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IN THE TERRITORIAL COURT OF THE NORTHWEST TERRITORIES

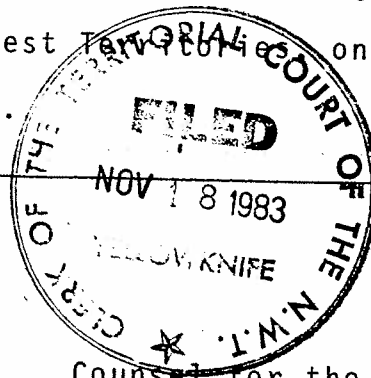
IN THE MATTER OF:

HER MAJESTY THE QUEEN

VS

PAUL INNUALUK

Transcript of the Reasons for Judgment Delivered by
His Honour Chief Judge J. R. Slaven, sitting at
Yellowknife in the Northwest Territories on Monday,
November 14th, A.D., 1983.



APPEARANCES:

MR. G. BICKERT: Counsel for the Crown

MR. G. PHILLIPS: Counsel for the Defence



1 THE COURT: I have before me a young man, Paul Innualuk,
2 who is presently nineteen years of age. He has lived in
3 numerous communities in the Baffin Island area and particularly
4 in the northern part, Pond Inlet, Igloolik Hall Beach, Arctic
5 Bay, etc.

6 He is before me today on two charges of theft, one charge
7 of break, enter and theft, and two breaches of probation,
8 and I convict him on all five counts.

9 I have been over seven years travelling the Northwest
10 Territories as a magistrate and judge, and my visit to Hall
11 Beach last week was the first time I have had to go into Hall
12 Beach. In the past it has been a relatively law-abiding
13 community, and the same applies to Igloolik. I was very
14 disappointed therefore to find the large number of criminal
15 matters that occurred over the last few months in Igloolik
16 and Hall Beach and that I had to deal with.

17 The same applies to the day and a half I spent in Rankin
18 Inlet last week. There were a large number of people up on
19 criminal charges, many, many more than I have been used to
20 dealing with in the past on previous visits to Rankin Inlet.

21 I am disturbed in that the Keewatin and the north
22 Baffin until fairly recently have been very law-abiding
23 parts of the Northwest Territories, but it now appears to me
24 as if they might be following the same path as has been
25 followed in Frobisher Bay, Cambridge Bay, Tuktoyaktuk,
26 Coppermine, Sanikiluaq and other communities. The main
27 problem seems to be the young men like Mr. Innualuk with



1 little education or training, with no jobs, no money in
2 their pockets and with nothing to do.

3 I was reading in the News of the North a week or two
4 ago of the extensive survey done of young people in the
5 Keewatin for the Department of Education, and its findings
6 are borne out by what I see in court.

7 Mr. Innualuk as an individual: He was convicted of
8 break and enter in May of 1982 and was fined and placed on
9 probation. In November of 1982 he was convicted of seven
10 break and enters and one breach of probation, and was sentenced
11 to four months in jail. He was released in early February
12 of 1983, and he would have been just freshly out of jail
13 when he committed the first theft offence which also resulted
14 in a breach of probation. He had already confessed to that
15 theft to the police when he went and committed another
16 theft, this time of a carving from the Bay in April of 1983,
17 and then the break and enter and theft at the Hall Beach
18 School in July.

19 The matter of breaking into schools and vandalizing them,
20 which was also done by Mr. Innualuk and his companion,
21 is something that occurs all too often in the north, and it
22 is a shame to see the fine new schools around the north built
23 for the benefit of the local people being treated in such
24 a manner as they are by irresponsible young people.

25 I have a pre-sentence report for Mr. Innualuk and it
26 would appear that he is not a good subject for probation.
27 Also from the information in that report, I feel that he



1 definitely needs some psychiatric assessing and counselling.

2 He has had a short term in jail, and I think it is
3 necessary for me to sentence him today to a lengthier period
4 in jail to try to impress upon him that behavior like this
5 is not acceptable to the law-abiding citizens of the
6 various communities in the Northwest Territories.

7 Would you stand up, please, Mr. Innualuk. I convict
8 you on all five charges. On the first count of theft of
9 money from a person in Hall Beach, my information number 1171
10 I direct you be imprisoned for a period of two months. On
11 the breach of probation arising from that, my information
12 number 1172, I direct you be imprisoned for a period of two
13 months to be served consecutively. For the theft of a
14 carving, my information number 1173, I direct you be imprisoned
15 for a period of one month to be served consecutively. For
16 the breach of probation arising from that, my information
17 number 1174, I direct you be imprisoned for a period of four
18 months to be served concurrently. On the break and enter of
19 the school, my information number 1175, I direct that you be
20 imprisoned for a period of three months to be served
21 consecutively. That's a total of eight months to be served
22 in jail. I warn you that if you persist in this type of
23 behavior, the succeeding sentences you receive will be
24 heavier and heavier until you eventually end up in a
25 southern penitentiary, unless you mend your ways. Have I
26 covered all the matters?
27

MR. BICKERT: I think so, sir.



1 THE COURT: Do you have the carving as an exhibit?
2 MR. BICKERT: I don't know, sir.
3 THE COURT: If there are any exhibits they will be returned
4 to their rightful owners after the appeal period has expired.
5 MR. BICKERT: Thank you.

6
7 (AT WHICH TIME THESE MATTERS WERE CONCLUDED.)
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12 Certified a correct transcript,

13 Laurie Ann Young
14 Laurie Ann Young
15 Court Reporter
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