understood by an unrepresented litigant but the basis upon which expenses are to be recorded on parties financial disclosure forms be clarified.

#### Recommendation 14:

- ◆ that there be a single set of rules to govern all family cases (except child protection cases) regardless of the court in which the proceeding is brought.

In March of 2007 a family rules working group was struck to prepare draft rules based upon the recommendations contained in the report. Judge David Pendleton has been the Court's representative on that working group.

Another recommendation involved the establishment of family justice hubs to provide the public with better access to information and assistance as they struggle with family breakdown. A pilot project in Nanaimo is currently underway.

The Court has also been working on processes to ensure that family cases are heard with a minimum of delay. Family assizes and procedures to support them have been undertaken throughout the Province.

### **JJP Function and Role**

Associate Chief Judge Threlfall undertook a major review of the Judicial Justice of the Peace program in British Columbia. As a result, recommendations made by ACJ Threlfall, were adopted by Judicial Council resulting in all new appointments being part-time lawyer justices, with a minimum of five years call to the BC bar; appointed for terms of 5-10 years.

The Court commenced a number of major reform initiatives this fiscal year. One of the prime motivators in restructuring the office of the JJP has been Associate Chief Judge Threlfall's recommendation that the Court move to increase use of centralized "virtual" bail courts presided over by part-time lawyer justices from the Justice Centre.

### **Court Performance and Management**

The Court has developed, in cooperation with Court Services Branch, a number of performance measurement and management standards which are being used to alert the Court to changes in workload and allow the Court to respond to emerging issues. Associate Chief Judge Neal, with assistance from Associate Chief Judge Threlfall and a Review Team consisting of staff from the Office of the Chief Judge, is commencing a district-by-district review using these standards and meeting with the administrative judge, judicial case managers, judicial administrative assistants and other court staff to evaluate workloads and identify issues requiring a response.

## ADMINISTRATION

### 1. Executive Committee

The Executive Committee is chaired by the Chief Judge and includes the three Associate Chief Judges, with the advice and assistance of the Director of Judicial Administration. The role of the Executive Committee is to provide strategic direction and decision making for the Court on administrative and management matters as well as issues touching on the administrative independence of the court.

#### Chief Judge

**The Honourable Hugh C. Stansfield (appointed June 2005 for a term of five years)**

#### Associate Chief Judges

The Honourable Judge Brian M. Neal (appointed July of 2005 for a term of two years)

The Honourable Judge Dennis Schmidt (appointed June of 2005 for a term of two years)

The Honourable Judge James Threlfall (appointed June of 2005 for a term of five years)

### 2. Management Committee

The Management Committee of the Court consists of the Administrative Judges designated by the Chief Judge pursuant to section 10(3) of the *Provincial Court Act* and the Executive Committee. The Management Committee is chaired by the Chief Judge or his designate.

The Administrative Judges for 2006-2007 are listed below.

Administrative Judge M.J. Brecknell (Cariboo Northeast District)

Administrative Judge P.L.J. de Couto (North Fraser District)

Administrative Judge E.F. de Walle (North West District)

Administrative Judge R.A. Gould (North Vancouver Island District)

Administrative Judge W.J. Kitchen (Vancouver Criminal District)

Administrative Judge W.G. MacDonald (South Fraser District)

Administrative Judge D.E. Moss (Coast District)

Administrative Judge D.E. Schmidt (Robson Square District)

Administrative Judge L.W. Smith (South Vancouver Island District)

Administrative Judge N. N. Phillips (Okanagan District)

Administrative Judge D. L. Sperry (Kootenay District)

Administrative Judge C.D. Cleaveley (Kamloops District)



### **3. Traffic Court and Justice Centre Administration**

The Court continued with two Administrative Judicial Justices of the Peace in accordance with the Strategic Plan. Judicial Justice of the Peace Linda Mayner continued as the Administrative Judicial Justice of the Peace for the Traffic Court Division and Judicial Justice of the Peace Patricia Schwartz continued as the Administrative Judicial Justice of the Peace for the Justice Centre.

## THE JURISDICTION OF THE PROVINCIAL COURT

### 1. The Scope of the Court's Authority

The Provincial Court of British Columbia is one of two trial courts in the province, the other being the Supreme Court of British Columbia.

The Provincial Court's caseload encompasses the following primary subject areas: criminal, family and youth, civil, and traffic.

Appeals from Provincial Court decisions go to either the Supreme Court of British Columbia or the BC Court of Appeal, depending upon the nature of the case. Appeals on some Provincial Court cases may be taken to the Supreme Court of Canada, after the Court of Appeal.

The statutes listed below are the principal ones in which the court has jurisdiction. Under some of these enactments, jurisdiction is shared with the Supreme Court or split between the Provincial Court and the Supreme Court.

Federal Statutes:	Provincial Statutes:	
<ul style="list-style-type: none"> <li>• Criminal Code</li> <li>• Youth Criminal Justice Act</li> <li>• Controlled Drugs and Substances Act</li> <li>• Firearms Act</li> <li>• Income Tax Act</li> <li>• Fisheries Act</li> </ul>	<ul style="list-style-type: none"> <li>• Adult Guardianship Act</li> <li>• Child, Family and Community Service Act</li> <li>• Commercial Transport Act</li> <li>• Court Order Enforcement Act</li> <li>• Environmental Management Act</li> <li>• Family Relations Act</li> <li>• Family Maintenance Enforcement Act</li> <li>• Health Act</li> <li>• Liquor Control and Licensing Act</li> <li>• Community Charter and Local Government Act (Bylaw Offences)</li> <li>• Interjurisdictional Support Orders Act</li> </ul>	<ul style="list-style-type: none"> <li>• Mental Health Act</li> <li>• Motor Vehicle Act</li> <li>• Offence Act</li> <li>• Passenger Transportation Act</li> <li>• Small Claims Act</li> <li>• Waste Management Act</li> <li>• Wildlife Act</li> <li>• Youth Justice Act</li> </ul>

The Provincial Court's jurisdiction extends to all criminal cases except a few in which the Supreme Court has exclusive jurisdiction, listed in section 469 of the *Criminal Code* (such as murder, treason, piracy, alarming Her Majesty). For these, a preliminary inquiry is generally held in the Provincial Court, before the Supreme Court trial.

The Provincial Court does not conduct jury trials. It has exclusive jurisdiction in all summary conviction trials and hears trials in all indictable matters where the accused does not elect a jury trial or a trial by a Supreme Court Judge.

In family matters, the Provincial Court has jurisdiction in child protection cases, maintenance, custody, guardianship, and access, but not divorce, adoption, or the division of family property.

The Provincial Court's jurisdiction in civil matters extends to cases with a monetary limit of \$25,000 (as of September 1, 2005).

Provincial ticket offences, primarily traffic, are heard by judicial justices of the peace. Judicial justices of the peace also hear bail and search warrant applications by fax and telephone through the Justice Centre.

## 2. Legislative Changes

### A. Federal

During the fiscal year April 1, 2006 to March 31, 2007, provisions were enacted under three federal Acts affecting or expanding Provincial Court jurisdiction.

On December 14, 2006, *An Act to amend the Criminal Code (street racing) and to make a consequential amendment to the Corrections and Conditional Release Act*, S.C. 2006, c. 14, came into force on Royal Assent. This legislation creates offences related to street racing and the sentencing for such offences, as well as mandatory driving prohibitions for such offences.

On February 10, 2007, portions of *An Act to amend the Proceeds of Crime (Money Laundering) and Terrorist Financing Act and the Income Tax Act and to make a consequential amendment to another Act*, S.C. 2006, c. 12, came into force (subsection 1(1), sections 2, 4, 7, 9 and 12 to 24, subsections 26(1) and 28(1) and sections 29 to 39, 41 and 44 to 46). The provisions brought into force relate to, among other things, authorized searches, forfeiture, appeals and disclosure and use of information acquired under legislation.

On March 29, 2007, *An Act to amend the National Defence Act, the Criminal Code, the Sex Offender Information Registration Act and the Criminal Records Act*, S.C. 2007, c.5 received Royal Assent but the only portions then brought into force were sections 51 and 52, which are coordinating provisions that are in force subject to certain conditions stated in the provisions being fulfilled.

