

PRACTICE NOTE 2013 - 2

CALGARY CRIMINAL & CALGARY REGIONAL COURTS

PRELIMINARY INQUIRIES

EFFECTIVE: 1 December 2013

Effective December 1, 2013, when an accused makes an election for QB Judge Alone or QB Judge and Jury and requests a Preliminary Inquiry, both a Pre-Preliminary Inquiry Hearing (PPH) and the date(s) for the Preliminary Inquiry (PI) will be scheduled at the same time. This will apply for Calgary Provincial Criminal Court, and for those Calgary Regional Courts listed at the end of this practice directive.

These matters can be scheduled at the Calgary Provincial Court Criminal Case Management Office; the Calgary Regional Court Case Management Office(s); and online through the Remote Court Scheduling system.

The Pre-Preliminary Inquiry Hearing (PPH) will be scheduled approximately eight weeks from the time the accused makes his/her election before the Court. The Pre-Preliminary Inquiry Hearing (PPH) will be scheduled on a Thursday afternoon at 2:00 p.m. in Courtroom 507 (for Calgary matters); and to a date agreed to by Counsel at any of the Calgary Regional Court locations (for regional matters).

On the Pre-Preliminary Inquiry Hearing (PPH) date, it is expected that all Counsel will be prepared to proceed, and all required paperwork will be complete and available for filing with the Court. (Form A – Statement of Issues and Witnesses).

On the Pre-Preliminary Inquiry Hearing (PPH) date, counsel will be expected to advise the Court if the time earlier fixed for the Preliminary Inquiry is adequate or requires modification. The amount of time, if changed, is to be communicated to the Case Management Office (CMO) through the Clerks endorsement on the file.

If either party is not prepared to proceed on the Pre-Preliminary Inquiry Hearing (PPH) date, it will be up to the presiding Judge to determine if an adjournment of the PPH is granted to the next PPH designated sitting date. In any case, the previously scheduled date of the Preliminary Inquiry (PI) is not affected and remains fixed.

The Preliminary Inquiry (PI) date(s) will be scheduled at the same time as the Pre-Preliminary Inquiry Hearing (PPH) date is set, and to a date in the future that is agreeable to Crown and Defence and where court time is available.

NOTE: **Calgary Regional Courts only include - Airdrie, Canmore, Cochrane, Didsbury, Okotoks, Tsuu T'ina**

Per: Asst. Chief Judge James J Ogle
Calgary Criminal & Regional Courts
Dated: November 1, 2013