

IN THE TERRITORIAL COURT OF THE NORTHWEST TERRITORIES

IN THE MATTER OF:

HER MAJESTY THE QUEEN



and

ERNEST HARRY MOSES

Heard at Fort Simpson, N.W.T.

Judgment Filed: March 24, 1988

REASONS FOR JUDGMENT

of

His Honour Judge R. M. Bourassa

APPEARANCES:

MS. L. WALL

On Behalf of the Crown

MR. A. REGEL

On Behalf of the Defence

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I have considered the Crown's request for a prohibition order pursuant to Section 98(1) of the Criminal Code of Canada carefully, as well as the position taken by Defence Counsel in this case; I am unable, in law, to find any reason for not issuing the Order as requested, notwithstanding the peculiar facts in this case and the hardship that will be wreaked upon the accused.

The accused individual will be prohibited from owning or possessing firearms or ammunition for a period of five (5) years, pursuant to Section 98(1) of the Criminal Code of Canada. Pursuant to Section 98(12) of the Criminal Code of Canada, he shall have three (3) weeks to surrender or otherwise dispose of any firearms owned by him.



Judge R. M. Bourassa