### B. Provincial

Various sections of the *Attorney General Statutes Amendment Act, 2006*, S.B.C. 2006, c. 11 (the "Amendment Act") came into force during the summer and fall of 2006. On June 14, 2006, sections 1 to 5 of the *Amendment Act* came into force, amending provisions of the *Business Corporations Act* and the *Escheat Act*. On July 1, 2006, sections 7 and 8 of the *Amendment Act* were brought into force, amending s. 40 and 42 of the *Infants Act*. Finally, on September 1, 2006, sections 9 to 11 of the *Amendment Act* came into force, amending part of the *Sheriff Act*.

Sections 1 to 4 of the *Attorney General Statutes Amendment Act 2005*, S.B.C., c. 1 came into force on June 1, 2006. These amendments related to the establishment of child support services which (under s. 93.3(3) in the amendments) may assist courts in the determination of child support, and recalculate child support in accordance with the Act, regulations and child

support guidelines. The Order-in-Council bringing the amendments into force (OIC 346/2006) also amends the Child Support Guidelines Regulation and creates the Child Support Recalculation Pilot Project Regulation, all effective June 1, 2006. The latter regulation establishes the Kelowna Court Registry as the only prescribed registry under s. 93.3 of the new amendments and, thus, as the location for the Child Support Recalculation Pilot Project.

On November 21, 2006, portions of the *Representative for Children and Youth Act*, S.B.C. 2006, c. 29 (sections 1 to 5, 7 to 9, 15, 17 to 21, 22(2), 23 to 25, 29, 30 and 32 to 35) were brought into force. The Act provides the appointment, and administration of the office, of the provincial Representative for Children and Youth.

Sections 7 to 10, and 16 to 26 of the *Child and Youth Statutes (Representative Improvement) Amendment Act*, 2007, S.B.C. 2007, c.5 were brought into force on March 30, 2007. These provisions include amendments to the *Representative for Children and Youth Act*, S.B.C. 2006, c.29.

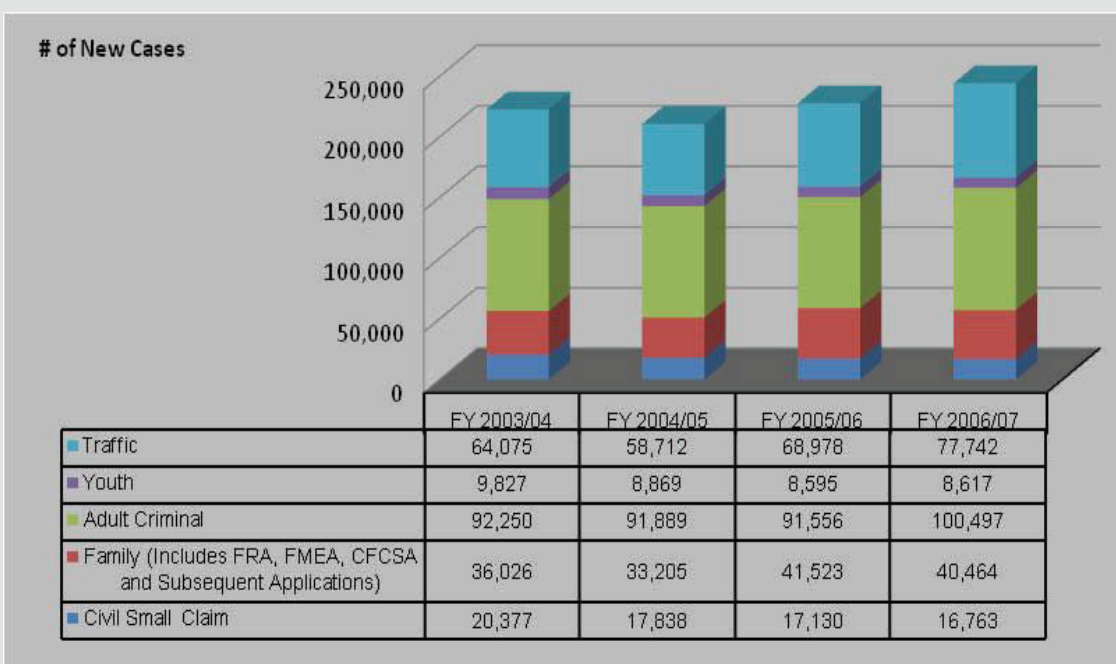
## The Provincial Court's Caseload

During the fiscal year 2006—2007, the Provincial Court received 244,083 new cases. This includes new adult criminal, youth, civil, family (including subsequent applications) and traffic cases. About 51% of the Provincial Court's caseload is criminal and youth matters, 36% is traffic and 13% is family and civil.

This fiscal year saw a 9% increase in the number of new criminal matters over the previous fiscal year. Traffic cases also increased by about 12% over the previous year while family declined slightly.

While this fiscal year saw the total new civil (small claims) cases decline slightly, 30% of these cases were for claims over \$10,000.00

The following chart shows comparative caseloads for new cases for the current and previous years, by subject.



## Trial, Hearing and Conference Delays

The Provincial Court continues to track backlog through quarterly surveys of the "next available trial date" per district by subject matter. This represents the average wait for trial based on the delay between the setting of a case and the first date that the court is available to hear the trial.

The latest Next Available Trial Date Survey was completed as of April 1, 2007. This quarter continues to show a management of delay in both family and civil where only a few locations are now showing an excessive delay. However, the Court is still experiencing an increase in delay in Criminal cases in a variety of locations, the worst of which is seen in the North Fraser and North Vancouver Island Districts. The Court is also experiencing an increase in delay for lengthy cases which require 2 days or longer of court time.

Those areas reporting backlogs are mainly due to under resourcing. These backlogs will be continually monitored and assessed during the next year.

The Management Committee has endorsed a number of court performance measures and has set standards in the following areas: time to trial for 1/2 day adult criminal trials (90% within 6 months), time to trials to 2 day adult criminal trials (90% within 8 months); time to trial for youth matters (90% within 2 months); time to trials for small claim actions (90% within 4 months); time to hearing for child protection matters (90% within 3 months); and family hearings (90% heard within 4 months).

The following chart identifies the non-circuit court locations with excessive trial delays beyond these standards:

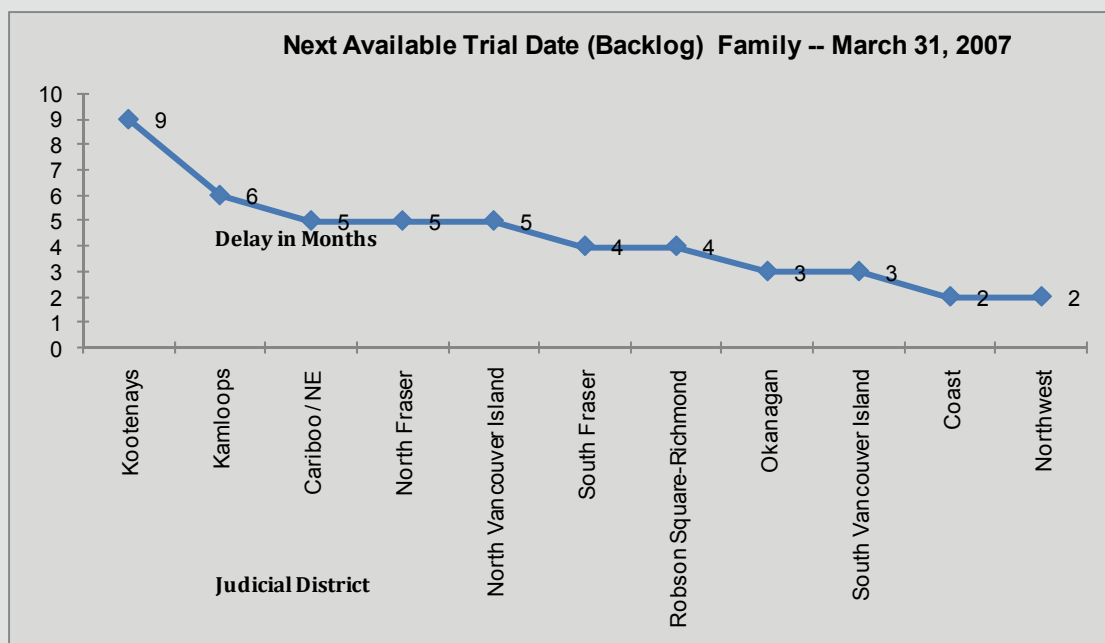
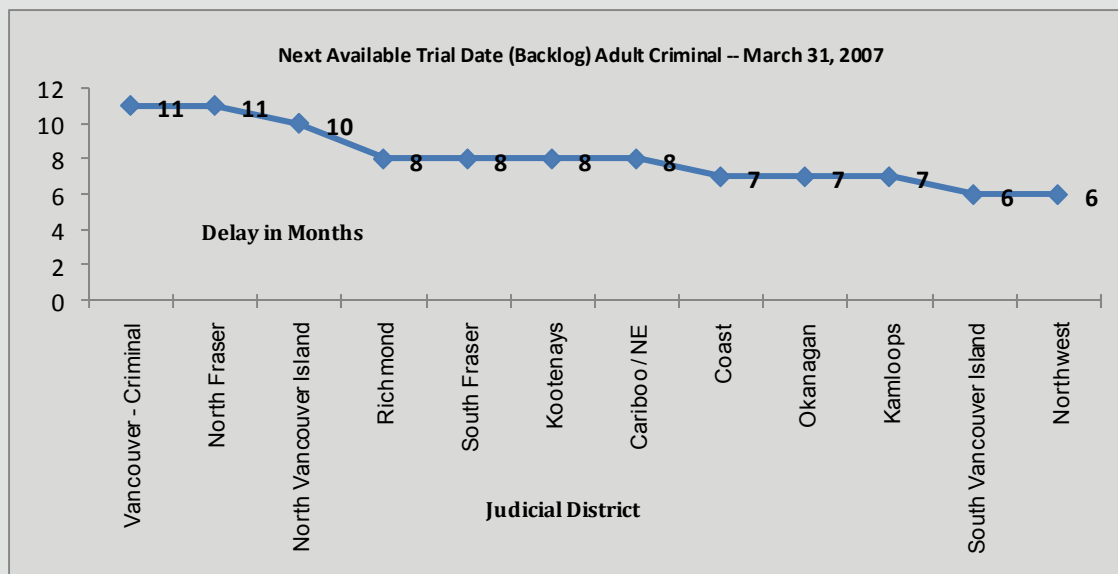
### Non-Circuit Court Locations with Excessive Trial Delays

