



THE PROVINCIAL COURT
OF BRITISH COLUMBIA

Effective Date: 14 January 2023

NP 16

JUDICIAL JUSTICES

ASSIGNMENT OF DUTIES PURSUANT TO S. 11 OF THE *PROVINCIAL COURT ACT*

Subject to section 2.1 of the *Provincial Court Act*, the following are the duties, classes of cases or matters to which Judicial Justices are assigned:

1. All matters to which [Court Services Justices of the Peace](#) and [Judicial Case Managers](#) are assigned;
2. All matters in which there is a judicial determination affecting the liberty of a person taken into custody other than such matters as are assigned exclusively to or are under the exclusive jurisdiction of Provincial Court Judges;
3. All applications for judicial authorizations, excluding applications that are required by the relevant statutory provisions to be heard by a judge. With respect to telewarrants, in addition to s. 11(1) of the *Provincial Court Act*, this assignment constitutes a designation pursuant to any relevant statutory provisions;
4. Payment hearings pursuant to the *Small Claims Act* and *Small Claims Rules*;
5. (a) Hearings in respect of all provincial offences [except designated COVID-related offences with a total ticketed amount of at least \$2,300 (\$2,000 fine plus \$300 victim surcharge levy) which are assigned to be heard by Provincial Court Judges], and federal *Contraventions Act* offences [except designated COVID-related offences under the *Quarantine Act* with a total fine amount of at least \$3450 which are assigned to be heard by Provincial Court Judges], in which proceedings are commenced by violation ticket;
- (b) Hearings in respect of all municipal bylaw offences; and

- (c) Hearings in respect of any traffic-related offence under the *Government Property Traffic Regulations* and *Airport Traffic Regulations* made pursuant to the *Government Property Traffic Act* of Canada (adult only).

History of Notice to the Profession and Public

- Original Notice to the Profession and Public dated January 24, 2019 (removes from previous Assignment “(except items (d) and (f) in the December 1, 2013 JCM *Assignment of Duties*)” from the end of para. 1; adds applications for “orders for access to records and data” to para. 3; and changes reference from “ticket information” to “violation ticket” in para. 5(a)).
- Revised May 07, 2021: added exception to “all provincial offences” in para. 5(a).
- Revised June 14, 2021: updated CRIM 03.
- Revised August 5, 2021: added exception to “federal Contraventions Act offences” para. 5(a) for offences under the Quarantine Act with a total fine amount of at least \$3450.
- Revised January 14, 2023: amended para. 3 for consistency with CRIM 03 and consequent to Bill S-4 (S.C. 2022, c. 17).

Related Practice Directions & Notices to the Profession and Public:

- CRIM 03
- CRIM 09
- NP 03
- NP 14

Melissa Gillespie
Chief Judge
Provincial Court of British Columbia