

IN THE PROVINCIAL COURT OF NOVA SCOTIA

Citation: R. v. Cross, 2005NSPC23

Date: 20050622
Docket: 1199318
1199319
1199320
Registry: Halifax

Between:

Her Majesty the Queen

v.

James Everett Cross

LIBRARY HEADING

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Judge: The Honourable Judge James H. Burrill

Heard: June 22, 2005 in Halifax, Nova Scotia

Subject: **Sex Offender Information Registration Order -effect of s.11(i) of the Charter**

Issue: **Whether a registration order constitutes a "punishment"**

Summary: **The accused was convicted of a designated offence that had been committed prior to the proclamation of the Sex Offender Information Registry Act. The Crown sought a registration order against the accused. The requirements of a registration order were determined to be a "punishment" within the meaning of s. 11(i) of the Charter and to impose an order against the accused would violate the accused's right to benefit from the lesser punishment.**

Result:

Crown application for an order not granted

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