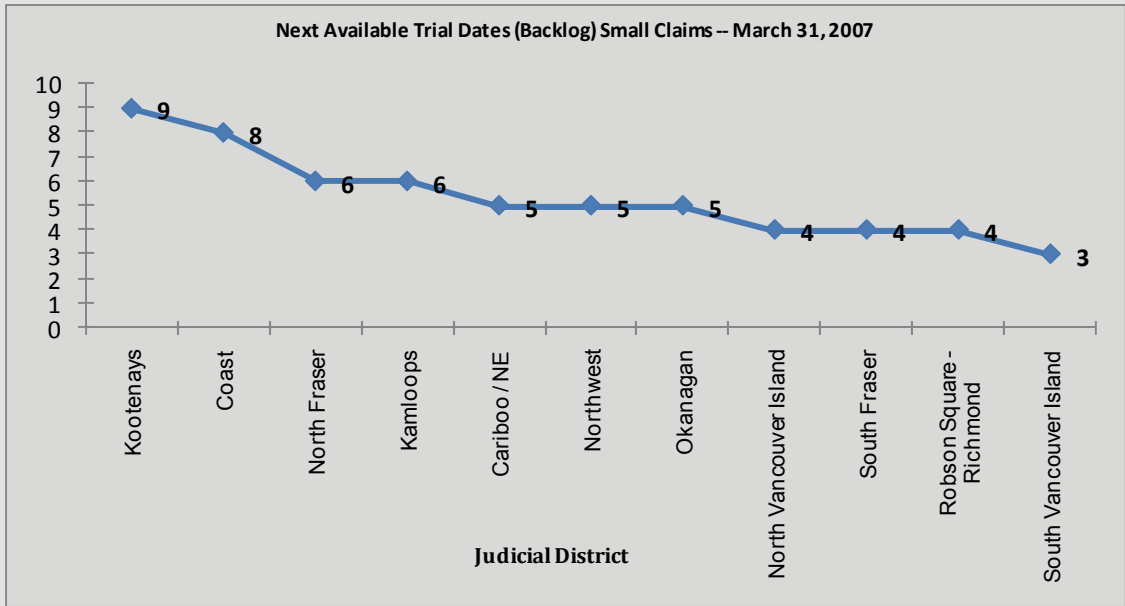
\*Beyond Set Standards (in months)

LOCATION	ADULT	FAMILY	CIVIL
Dawson Creek	9		5
Fort St. John	9		7
Fort Nelson	8		7
Prince George	8	5	5
Quesnel	7		
Williams Lake	8		8
North Vancouver	7	6	6
Kamloops	7	10	10
Cranbrook	8	8	8
Nelson	8	5	6
Port Coquitlam	11		6
New Westminster	11	6	
Campbell River	10		
Nanaimo	11		
Courtenay	9		
Powell River	7		
Penticton	7		
Vernon	7		
Richmond	8		5
Surrey	8		
Chilliwack	8		6
Abbotsford		8	
Victoria	7		
222 Main Street	7		

\* as at March 31, 2007 - taken from Next Available Trial Date Survey.  
 OJ Standards  
 Adult Criminal trials (6 months maximum)  
 Family trials (4 months maximum)  
 Small Claims trials (4 months maximum)

The following charts show backlogs by location and subject matter at the close of the fiscal Year.







## Financial Reports

### 1. 2006-2007 Budget Submissions and Expenditures

	Budget	Actual	Variance	
Salaries	\$34,871,000	\$34,472,555	\$398,445	(1)
Supp. Salaries	30,000	58,173	(28,173)	(2)
Benefits	8,928,000	8,946,114	(18,114)	(3)
Judicial Council/Ad Hoc	351,000	226,796	124,204	(4)
Travel	1,333,000	1,432,413	(99,413)	(5)
Central Management Support Services	0	27,623	(27,623)	(6)
Professional Services	118,000	265,650	(147,659)	(7)
Information Services	207,000	267,892	(60,892)	(8)
Office Expense	913,000	858,671	54,329	(9)
Advertising	3,000	0	3,000	
Court Attire and Supplies	73,000	81,696	(8,696)	
Vehicles	66,000	63,595	2,405	
Amortization	349,000	360,124	(11,124)	(10)
Building Lease	482,000	479,338	2,662	
C.A.P.C.J. Grant	8,000	7,200	800	
Library	177,000	189,951	(12,951)	(11)
Interest on Capital Leases	9,000	11,645	(2,645)	
General Expenses	0	0	0	
<b>Sub-Total Operating</b>	<b>\$47,918,000</b>	<b>\$47,749,436</b>	<b>\$168,564</b>	
<b>Operating Variance as per Financial Management Report</b>			<b>\$168,564</b>	
Provincial Court Judges		141.57		
Judicial Justices of the Peace (JJPs)		27.58		
Staff		78.24		
<b>Total FTE:</b>		<b>247.39</b>		
<b>Capital Budget Variance (Systems and Furniture)</b>	<b>\$292,000</b>	<b>\$176,435</b>	<b>\$115,565</b>	

(1) Unanticipated illnesses, long term disabilities and retirements—delays in replacements thereto.

(2) Increased maternity and parental leave costs.

(3) Lump sum retirement payments offset savings related to salaries

(4) Fewer Ad Hoc Judges and JJPs available to cover absences of salaried Judges and JJPs.

(5) Increased travel to areas experiencing a shortage of Judges and JJPs.

(6) Unfunded charges from other government agencies.

(7) Enhancements to Judges Benchbook, contributions to the National Judicial Institute and higher legal costs

(8) Expenditures to upgrade computer network.

(9) Judge's professional development expenditures deferred to the following year.

(10) Capital purchases made early in year.

(11) Increases to subscriptions.

## 2. Expenditures and Variances for Ad Hoc Judges & Ad Hoc Judicial Justices of the Peace

Ad hoc judges and JJPs are deployed on a short-notice, emergency basis to cover for short-term illness or other unexpected shortages of judicial resources. They receive per diem remuneration when assigned by the Office of the Chief Judge. Amounts paid to ad hoc judges and JJPs are budgeted separately from salaries. The ad hoc judge and JJP budget may be supplemented from the budget for salaries of judges and JJPs, where appointments are delayed or a judge or JJP is on long term disability. The ad hoc judge program is increasingly being replaced by the Unassigned Judges Program discussed above.

The following charts show the amount of time committed to ad hoc judge and judicial justice of the peace services in the 2006-2007 fiscal year.

