**JURY TRIAL READINESS FORM**

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| --- | --- |
|  | NUNAVUT APIGHUIYIN MALIGALIUNGNIKKUN NUNAVUT COURT OF JUSTICE COUR DE JUSTICE DU NUNAVUT |

Designated counsel wishing to set a matter down for a jury trial at Assignment Court **MUST** first complete this form and have it approved by the Nunavut Court of Justice’s Trial Coordinator. This form must be completed and signed by designated Defence Counsel with instructions to bind the Defendant to the representations made on this form. The Prosecution is indivisible. The signing of this form by Prosecution counsel is deemed to bind the Prosecution to the representations made.

The form must be submitted for approval, via email, to the trial coordinator (ncj.trialcoordinator@gov.nu.ca) at least one week prior to the sitting of Assignment Court. **A jury trial will not be set in Assignment Court unless the Form has been confirmed by the Trial Coordinator.** Upon receipt of this form, the Trial Coordinator will review for completeness and scheduling availability.

**The parties’ positions on the other party’s applications will be confirmed in assignment court. Any material changes to the information contained on this form that take place after a matter has been set for jury trial must be communicated to the Trial Coordinator in writing immediately. A material change may result in the trial dates being cancelled and a pre-trial conference being convened.**

|  |  |  |
| --- | --- | --- |
| Community: Community |  | File No.XX-XX-XXX |
| R. v. Full name of the accused(s) |
|  |  |  |
| Counsel for the Prosecution |  | Counsel for the Defence |
| 1. Prosecutor 1
 |  | 1. Defence counsel 1
 |
|  |  |  |
| 1. Prosecutor 2
 |  | 1. Defence counsel 2
 |
|  |  |  |

|  |  |
| --- | --- |
| 1. What is the bail status of the accused?
 | Bail status |
| 1. Date(s) of alleged offence(s):
 | Date |
| 1. Information sworn on:
 | Date  |
| 1. Indictment filed on:
 | Date  |
| 1. If there was a preliminary inquiry, it was held on:
 | Date  |
| 1. If so, prelim transcript received on:
 | Date  |
| 1. Current Defence election:
 | Defence election. |

**Prosecution section**

1. **Trial venue**
	1. Should the trial take place in the community where the offence allegedly happened?

[ ]  Yes [ ]  No

* 1. If not, why?

*Explanation*

1. **Time estimate**
	1. How long is the prosecution’s case expected to take at trial? Estimated length
	2. Preliminary non-compelling list of prosecution witnesses, including RCMP and experts:

|  |  |
| --- | --- |
| Name of witness | Type of witness |
| Name of witness | *Type of witness* |

1. **Disclosure**
	1. To the prosecution’s knowledge, has all disclosure been provided to defence?

[ ]  Yes [ ]  No

* 1. If not, why?

*Explanation*

1. **Jury Panel**
	1. To the prosecution’s knowledge, is there an expected issue with the Jury pool, a need for a bigger Jury panel or any expected challenges for cause?

[ ]  Yes [ ]  No[ ]  N/A

* 1. If not, why?

*Explanation*

1. **Expert evidence**
	1. Is the Prosecution intending to call expert evidence?

[ ]  Yes [ ]  No

* 1. If yes, list the experts and the proposed qualifications

*Explanation*

1. **Interpretation**
	1. Is the prosecution requiring interpretation other than in English, Inuktitut or Inuinnaqtun?

[ ]  Yes [ ]  No

* 1. If yes, list the language and dialect as necessary

*Explanation*

1. **Courtroom equipment required**
	1. Is the prosecution case requiring additional courtroom equipment?

[ ]  Yes [ ]  No

* 1. If yes, list the equipment required

*Explanation*

1. **Applications**
	1. Is the Prosecution seeking a ruling on any of the following applications?
		1. 486 – Exclusion of the public from the courtroom

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. 486.1 – Support person

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. 486.2 – Testimony by CCTV or witness screen

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. 486.4 & 486.5 – Publication ban

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. 540(7) – Credible and trustworthy evidence at a preliminary inquiry

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. 714.1 – Testimony by audio/video conference

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. 715.1 – Child video-statement

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. Evidence admitted under s. 19 to 36 of the Canada Evidence Act

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. Voluntariness of a statement to a person in authority

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. Similar fact application

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. Principled exception to hearsay

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. Fitness or NCR

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. Expected 9(2) or 9(1)

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* 1. Other applications

*Explanation*

The electronic signature of the lead prosecutor affirms that the answers above are to the best of their knowledge.

