

mentioned in subsection (4) has been made, and where, as a result of such suspension, a new time is required to be fixed for the execution of the sentence, it may be fixed by the judge who imposed the sentence or any judge who might have held or sat in the same court.”

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10. (1) Subsection (2) of section 588 of the said Act is repealed and the following substituted therefor:

Transcript
of evidence.

“(2) A copy or transcript of

(a) the evidence taken at the trial,

(b) the charge to the jury, if any,

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(c) the reasons for judgment, if any, and

(d) the addresses of the prosecutor and the accused or counsel for the accused by way of summing up, if

(i) a ground for the appeal is based upon either of the addresses, or

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(ii) the appeal is pursuant to section 583A,

shall be furnished to the court of appeal, except in so far as it is dispensed with by order of a judge of that court.”

(2) Subsection (4) of section 588 of the said Act is repealed and the following substituted therefor:

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Copies to
interested
parties.

“(4) A party to the appeal is entitled to receive

(a) without charge, if the appeal is against a conviction in respect of which a sentence of death has been imposed or against such sentence, or

(b) upon payment of any charges that are fixed by rules of court, in any other case,

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a copy or transcript of any material that is prepared under subsections (2) and (3).”

11. The said Act is further amended by adding thereto, immediately after section 597 thereof, the following section: 30

Appeal on
law or fact or
mixed law
and fact.

“**597A.** Notwithstanding any other provision of this Act, a person

(a) who has been sentenced to death and whose conviction is affirmed by the court of appeal, or

(b) who is acquitted of an offence punishable by death and whose acquittal is set aside by the court of appeal,

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may appeal to the Supreme Court of Canada on any ground of law or fact or mixed law and fact.”

12. All that portion of subsection (1) of section 598 of the said Act preceding paragraph (a) thereof is repealed and the following substituted therefor:

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