### 2006/2007 Ad Hoc Judge Usage & Expenditures

2006/2007 Ad Hoc Judge Usage & Expenditures

FOR FISCAL YEAR 2006/2007	DAYS USED	\$ AMOUNT
TOTAL USAGE	64.00	\$70,754.00
TOTAL BUDGET (days)	210.00	\$226,800.00
VARIANCE	146.00	\$156,046.00

2006/2007 Ad Hoc Judicial Justice of the Peace Usage & Expenditures

FOR FISCAL YEAR 2006/2007	DAYS USED	\$ AMOUNT
TOTAL	433.00	\$136,228.00
TOTAL BUDGET	416.00	\$184,704.00
VARIANCE	(17.00)	(\$48,476.00)

## Facilities

The judiciary is working with the Court Services Branch of the Ministry of Attorney General to prioritize the replacement and renovation of court facilities that no longer meet the needs of the Court and the community.

The following projects were completed in 2006-2007 fiscal;

- Salmon Arm courthouse opened in June, 2006.
- Ft. St. James Circuit Court opened in October 2006.
- Surrey courthouse received an additional chamber in April 2006.

Renovations projects that were undertaken this fiscal include:

Penticton Law Courts underwent major renovations which included improvements to the Provincial Court judges' chambers and courtrooms and a multi-purpose hearing room. This project is expected to complete in July 2007.

Rosland Law Courts is undergoing expansion and upgrading which includes relocating the Provincial Court judges' chambers and provide secure access for the judges' to the courtroom and hearing room.

Downtown Community Court (DCC) is currently under renovation, and expected to complete in December 2007. DCC will provide 2 courtrooms, judges' chambers, holding cells, interview rooms, support service team office space and meeting rooms.

The Cariboo Northeast is anticipating approval for a new courtroom and judges' chambers in Ft. St. John to assist with the continued growth this community has received over the years. When approval is received renovations will commence in this facility.

The Grand Forks Circuit Court is relocating and is currently in the process of proceeding to tender.

The following is a list of the 88 court locations throughout the province, including circuit courts.

<b>COAST</b>			
North Vancouver	The Honourable Admin.		
Pemberton*	Judge D.E. Moss		
Powell River			
Sechelt			
<b>KAMLOOPS</b>			
Ashcroft*	The Honourable Admin.		
Chase*	Judge C. Cleaveley		
Clearwater			
Kamloops			
Lillooet*			
Merrit*			
<b>KOOTENAYS</b>			
Castlegar*	The Honourable Admin.		
Cranbrook	Judge D.L. Sperry		
Creston*			
Fernie*			
Golden			
Grand Forks*			
Invermere*			
Nakusp			
Nelson			
Rossland			
Sparwood*			
<b>NORTH FRASER</b>			
New Westminster	The Honourable Admin.		
Port Coquitlam	Judge P.J. de Couto		
<b>N. VANCOUVER ISLAND</b>			
Campbell River	The Honourable Admin.		
Courtenay	Judge R.A. Gould		
Gold River*			
Nanaimo			
Port Alberni			
Port Hardy			
Powell River			
Tahsis*			
Tofino*			
Ucluelet*			
<b>OFFICE OF THE CHIEF JUDGE</b>			
Atlin*			
Bella Bella*			
Bella Coola*			
Good Hope Lake*			
Lower Post*			
Klemtu*			
<b>OKANAGAN</b>			
Kelowna	The Honourable Admin.		
Penticton	Judge N. Phillips		
Princeton*			
Revelstoke*			
Salmon Arm			
Vernon			
<b>CARIBOO NORTHEAST</b>			
Alexis Creek*	The Honourable Admin.		
Anahim Lake*	Judge M.J. Brecknell		
Chetwynd*			
Dawson Creek			
Fort Nelson			
Fort St. James*			
Fort St. John			
Fraser Lake*			
Hudsons Hope*			
Kwadacha (Fort Ware)*			
Mackenzie			
McBride*			
100 Mile House*			
Prince George			
Quesnel			
Tsay Keh Dene*			
Tumbler Ridge*			
Valemount			
Vanderhoof*			
Williams Lake			
<b>VANCOUVER/RICHMOND</b>			
Vancouver Civil & Family	The Honourable Admin.		
(Robson Square)	Judge D.E. Schmidt		
Richmond			

\* unstaffed court location (circuit court)

**NORTHWEST**

Burns Lake	The Honourable Admin.
Dease Lake*	Judge E.F. De Walle
Houston*	
Kitimat*	
Masset	
New Aiyansh*	
New Hazelton*	
Prince Rupert	
Queen Charlotte City*	
Smithers	
Stewart*	
Terrace	

**SOUTH FRASER**

Abbotsford	The Honourable Admin.
Chilliwack	Judge W.G. MacDonald
Surrey	

**S. VANCOUVER ISLAND**

Duncan	The Honourable Admin.
Ganges*	Judge L.W. Smith
Sidney*	
Victoria	
West. Communities	

**VANCOUVER CRIMINAL**

Vancouver Criminal (Main Street)	The Honourable Admin. Judge W.J. Kitchen
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## JUDICIAL COMPLEMENT

### 1. Judges

At the commencement of the fiscal year, the complement of Provincial Court Judges totalled 140 full time judges, 16 part time and 4 ad hoc judges.

At March 31, 2007, the complement was 136 full time judges, 13 part time and one ad hoc judge.

“Part time” refers to senior judges who have elected to receive pension and to work a reduced schedule of approximately half time, pursuant to section 9.1 of the *Provincial Court Act*.

The following changes in the complement of judges took place during the 2006-2007 fiscal year:

#### Retirements:

<u>Judge</u>	<u>Date</u>	<u>Administrative District</u>
E.D. Devitt	May 31, 2006	South Fraser
C.C. Barnett (Ad hoc)	June 4, 2006	Vancouver H/Q
K.A.P.D. Smith	June 23, 2006	Vancouver Criminal
F.S. Green (Ad hoc)	October 28, 2006	Vancouver H/Q
MR. Mondin	October 31, 2006	Vancouver/Richmond
E.R. Brecknell	December 31, 2006	Okanagan
A.E. Filmer	December 31, 2006	South Island
J.P. Gordon	December 31, 2006	Kamloops
P.L. Maughan	December 31, 2006	South Island
D.E. Moon (Deceased)	January 7, 2007	Coast
B.W. Sundhu	March 14, 2007	Kamloops

#### Part Time Elections:

<u>Judge</u>	<u>Date</u>	<u>Administrative District</u>
E.R. Brecknell	August 1, 2006	Okanagan
J. Auxier	September 1, 2006	Coast

#### Appointments:

<u>Judge</u>	<u>Date</u>	<u>Administrative District</u>
M.F. Giardini	October 30, 2006	Vancouver Criminal
M.R. McMillan	December 22, 2006	Vancouver Criminal
S.D. Frame	December 28, 2006	Kamloops
D.A. Betton	March 19, 2007	Okanagan

#### Appointment to Supreme Court:

<u>Judge</u>	<u>Date</u>	<u>Administrative District</u>
C. Bruce	September 18, 2006	Vancouver Criminal
J.K. Bracken	March 30, 2007	South Island

#### Transfers:

<u>Judge</u>	<u>Date</u>	<u>Administrative District</u>
A.E. Rounthwaite	October 16, 2006	Vancouver Criminal to Coast
T.A. Dohm	March 19, 2007	Kamloops to Coast

## Provincial Court Judges by Administrative District as at March 31, 2007

### Office of the Chief Judge:

H.C. Stansfield, Chief Judge

Ad Hoc Judges:

T.W. Shupe

C.J. Trueman (LD)

### Cariboo—Northeast:

M.J. Brecknell, Administrative Judge

E.L. Bayliff

E.C. Blake

R.R. Blaskovits

B.A. Daley

B.L. Dollis

M.A. Gray

R.B. Macfarlane (P/T)

D. J. O'Byrne

K. Walker

R.E. Walker (LTD)

R. Walters

D. H. Weatherly

### Coast:

D.E. Moss, Administrative Judge

J. Auxier (P/T)

C.C. Baird Ellan

A. Dohm

W.J. Diebolt (P/T)

J. Gedye

W.J. Rodgers

A.E. Rounthwaite

### Kamloops

C.D. Cleaveley, Administrative Judge

S. Frame

H. Rohrmoser

E.A. Sather (P/T)

W.A. Blair (P/T)