Signature:

 [ ]  Checking this box constitutes an electronic signature.

Name of Prosecutor

Date: Date

**Defence section**

1. **Trial venue**
	1. Should the trial take place in the community where the offence allegedly happened?

[ ]  Yes [ ]  No

* 1. If not, why?

*Explanation*

1. **Time estimate**
	1. Is the Defence expecting to present evidence?

[ ]  Yes [ ]  No

* 1. If yes, how long is the defence case expected to take? Estimated length
	2. Preliminary non-compelling list of defence witnesses:

|  |  |
| --- | --- |
| Name of witness | Type of witness |
| Name of witness | *Type of witness* |

1. **Disclosure**
	1. To the defence knowledge, has all disclosure been received?

[ ]  Yes [ ]  No

* 1. If not, why?

*Explanation*

1. **Jury Panel**
	1. To the defence’s knowledge, is there an expected issue with the Jury pool, a need for a bigger Jury panel or any expected challenges for cause?

[ ]  Yes [ ]  No[ ]  N/A

* 1. If not, why?

*Explanation*

1. **Expert evidence**
	1. Is the defence intending to call expert evidence?

[x]  Yes [ ]  No[ ]  Possible

* 1. If yes, list the experts and the proposed qualifications

*Explanation*

1. **Interpretation**
	1. Is the defence requiring interpretation other than in English, Inuktitut or Inuinnaqtun?

[ ]  Yes [ ]  No

* 1. If yes, list the language and dialect as necessary

*Explanation*

1. **Courtroom equipment required**
	1. Is the defence requiring additional courtroom equipment?

[ ]  Yes [ ]  No

* 1. If yes, list the equipment required

*Explanation*

1. **Issues and Admissions**
	1. Is the defence prepared to focus the issues at trial?

[ ]  Yes [ ]  No

* 1. If yes, list the issues for trial

*Explanation*

* 1. Is the defence making any admissions?

[ ]  Yes [ ]  No

* 1. If yes, list the admissions

[ ]  Date

[ ]  Jurisdiction

[ ]  Identity of the accused

[ ]  Voluntariness of statement to person in authority

[ ]  DNA evidence: *Explanation*

[ ]  Continuity of exhibits: *Explanation*

[ ]  Firearm classification and identification: *Explanation*

[ ]  Nature of substance seized: *Explanation*

[ ]  Qualification of expert(s) : *Explanation*

[ ]  Others: *Explanation*

1. **Applications**
	1. Is the Defence seeking a ruling on any of the following applications?
		1. 486 – Exclusion of the public from the courtroom

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. 486.1 – Support person for a defence witness

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. 486.2 – Testimony by CCTV or witness screen for a defence witness

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. 486.4 & 486.5 – Publication ban

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. 714.1 – Testimony by audio/video conference

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. Evidence admitted under s. 19 to 36 of the Canada Evidence Act

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. Principled exception to hearsay

[ ]  Yes [ ]  No[ ]  Trial decision

If yes, explain why:

*Explanation*

* + 1. Fitness or NCR

[ ]  Yes [ ]  No[ ]  Trial decision

If yes, explain why:

*Explanation*

* + 1. 540 (9) Request to cross-examine on 540(7) evidence

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. 276 – Prior sexual conduct

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. 278 – Third-party records

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. *O’Connor* or *McNeil* records

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. *Edgar* application

[ ]  Yes [ ]  No[ ]  Trial decision

If yes, explain why:

*Explanation*

* + 1. *Corbett* application

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. Constitutional challenge to legislation

[ ]  Yes [ ]  No

If yes, explain what and provide date of service on the Attorney General:

*Explanation*

* + 1. *Jordan* application

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. Charter breach application for a 24(2) or 24(1) relief

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. Alibi evidence

[ ]  Yes [ ]  No[ ]  Trial decision

If yes, explain why:

*Explanation*

* + 1. Third party suspect

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. Evidence of victim’s character

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* + 1. Other application for a stay of proceedings

[ ]  Yes [ ]  No

If yes, explain why:

*Explanation*

* 1. Other applications

*Explanation*

The electronic signature of the lead defence counsel affirms that the answers above are to the best of their knowledge.

Signature:

 [ ]  Checking this box constitutes an electronic signature.

Name of Defence counsel

Date signed: Date

Date of last contact with the accused: Date