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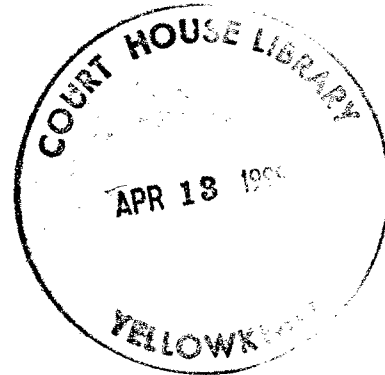
IN THE TERRITORIAL COURT OF THE NORTHWEST TERRITORIES

IN THE MATTER OF:

HER MAJESTY THE QUEEN

- v -

ROBERT ANGIVRANA




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Transcript of the Oral Reasons for Sentence of The Honourable Chief Judge R.W. Halifax, sitting in Yellowknife, in the Northwest Territories, on the 26th day of January, A.D. 1999.

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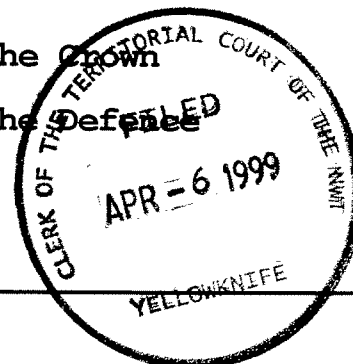
APPEARANCES:

Ms. S. Aitken:

Counsel for the Crown

Ms. J. Mercredi:

Counsel for the Defence



1 THE COURT: Well, in reviewing your record you've  
2 got 25 previous convictions for break and enter and  
3 this has gone way overboard. I note in 1994 you were  
4 sentenced to two years less a day for break and enter  
5 and in 1996 you were sentenced to a total of 29  
6 months for four more break and enters or three break  
7 and enters and a theft under I should say. And now  
8 you're back here on another break and enter while  
9 you're still on parole. Why all the break and  
10 enters?

11 THE ACCUSED: I have no idea.

12 THE COURT: I mean this is getting to be a bit of  
13 a chronic problem at this stage and obviously the  
14 people in Coppermine are entitled to some protection,  
15 the businesses and -- or whatever, all these victims,  
16 I mean there is 25 victims of break and enters just  
17 by you. It's been a long time since I've seen a  
18 record with this many break and enters on it and I've  
19 been doing this job just about 22 years now.

20 It seems to me that -- now I appreciate that you  
21 may be going to have a family and everything else,  
22 but I mean obviously for years everybody has avoided  
23 trying to give you Pen time until the last time you  
24 were here. So for your first 22 convictions for  
25 break and enter you were kept in the Northwest  
26 Territories by being given less than two years  
27 imprisonment until finally the last time when you

1 finally got Convictions 23, 24, and 25 and you went  
2 to the Pen and that should have told you something  
3 that if you keep it up the sentences are just going  
4 to get longer.

5 Now, this doesn't involve a dwelling house so  
6 the maximum is ten years in jail and in my view a  
7 substantial jail term should be imposed but I do take  
8 into consideration the fact that the property was  
9 recovered and there is not any loss but this time of  
10 just going into places and taking stuff which has  
11 gone on and on and on and in my view there has to be  
12 a sentence that does two things in my view; one that  
13 protects the community by -- and that's one major  
14 consideration in my view at this stage when this  
15 person has reeked havoc on this community for this  
16 many years; and secondly, it's got to be a sentence  
17 that is going to be sufficient so that you will  
18 recognize that there will be a general or a specific  
19 deterrent here that if you keep it up you aren't  
20 going to like the jail terms.

21 Now, that may well mean that you're going to  
22 wind up doing Pen time again and you aren't going to  
23 see your family but you've got nobody to blame but  
24 yourself. And I'm sure that the judges have told you  
25 this before but you haven't listened.

26 In my view, and I recognize what the Crown has  
27 recommended around just to keep you below the

1 penitentiary term, but in my view considering the  
2 previous sentencing practice that this has gone on  
3 way way too long and there is too many convictions.  
4 And you have to recognize as well as all your buddies  
5 back in Coppermine or Kugluktuk, I should say now,  
6 who think they can continue this kind of rampage in  
7 the community that it's not going to happen, that  
8 you're going to be treated very seriously. And  
9 having considered all of that and considering the  
10 circumstances here, I sentence you to three years  
11 imprisonment and that's to be consecutive to any  
12 other sentence. The victim of crime surcharge will  
13 be waived in the circumstances.

14 Now maybe you will understand if you get paroled  
15 this time you better learn to live with the results.  
16 If you want to see your child and watch your child  
17 grow up, the only way you're going to do that is  
18 keeping yourself out of trouble. It's that simple.  
19 To be quite frank, if you're going to continue this  
20 kind of behavior, the child is probably better off  
21 not knowing you because you aren't setting much of an  
22 example. That will be all.

23 MS. AITKEN: I think that's everything, Sir.

24 THE CLERK: Those are the matters.

25 THE COURT: Okay.

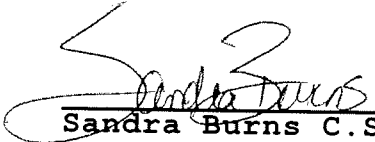
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Certified correct to the best of my skill  
and ability (Subject to Editing by Presiding  
Judge) .

  
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Sandra Burns C.S.R. (A)  
Court Reporter