### Kootenays

D.L. Sperry, Administrative Judge

D.C. Carlgren

R.G. Fabbro

R.J. Webb

### North Fraser:

P.L.J. de Couto, Administrative Judge

T. Alexander

S.C. Antifaev

G. Angelomatis

M.R. Buller Bennett

J. Challenger

S. Dossa

B. Dyer

D. Potheary

A.J. Spence

D.M.B. Steinberg

D. Stone

### North Vancouver Island:

R. Allan Gould, Administrative Judge

J.D. Cowling

P.M. Doherty

J.I.D. Joe

E.L. Iverson

B.R. Klaver

C.D. Lazar (P/T)

K.J. Libby (P/T)

J.E. Saunders

B. Saunderson

### Northwest:

E.F. de Walle, Administrative Judge

W.R. Jack

A.K. Krantz

J. Milne

H. Seidemann

### Okanagan:

J.J. Threlfall, Associate Chief Judge

N. Phillips, Administrative Judge

D.A. Betton

E.M. Burdett

J.P. Cartwright (LTD)

B. Chapman

P.V. Hogan

W. Klinger

G.G. Sinclair

R.R. Smith

M. Takahashi

A. Wallace

**Vancouver—Richmond:**

E.D. Schmidt, Associate Chief Judge and  
Administrative Judge  
P. Chen  
B.K. Davis  
H.K. Dhillon  
A.I. Ehrcke  
E. Ferbey  
R.D. Fratkin  
R.M. Gallagher  
E. McKinnon  
P. Meyers  
D.R. Pendleton  
M.E. Rae  
V. Romilly  
D. Senniwi  
R. Tweedale  
J.F. Werier  
W.F.W. Yee

**South Fraser:**

W.G. MacDonald, Administrative Judge  
K. Ball  
M. Borowicz  
G. Bowden  
R. Caryer  
G. Cohen  
T.J. Crabtree  
P. Dohm  
H. Field  
D. Gardner  
G.S. Gill  
E. Gordon  
P. Gulbransen  
M. Hicks  
B.G. Hoy  
P.A. Hyde  
J.W. Jardine  
R.J. Lemiski (P/T)  
J.J. Lenaghan  
J.R. Lytwyn  
C.B. MacArthur (P/T)  
S.K. MacGregor  
C.G. Maltby  
R.D. Miller  
S. Point (*on leave for 3 year appointment as Chief  
Commissioner of BC Treaty Commission*)

**South Fraser (continued)**

R. Raven  
R. R. Romano  
J. Rounthwaite  
K.D. Skilnick  
W.F. Stewart (P/T)  
J. Wingham  
W. Young

**South Vancouver Island:**

B.M. Neal, Associate Chief Judge  
L.W. Smith, Administrative Judge  
L.F.E. Chaperon  
L.J. Harvey  
R.A. Higinbotham  
J.M. Hubbard  
J.N. Kay  
B.D. MacKenzie  
A.J. Palmer  
E.J. Quantz

**Vancouver - Criminal:**

W.J. Kitchen, Administrative Judge  
C.L. Bagnall  
B.E. Bastin  
C. Bruce  
J.E. Galati  
M. Giardini  
J.E. Godfrey  
T.J. Gove  
F.E. Howard  
R.R. Low  
M.O. MacLean  
T.D. McGee (P/T)  
J. McGivern (P/T)  
M. McMillan  
J.F. Palmer  
G. Rideout  
A.E. Rounthwaite  
D.I. Smyth (P/T)  
C.E. Warren  
J.E. Watchuk  
H.F. Weitzel



## 2. Judicial Justices of the Peace

Judicial Justices of the Peace (JJP) are justices of the peace who are designated as judicial justices pursuant to section 30.1 of the *Provincial Court Act*. Under section 11 of the *Provincial Court Act*, JJPs are assigned by the Chief Judge to preside over traffic bylaw matters and ticketable offences under provincial legislation, and to hear bail and search warrant applications.

Bail and search warrant applications conducted by JJPs are heard primarily by facsimile and telephone through the Justice Centre, located in Burnaby. The Centre operates on a 24-hour basis.

At the commencement of the fiscal year there were 28 full time, 3 part time and 5 ad hoc JJPs .

At March 31, 2007 the complement was 16 full time, 1 part time and 3 ad hoc JJPs.

The following changes in the complement of JJPs occurred during the year:

### Retirements/Resignations:

<u>Judicial Justice of the Peace</u>	<u>Date</u>	<u>Location</u>
M. Osborne	May 31, 1006	Justice Centre
D. Rivett (Adhoc)	October 26, 2006	Vancouver H/Q
D. Henderson	November 6, 2006	Vancouver H/Q
B.D. Lambert	January 31, 2007	South Fraser
J.F. Dodd	March 16, 2007	North Island
J.F. Aasen	March 31, 2007	Justice Centre
G.R. Almond	March 31, 2007	Vancouver/Richmond
J.D. Clark	March 31, 2007	Vancouver/Richmond
J.F. Jolly	March 31, 2007	Cariboo/Northeast
D.H. Maihara	March 31, 2007	Justice Centre
L.L. Mayner	March 31, 2007	Vancouver/Richmond
J. Morrison	March 31, 2007	Vancouver/Richmond
C.L. Rogers	March 31, 2007	Justice Centre
J. Smigel	March 31, 2007	Vancouver/Richmond
L.J. Taylor	March 31, 2007	Okanagan
J.M. Wakefield	March 31, 2007	Justice Centre

## Judicial Justices of the Peace by Headquarters as of March 31, 2007

### Justice Centre:

- I.L. Blackstone
- J.Chellappan
- B.S. Cyr
- P.L. Dodwell
- G. Hayes
- S. Joseph-Tiwary
- P.M. Lim
- K.M. Pomfret

### Office of the Chief Judge:

- J.S. Arntsen
- G.C. Foster (Ad hoc)
- C. Harvey (Ad hoc)
- D. M. North
- K.M. Yamamoto (Ad hoc)
- P. Schwartz

### Vancouver/Richmond:

- M. Kobiljski
- E. Turley (LTD)
- Z. Makhdoom

### Kamloops:

- J.E. Hughes

### North Fraser:

- C.M. Proctor

### South Island:

- G.E. Madrick (p/t)

## Justice Centre Support Staff

The JJPs assigned to the Justice Centre are supported 24 hours a day per day by a dedicated group of administrative personnel.

## Justice Centre - JJP Support Staff as of March 31, 2007

### Supervisors:

Darlene Mayo  
 Erin Weisbrod (Mat. Leave)  
 Rachel Fujinami (T/A)

### Support Staff:

Sarah Calla  
 Laura Ceklaj  
 Jenney Leung (T/A)  
 Sandra Trochta  
 Judi Morris

### 3. Judicial Case Managers

Judicial Case Managers (JCMs) are employees of the judiciary who are responsible, under the supervision of the Administrative Judges, for court scheduling, coordination of judges' sittings, conducting initial criminal appearances, and managing the flow of cases. They are instrumental in ensuring that judicial resources are effectively allocated and utilized in a manner consistent with the rules and policies of the Court. Judicial Case Managers are justices of the peace and exercise judicial discretion as part of their duties.

The following were the Court's judicial case managers as at March 31, 2007:

#### Judicial Case Managers - At March 31, 2007

##### Vancouver—Criminal:

T.L. Hill  
C.J. Johnstone  
K.E. MacKenzie  
L.L. Stokes  
L.T. Caporale

##### Vancouver/Richmond:

C. Mayhew (Robson Square)  
B. Brown (Robson Square)  
J.A. Norton (Robson Square)  
C. Goodrich (Richmond)

##### Kootenays:

M.J. Jensen (Cranbrook) (P/T)  
S.P. Hadikin (Nelson) (P/T)

##### Kamloops:

S.D. Paul (Kamloops)

##### Okanagan:

D.C. Krenz  
B.L. Vincent

##### Northwest:

L. Leonardes (Terrace) (P/T)  
C.M. Foerster (Prince Rupert) (P/T)  
S.E. Portschi (Smithers) (P/T)

##### North Vancouver Island:

C.M. Ballman (Courtenay/Campbell River)  
V. Mitchell (Nanaimo)

##### South Vancouver Island:

S.L. Cole (Duncan/Colwood) (P/T)  
D. Henry (Victoria)  
Y. Locke (Victoria)  
M.L. Preston (Victoria)

##### North Fraser:

M.L. deKeruzec (Port Coquitlam)  
S. Gill (Port Coquitlam)

##### South Fraser:

D.J. Hodge (Surrey)  
J. Jenvey (Surrey) (P/T)  
A. Mitchell (Abbotsford) (P/T)  
S. Thorne (Surrey)  
M.K. Warwick (Abbotsford)  
B.L. West (Surrey) (P/T)  
A.L. Schulz (Chilliwack)

##### Cariboo—Northeast:

D. Pillipow (Prince George)  
S.D. Jasper (Quesnel) (P/T)  
F. Campbell (Fort St. John)

##### Coast:

S.I. McLarty (North Vancouver)

## 4. Judicial Administrative Assistants

Judicial Administrative Assistants (JAAs) are judiciary employees who perform administrative services for Administrative Judges, Judges and JPs in their administrative district. Their duties include organizing meetings, preparing written judgments, preparing the judges' rota, and keeping court statistics. JAAs work under the supervision of the Administrative Judges.

