

## Publisher's Note

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### **Quigley's Criminal Procedure in Canada**

**David Rose**

**Release No. 2, June 2022**

#### **Publisher's Special Release Note 2021**

The pages in this work were reissued in December 2021 and updated to reflect that date in the release line. Please note that we did not review the content on every page of this work in the December 2021 release. We will continue to review and update the content according to the work's publication schedule. This will ensure that subscribers are reading commentary that incorporates developments in the law as soon as possible after they have happened or as the author deems them significant.

Changes to chapter and heading numbering may have occurred. Please refer to the Correlation Table in the front matter if you wish to confirm references.

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This publication provides a complete and practical guide to the various steps in the criminal process, beginning with the investigative stage, through the pre-trial stage after a charge has been laid, the trial process itself and, finally, post-trial issues, including appeals. The author covers the “traditional” aspects of criminal procedure established by the common law and the *Criminal Code* (and in other federal and provincial enactments) and, in addition, analyzes the procedural guarantees contained in the *Canadian Charter of Rights and Freedoms*.

### What’s New in this Update

This release features updates to the case law and commentary in the following chapters: 5 (Police Powers), 7 (Self-Incrimination), 9 (Compelling Appearance and Laying Charges), 10 (Arraignments and Appearances), 11 (Bail), 13 (Elections and Re-Elections), 18 (Pleas), 19 (Unreasonable Trial Delay), 20 (Jury Trials), 21 (The Conduct of Trials), 22 (Verdicts), 23 (Sentencing and Dispositions), and 24 (Appeals).

### Case Highlights

- **Chapter 5—Police Powers**—Role of police experience in assessing reasonable and probable grounds to make an arrest: *R. v. St. Clair* (2021), 408 C.C.C. (3d) 117 (Ont. C.A.)
- **Chapter 7—Self-Incrimination**—Testimonial rights against self-incrimination: *R. v. Jabarianha* (2001), 159 C.C.C. (3d) 1 (S.C.C.)
- **Chapter 9—Compelling Appearance and Laying Charges**—Laying private informations: *R. v. Tohidy*, 2022 ONSC 509 (Ont. S.C.J.)
- **Chapter 11—Bail**—Bail estreat hearings: *R. v. Abadula Biya*, 2022 ONCA 99 (Ont. C.A.)
- **Chapter 13—Elections and Re-Elections**—Interpretation at trial: *R. v. Dhingra* (2021), 408 C.C.C. (3d) 466 (C.A. Que.)

### ProView Developments

Your ProView edition of this product now has a new, modified layout:

- The opening page is now the title page of the book as you would see in the print work
- As with the print product, the front matter is in a different order than previously displayed
- The Table of Cases and Index are now in PDF with no searching and linking
- The Table of Contents now has internal links to every chapter and section of the book within ProView
- Images are generally greyscale and size is now adjustable
- Footnote text only appears in ProView-generated PDFs of entire sections and pages