

PRACTICE DIRECTION

Commonly-Referred-to Authorities

Attached are two lists of authorities which the Territorial Court does not require the parties to reproduce in their book of authorities. This applies to motions, trials and summary conviction appeals.

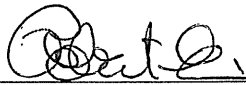
Appendix "A" is a list of authorities in family law cases (divided by subject-matter).

Appendix "B" is a list of authorities in criminal law cases (divided by subject-matter).

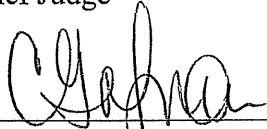
If a party intends to rely on any of these cases, the Court requires that the party make reference to the specific paragraphs of the judgment to be relied on (by paragraph number) in their written argument. Those references must be to the version of the judgment as reported in the citation reference noted in the attached Appendices.

The Appendices may be up-dated from time to time so the most recent version of the Practice Direction must be consulted.

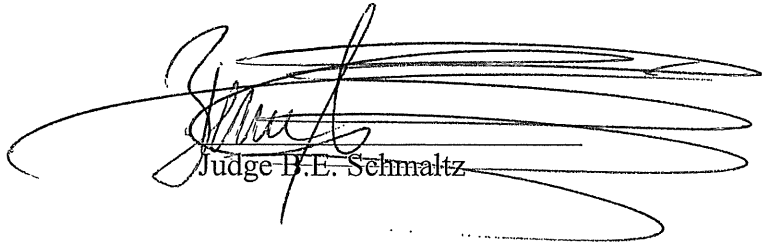
Issued this 29th day of January 2010, by direction of the judges of the Territorial Court of the Northwest Territories.



Judge R.D. Gorin
Chief Judge



Judge C. Gagnon



Judge B.E. Schmaltz

Appendix “A”

Family Law Case List

A. Child Custody & Access:

1. *Gordon v. Goertz*, [1996] 2 S.C.R. 27.
2. *Young v. Young*, [1993] 4 S.C.R. 3.
3. *Van de Perre v. Edwards*, [2001] 2 S.C.R. 1014.

B. Child Support:

4. *Francis v. Baker*, [1999] 3 S.C.R. 250.
5. *Chartier v. Chartier*, [1999] 1 S.C.R. 242.
6. *Contino v. Leonelli-Contino*, [2005] 3 S.C.R. 217.
7. *D.B.S. v. S.R.G.; L.J.W. v. T.A.R.; Henry v. Henry; Hiemstra v. Hiemstra*, [2006] 2 S.C.R. 231.
8. *Haisman v. Haisman*, [1994] A.J. No. 553 (Alta. C.A.) (Q.L.).

C. Spousal Support:

9. *Moge v. Moge*, [1992] 3 S.C.R. 813.
10. *Bracklow v. Bracklow*, [1999] 1 S.C.R. 240.
11. *Leskun v. Leskun*, [2006] 2 S.C.R. 920.
12. *Boston v. Boston*, [2001] 2 S.C.R. 413.
13. *Hickey v. Hickey*, [1999] 2 S.C.R. 518.
14. *Miglin v. Miglin*, [2003] 1 S.C.R. 303.
15. *Rick v. Brandsema*, [2009] 1 S.C.R. 295.
16. *Willick v. Willick*, [1994] 3 S.C.R. 670.

D. Matrimonial Property:

17. *Peter v. Beblow*, [1993] 1 S.C.R. 980.
18. *Pettkus v. Becker*, [1980] 2 S.C.R. 834.
19. *Hartshorne v. Hartshorne*, [2004] 1 S.C.R. 550.
20. *Fair v. Jones*, [1999] N.W.T.J. No. 17 (S.C.) (Q.L.).

E. Child Protection:

21. *B.(R.) v. Children's Aid Society of Metropolitan Toronto*, [1995] 1 S.C.R. 315.
22. *Winnipeg Child and Family Services v. K.L.W.*, [2000] 2 S.C.R. 519.
23. *New Brunswick (Minister of Health and Community Services) v. G.(J.)*, [1999] 3 S.C.R. 46.