The following were the judicial administrative assistants at March 31, 2007:

### Judicial Administrative Assistants - At March 31, 2007

#### Vancouver Criminal:

L. Lockstidt

A. Romilly

#### Vancouver/Richmond:

J.F. Crichton (Robson Square)

C.L. McNeill (Robson Square)

C. Mayhew (Robson Square) (P/T)

A. Molgat (Richmond) (P/T)

#### North Fraser:

J. Hanif (Port Coquitlam)

D. Twerdun (New Westminster)

J.A. Anderson (Mat. Leave)

S. Gillette (T/A)

#### South Fraser:

J.F. Chan (Surrey)

L. Burgess (Chilliwack) (P/T)

P. Sahota (Abbotsford) (P/T)

J. Fernandes (Surrey)

#### Kootenays:

M. Jensen (P/T) (Mat. Leave)

#### South Vancouver Island:

A. Bruce (Victoria)

P. Burdge (Victoria) (T.A. for Gutosky)

#### North Vancouver Island:

K. Steele (Nanaimo)

#### Okanagan:

M. Low (Kelowna)

T. Nategaal (Kelowna) (P/T)

#### Cariboo Northeast:

L.S. Bishop (Prince George)

J. Cunard (Williams Lake) (P/T)

#### Kamloops:

S.E. Chernoff (Kamloops)

#### Northwest:

L. Leonardes (Terrace) (P/T)

#### Coast:

D. Garcia (North Vancouver)

## 5. Office of the Chief Judge Staff

The following were the judiciary staff members employed at the Office of the Chief Judge during the 2006 – 2007 fiscal year, and their respective duties:

- ◆ **Director of Judicial Administration:** (Mike Smith/Ingrid Munro {effective February 18, 2007}) - under the direction of the Chief Judge, responsible for managing judicial administration matters, including liaison with government, management of the Court's budget, systems, resources, facilities, technology issues, justice of the peace program and special projects.
- ◆ **Legal Officers:** (Gene Jamieson and Brenda Edwards) - provide legal advice to the Chief Judge and access legal resources for judges, judicial justices of the peace, justices of the peace and staff in the Office of the Chief Judge; manage and respond to complaints received at the Office of the Chief Judge.
- ◆ **Administrative Judicial Case Manager:** (Grant Marchand) - provides the Chief Judge with reports on the state of the lists throughout the province, assists the case management program in achieving consistency of practice throughout the province, and provides an assessment of judicial resource needs and requirements.
- ◆ **Systems Business Manager:** (Steve Rhodes) – plans, develops, evaluates and implements information systems to meet the operational needs of the provincial judiciary.
- ◆ **Manager, Finance and Administration:** (Dan DeBou) - provides administrative, financial and human resources services; assists the Director of Judicial Administration; monitors the budget; oversees acquisition of furniture and equipment.
- ◆ **JP Administrator:** (Kevin Purdy) - assists the Chief Judge and Director of Judicial Administration in the administration of the justice of the peace program; the unassigned and ad hoc judge programs; prepares and manages judicial justice of the peace rota; manages the French trial rotas; processes requests for library purchases.
- ◆ **Executive Assistant to the Chief Judge:** (Maria Hla-Tin) - provides executive secretarial and administrative support to the Chief Judge.
- ◆ **Executive Assistant to the Associate Chief Judges:** (Aida Estrella) - provides executive secretarial and administrative support to the Associate Chief Judges and Judicial Council of British Columbia.
- ◆ **Administrative Services Coordinator:** (Tanya Thoen) – provides payroll and human resource management services, judicial time bank updating and monitoring and assists the Manager, Finance & Administration.
- ◆ **Systems Support Coordinators:** (Justin Bailey, Petey Sahay and Mona Salameh/ Jason Amott {effective March 19, 2007}) – provide systems support to the judiciary and assist the Systems Business Manager.

- ◆ **Administrative Assistant to Director of Judicial Administration:** (Carissa Unger) Provides administrative support to the Director of Judicial Administration, responsible for judicial clothing, assists in the preparation and organization of all judicial conferences.
- ◆ **Administrative Assistant to Legal Officer:** (Evelyn Suzuki) - provides secretarial support to the legal officer.
- ◆ **JP Clerk:** (Kathy Wilford) - provides support to the JP administrator; electronic document project.
- ◆ **Travel Clerk:** (Crystal Hunter) - processes travel vouchers; prepares and distributes financial reports and information.
- ◆ **Accounts Clerk:** (Judy Darnel) - processes invoices for Visa payment; prepares and monitors contracts; leave recording and Time-On-Line payroll matters.
- ◆ **Purchase Clerk:** (Aida Ballesteros) - purchases equipment and supplies for the judiciary; processes invoices and responsible for preparing contracts.
- ◆ **Receptionist:** (Isabell Mowatt) - provides receptionist duties and secretarial support for the Office of the Chief Judge.

## **PUBLIC OUTREACH**

Provincial Court judges participate actively in public outreach programs such as speaking to students, at educational conferences and at public forums; teaching; and engaging in community activities, such as local Law Days presented by the Canadian Bar Association.

The Court's Public Information Committee is chaired by Chief Judge Stansfield. During the current year, committee members and a number of the other judges of the court, have been involved in public forums organized by the Law Courts Education Society in various locations across the Province and public legal education projects. In addition, the Chief Judge continues to address a wide range of community organizations across the province about the work of the Court and issues of public confidence in the administration of justice.

One of the Legal Officers to the Chief Judge, Gene Jamieson, has primary responsibility for responding to media inquiries and issuing media releases on matters of interest to the public. He may be contacted through the Office of the Chief Judge.

Persons interested in inviting judges to speak or participate in public outreach activities are invited to do so through the Office of the Chief Judge.

A chart showing some of the judges' public outreach activities is contained in Appendix "A".

## Provincial Court Education Committee

The Chief Judge and the Judicial Council have delegated to the BC Provincial Court Judges' Association the primary responsibility for judicial education. The Association, through the officers and directors and members of the committee select the judges who makeup the Education Committee. An effort is made to appoint committee members from different parts of the province, with varied practice backgrounds and interests and with a range of length of service as a judge.

The current seven committee members are :

The Honourable Judge T. Crabtree, Chair (South Fraser District)

The Honourable Judge C. Bagnall (Vancouver, - Criminal District)

\*The Honourable Judge E. Bayliff (Cariboo - Northeast District)

The Honourable Judge E. Blake (Cariboo - Northeast District)

The Honourable Judge A. Palmer (South Island District)

The Honourable Judge D. Potheary (North Fraser District)

The Honourable Judge R. Tweedale (Robson Square/Richmond District)

\*Judge Bayliff stepped down in the spring of 2006

The first education conference of 2006 was held in Victoria, **May 4, 5 and 6.**

The first day's presentations were:

- ◆ Credibility and the finding of facts
- ◆ Developments in the Law of Evidence
- ◆ The Memory Maze: Finding truth in the testimony of children
- ◆ Contempt of Court: Is it contempt or is it just rude?

At lunch, Steven Point of our court shared his experience in his current role of Chair of the B.C. Treaty Commission. At the end of the education program, there was a presentation concerning the BCPCJ Pension Plan.

The second day's presentations were:

- ◆ Judicial Interim Release: Sticky Issues
- ◆ Comity: The Debate
- ◆ Family Law Panel
- ◆ Child Support Guidelines

At lunch, the Association hosted the retired judge's luncheon.



Following the Friday program the Association hosted a reception at the Swans Hotel in Victoria's inner harbour.

The third day's presentations were:

- ◆ Update on Civil Issues
- ◆ Strategic Planning
- ◆ Justice Reform in B.C.
- ◆ Report on Compensation Issues

The Spring Conference featured presentations from persons outside the court: Justice Marc Rosenberg, Professor Boyle, Dr. Yule, Justice William Smart and Ralston Alexander Q.C. The Conference also featured presentations from a number of judges from our Court as presenters (in order of appearance): Jane Godfrey, Joanne Challenger, James Jardine, Darrell O'Byrne, Ann Rounthwaite, Jerome Paradis (Ret'd), Michael Hubbard, Donna Senniwi, Jane Cartwright, James Wingham, Dennis Schmidt, Brian Neal, Hugh Stansfield, James Threlfall, and Michael Brecknell.

The second education conference of 2006 was held in Vancouver at the Morris J. Wosk Centre for Dialogue, **November 23, 24, and 25.**

The first day's presentations were:

- ◆ The British Columbia Drug Scene
- ◆ Vancouver City Police Odd Squad
- ◆ Those with Experience: From Grief to Action
- ◆ Presentation by the Vancouver Drug Policy coordinator

At lunch Chief Judge Hugh Stansfield delivered his annual report.

The second day's presentations were:

- ◆ Therapeutic Jurisprudence
- ◆ Taking Therapeutic Jurisprudence to the Courtroom
- ◆ Judicial Responses: What To Do With All Of This
- ◆ Judicial Problem Solving: A Forum
- ◆ Technology Based Education for the Canadian Judiciary
- ◆ Forum: The Criminal Process Review.

The Association hosted a dinner/dance on Friday evening at the Wosk Centre.

The third day of the conference featured the Annual General Meeting of the Association.

The Fall Conference featured presentations from persons outside the court including: Professor David Wexler, Constable Richard DeJong, Dr. David Marsh, Dr. Patrick Smith, Dr.

Richard Mathias, Sgt. Toby Hinton, Corporal Al Arsenaud, Susie Ruttan, Rob Ruttan, Donald MacPherson, Rob Watts, and Susan Wheeler. The Conference also featured presentations from a number of judges from our Court (in order of appearance): T. Gove, J. Palmer, H. Stansfield, B. Neal, and J. Challenger.

## **STRATEGIC PLANNING**

The Court established a Strategic Planning Committee chaired by Associate Chief Judge Neal, which developed the Court's second Strategic Plan, this one covering the period 2006-2009. The plan provides a blueprint for Court reform, planning and operations. The Strategic Plan sets goals for the Court in four key areas: delivery of justice; enhancing meaningful public access to the Court; anticipating and meeting the needs of society through judicial innovation and reform and ensuring that the administration and management of the Court is transparent, fair and effective. Specific tasks have been set which will assist the Court in meeting these goals.

## TECHNOLOGY COMMITTEE

The Chief Judge's Technology Committee, co-chaired by the Director of Judicial Administration and Judge B.K. Davis reviews Electronic Access Policy Issues affecting the Court, updates the Information Technology Plan for the Court to ensure that systems meet the ongoing operational needs of the provincial judiciary, and develops related policies and procedures. It continues to advise the Chief Judge and liaises with the Court Services Branch on all topics related to technology.

The electronic filing of documents, specifically in the civil program has progressed steadily. Continued expansion province wide is expected shortly.

Representatives of the Provincial Court also participate in a joint E-Court Committee, focusing and moving towards an electronic courtroom. The integrated E-Court Committee is in the beginning stages of drafting a business and technical architecture plan.

## WEBSITE AND JUDGMENT DATABASE

The Court's website<sup>1</sup> provides the public with a broad range of information and announcements about the Court, and the Judicial Council of BC, the judiciary and the types of cases dealt with by the Court. The website also hosts the Court's judgment database, containing most written decisions and many oral decisions of the Court in the past five years. As of March 31, 2007 there were 4,204 judgments on the database.

A feature of the judgment database is the ability to obtain a listing of decisions posted in the past seven days. This has proven helpful for researchers and journalists who seek to be kept up to date on the Court's most recent decisions. The Provincial Court website, and a direct link to the most recent decisions of the court posted in the immediately preceding seven days, is also accessible from the general website for all Courts in British Columbia<sup>2</sup>.

1 <http://www.provincialcourt.bc.ca/>

2 <http://www.courts.gov.bc.ca>

## Appendix "A"

### Public Outreach Activities

#### 2006—2007

- ◆ **Judge T. Alexander**—Speaker, University of British Columbia Faculty of Law First Year Orientation.
- ◆ **Judge C. Baird Ellan**—Presenter, Sentencing Forum sponsored by the Law Courts Education Society of British Columbia in Vancouver.
- ◆ **Judge C. Bagnall**—Speaker to Argyle Secondary School Law 12 classes regarding "Judicial Independence". Training for University of British Columbia Faculty of Law Students acting as interns for the Provincial Court of British Columbia. Chair, Mentally Disordered Litigants Committee for 222 Main Street.
- ◆ **Judge J. Challenger**—Speaker at Continuing Legal Society seminar entitled "Controlled Drugs 2006". Group Leader at Trial Advocacy program, University of British Columbia Faculty of Law. Speaker, Law Courts Education Society Teachers Group on youth violence. Judicial coach for University of British Columbia Faculty of Law Peter Burns Moot.
- ◆ **Judge P. Chen**—Facilitated visits from judges of the Supreme Court of Japan.
- ◆ **Judge Cohen**—Represented the Provincial Court at French Law Day. Seminar moderator for symposium entitled "Legal Perspectives on Marriage Quality" in New Orleans, Louisiana. President of the International Association of Lesbian and Gay Judges. Conference convener for Fall 2007 conference of the Canadian Association of Provincial Court Judges, the American Judges Association and the Provincial Court Judges Association of British Columbia.
- ◆ **Judge T. Crabtree**—Judge at University of British Columbia Faculty of Law Peter Burns Moot.
- ◆ **Judge B. Davis**—Presentation to a group of elementary students who happen to be visiting Robson Square. Grade six and seven students.
- ◆ **Judge P. de Couto**—Member, Board of Directors, Law Courts Education Society of British Columbia. Participant in Community Liaison program in the African community with the Law Courts Education Society of British Columbia.
- ◆ **Judge H. Dhillon**—Speaker, Trial Lawyers' Association of British Columbia course "College of Courtroom Competence: Building Better Barristers". Judge at University of British Columbia Faculty of Law Peter Burns Moot.

- ◆ **Judge L. Dollis**— Interviews on French language television and radio regarding a trial in the French language in Prince George. Spoke in the French language to French Immersion classes in Prince George and Dawson Creek. Spoke to various groups who attend court in Prince George with the Law Courts Education Society.
  - ◆ **Judge S. Dossa**— Presenter, “Faith Based Arbitration” at the Winnipeg Conflict Resolution Network Conference. Planning committee member and workshop facilitator for National Judicial Institute program “Emerging Issues— Faith, Culture and Law”.
  - ◆ **Judge A. Ehrcke**—Presentation to teachers at a session entitled “Escorted to Court” program for the BC Alternative Teachers *Youth Criminal Justice Act* workshop. Met with a group of Law 12 students from Gladstone Secondary in Vancouver.
  - ◆ **Judge A.E. Filmer**—Speaker, Trial Lawyers’ Association of British Columbia course “Crime and Punishment”.
  - ◆ **Judge R. Gallagher**— Presenter at a course on Restorative Justice in Iqaluit, Nunavut. Presentation to a group of alternate students as part of Law Courts Education Society Courtlink program. Presentation to a group of Grade six and seven students from Maple Creek Middle School, coordinated by the Law Courts Education Society of British Columbia.
  - ◆ **Judge M. Giardini**—Speaker to delegation of Chinese judges regarding the British Columbia and Canadian judicial system and courtroom operation.
  - ◆ **Judge T.J. Gove**—Speaker, Trial Lawyers’ Association of British Columbia course “Crime and Punishment”.
  - ◆ **Judge R. Higinbotham**—Presenter at Continuing Legal Education Society seminar entitled “Seventh Annual Winning Advocacy Skills Workshop”.
  - ◆ **Judge M. Hubbard**—Judged the Provincial high school finals for Moot Trials at Canadian Bar Association Law Day activities.
  - ◆ **Judge Lytwyn**—Presenter at Continuing Legal Education Society seminar entitled “Seventh Annual Winning Advocacy Skills Workshop”.
  - ◆ **Judge H.J. McGivern**—Speaker, Trial Lawyers’ Association of British Columbia course “College of Courtroom Competence: Building Better Barristers”.
  - ◆ **Judge M. McMillan**—Presenter at Continuing Legal Education Society seminar entitled “Seventh Annual Winning Advocacy Skills Workshop”.
- Judge P. Meyers**—Speaker, British Columbia Victim Assistance Workers convention in Kelowna. Speaker, New Westminster Citizens Police Unit. Speaker, Canadian Bar Association Law Day at 222 Main Street. Speaker to two groups of secondary students visiting Robson Square in session coordinated by the Law Courts Education Society of British Columbia. Presenter at Continuing Legal Education Society seminar entitled “Impaired Driving and Motor Vehicle Offences 2006”. Speaker to 65 new lawyers for Trial Lawyers’ Association (New Lawyers’ Division). Assisted, together with other

judges at Robson Square, with three-week program for Law Clerks of BC Supreme Court and Court of Appeal to familiarize them with small claims and family case conferences, as well as Youth Court. Presentation at a workshop for University of British Columbia Faculty of Law (Law Student Legal Advice Program) regarding Small Claims matters. Presentation to a group of Grade six and seven students from Maple Creek Middle School.