Appendix “B”

Criminal Law Case List

A. Bail:

1. *R. v. Hall*, [2002] 3 S.C.R. 309.

B. Sentencing:

2. *R. v. Proulx*, [2000] 1 S.C.R. 61.

3. *R. v. Gladue*, [1999] 1 S.C.R. 688.

4. *R. v. Wells*, [2000] 1 S.C.R. 207.

5. *R. v. McDonnell*, [1997] 1 S.C.R. 948.

6. *R. v. M.(C.A.)*, [1996] 1 S.C.R. 500.

7. *R. v. Shropshire*, [1995] 4 S.C.R. 227.

8. *R. v. Cheddesingh*, [2004] 1 S.C.R. 433.

9. *R. v. Levesque*, [2000] 2 S.C.R. 487.

10. *R. v. Shortt*, [2002] N.W.T.J. No. 55 (S.C.) (Q.L.).

C. Disclosure:

11. *R. v. Stinchcombe*, [1991] 3 S.C.R. 326.

12. *R. v. Dixon*, [1998] 1 S.C.R. 244.

13. *R. v. La*, [1997] 2 S.C.R. 680.

D. Third Party Records:

14. *R. v. Neil*, [2009] 1 S.C.R. 66.
15. *R. v. O'Connor*, [1995] 4 S.C.R. 411.
16. *R. v. Mills*, [1999] 3 S.C.R. 668.

E. Hearsay:

17. *R. v. Khelawon*, [2006] 2 S.C.R. 787.
18. *R. v. Khan*, [1990] 2 S.C.R. 531.
19. *R. v. Smith*, (1992) 2 S.C.R. 915.
20. *R. v. B.(K.G.)*, [1993] 1 S.C.R. 740.
21. *R. v. Hawkins*, [1996] 3 S.C.R. 1043.
22. *R. v. Mapara*, [2005] 1 S.C.R. 358.
23. *R. v. U.(F.J.)*, [1995] 3 S.C.R. 764.
24. *R. v. Blackman*, [2008] 2 S.C.R. 298.

F. Statements & Confessions:

25. *R. v. Oickle*, [2000] 2 S.C.R. 3.
26. *R. v. Hebert*, [1990] 2 S.C.R. 151.
27. *R. v. Whittle*, [1994] 2 S.C.R. 914.
28. *R. v. Singh*, [2007] 3 S.C.R. 405.
29. *R. v. Hodgson*, [1998] 2 S.C.R. 449.
30. *R. v. Grandinetti*, [2005] 1 S.C.R. 27.

G. Right to Counsel:

- 31. *R. v. Brydges*, [1990] 1 S.C.R. 190.
- 32. *R. v. Prosper*, [1994] 3 S.C.R. 236.
- 33. *R. v. Debot*, [1989] 2 S.C.R. 1140.
- 34. *R. v. Borden*, [1994] 3 S.C.R. 145.
- 35. *R. v. Suberu*, [2009] S.C.J. No. 33 (Q.L.).

H. Exclusion of Evidence:

- 36. *R. v. Grant*, [2009] S.C.J. No. 32 (Q.L.).
- 37. *R. v. Harrison*, [2009] S.C.J. No. 34 (Q.L.).
- 38. *R. v. Shepherd*, [2009] S.C.J. No. 35 (Q.L.).

I. Reasonableness of Verdict:

- 39. *R. v. Biniaris*, [2000] 1 S.C.R. 381.
- 40. *R. v. Yebes*, [1987] 2 S.C.R. 168.

J. Preliminary Inquiry - Standard for Committal:

- 41. *United States of America v. Shephard*, [1977] 2 S.C.R. 1067.
- 42. *R. v. Arcuri*, [2001] 2 S.C.R. 828.

K. Young Offenders:

- 43. *R. v. C.D.*; *R. v. C.D.K.*, [2005] 3 S.C.R. 668.
- 44. *R. v. S.A.C.*, [2008] 2 S.C.R. 675.
- 45. *R. v. R.E.W.* [2006] O.J. No. 265 (Ont. C.A.) (Q.L.).