- ◆ **Judge P. Myers and Judge W. Yee**—Prepared update for Continuing Legal Education Society’s publication “Small Claims Act and Rules Annotated”. Judge Yee and Judge Meyers also co-edited a law students’ “Small Claims Court Manual”.
- ◆ **Judge E. Quantz**— Speaker, community forum organized by the City of Victoria on justice issues. Judge for a Trial Advocacy Moot Court for the University of Victoria Faculty of Law, as well as judging a practice session for the University of Victoria Faculty of Law Gale Cup Moot Court team. Speaker, Canadian Bar Association Law Day activities. Organizing meetings with the young lawyers and members of the Provincial Court Judiciary on practice issues.
- ◆ **Judge A. Rounthwaite**—Attended Canadian Bar Association B.C. Branch Criminal Law Subsection meetings. Initiated and chaired 222 Main Street Committee on litigants with mental health challenges. Chair of Powell River Court Users Committee meeting. Presided at swearing-in of Delta Police. Attended meetings with the Law Courts Education Society and video producers regarding a Provincial Court video. Meeting with Medical Director of Sechelt. Meeting with the Sechelt/Powell River Family Justice Councillor and Director. Meeting with Sechelt Probation Officers and Director. Co-chaired Powell River Court Users meeting. Attended Sechelt Court Users meeting.
- ◆ **Judge J. Rounthwaite**—Speaker, Fraser Valley Criminal Law Association meeting. Panel member at Family Court Café. Swore-in new Abbotsford Police Officers. Participated in Mission Community Social Planning Council. Panel member at Mission Community Visions Project. Member and speaker at Court Education Network team.
- ◆ **Judge J. Saunders**—Presenter regarding the “Rule of Law” for Law Society of British Columbia program on immigration law. Presenter, “*Women and the Charter of Rights and Freedoms*” at Malaspina University College as part of the Canadian Bar Association Law Week activities. Preparation of education materials for journalism students regarding the role of the courts, for presentation in the fall 2007 and spring 2008.
- ◆ **Associate Chief Judge E.D. Schmidt**— Presenter at National Judicial Institute program for judges from China regarding Simplified Civil Procedure. Organized Law Courts Education Society participation with University of British Columbia Faculty of Law Externship program for the Provincial Court. Presenter at Continuing Legal Education seminar entitled “Personal Injury Conference 2006”.
- ◆ **Chief Judge H.C. Stansfield**— Presenter, National Judicial Institute course for judges from China regarding Simplified Civil Procedure. Presentation to judges from China visiting Robson Square Provincial Court, sponsored by the National Judicial Institute.



Speaker, meeting with the National Delegation of Chinese Judges, sponsored by the National Judicial Institute. Speaker at International Satellite Meeting of Judges and Politicians regarding Drug Policy reform, sponsored by the Canadian Foundation for Drug Policy. Speaker, partners meeting for Pro Bono Law. Speaker at a Kelowna public meeting regarding the “Community Court System”. Speaker at Legal Services Society Board of Directors Planning Meeting. Speaker at Business Improvement Association of Nanaimo. Speaker, Community Forum in Williams Lake, sponsored by the Law Courts Education Society. Speaker at Langley City Council and Police Advisory Committee regarding the justice system and sentencing issues. Speaker, at “Experts Session” of the International Institute for Child Rights and Development regarding “Meaningful Child Participation in B.C. Family Court Processes”. Speaker, at Canadian Bar Association Criminal Law Subsection meeting regarding “Community Court”. Speaker at the Canadian Bar Association Women Lawyers Forum. Speaker at the West End Community Centre regarding the “Community Court Initiative”. Speaker at Greater Victoria Chamber of Commerce and Business Leaders luncheon. Speaker to Canadian Bar Association’s Annual Local and County Bar Presidents meeting. Speaker at Change of Command Parade and Ceremony, R.C.M.P. Pacific Region and E-Division. Speaker at a panel regarding “Putting the Fun Back into Practice” to the Canadian Bar Association Young Lawyers Subsection. Public Forum panellist for Canadian Bar Association Law Week Open House.

- ◆ **Judge D. Steinberg**—Presenter at Continuing Legal Education Society seminar entitled “Seventh Annual Winning Advocacy Skills Workshop”.
- ◆ **Judge M. Takahashi**— Speaker at Vernon Jubilee Hospital Ethics Committee regarding “Refusing Medical Treatment for Children”.
- ◆ **Judge H. Thomas** (retired) - Participated in U.B.C. Faculty of Law First Year Orientation.
- ◆ **Associate Chief Judge J. Threlfall**— Presenter at Continuing Legal Education Society seminar entitled “Seventh Annual Winning Advocacy Skills Workshop”.
- ◆ **Judge H. Weitzel**— Trainer, Peter Runs Moot competition, Faculty of Law, University of British Columbia. Presenter at Continuing Legal Education Society seminar entitled “Controlled Drugs 2006”.
- ◆ **Judge J. Werier**— Presenter at Continuing Legal Education Society seminar entitled “Seventh Annual Winning Advocacy Skills Workshop”. Participated in U.B.C. Faculty of Law First Year Orientation.
- ◆ **Judge H. White** (retired) - Participated in U.B.C. Faculty of Law First Year Orientation.
- ◆ **Judge J. Wingham**— Presenter at Continuing Legal Education Society seminar entitled “Family Law Basics for Legal Support Staff”. Participated in Public Forum in Surrey on Family Violence.

The following judges in the Okanagan Region participated in public legal education projects coordinated by the Law Courts Education Society of British Columbia: Judge D. Betton, Judge J. Cartwright, Judge E. Burdett, Judge B. Chapman, Judge V. Hogan, Judge W. Klinger, Judge N. Phillips, Judge G. Sinclair, Judge R. Smith, Judge M. Takahashi, Associate Chief Judge J. Threlfall and Judge A. Wallace.

The following judges in New Westminster and Port Coquitlam participated in public legal education projects coordinated by the Law Courts Education Society of British Columbia: Judge D. Steinberg, Judge R. Yee, Judge B. Dyer, Judge P. de Couto, Judge J. Challenger, Judge G. Angelomatis, Judge S. Antifaev, Judge T. Alexander, and Judge D. Potheary.

The following judges in Northern British Columbia participated in public legal education projects coordinated by the Law Courts Education Society of British Columbia: Judge M. Brecknell, Judge M. Gray, Judge D. O'Byrne, Judge L. Dollis, Judge E. Blake, Judge R. Walker, Judge E. Bayliff, Judge A. Krantz, Judge H. Seidemann III, and Judge R. Walters.

The following judges on Vancouver Island participated in public legal education projects coordinated by the Law Courts Education Society of British Columbia: Judge Palmer, Judge K. Bracken, Judge W. Smith, Associate Chief Judge Neal, Judge J. Saunders, Judge E. Quantz and Judge E. Iverson.

The following judges at 222 Main Street, Vancouver, participated in public legal education projects coordinated by the Law Courts Education Society of British Columbia: Judge B. Bastin, Judge F. Howard, Judge T. Gove, Judge J. Watchuk, Judge C. Bagnall, Judge J. Godfrey, Judge G. Rideout, Judge J. Galati, Judge R. Low, Judge A. Ehrcke, Judge W. Kitchen, Judge C. Baird Ellan, Judge J. Palmer, Judge R. Tweedale, Judge M. Giardini, Judge T. Shupe and Judge C. Warren.