

FIELD GENERAL COURT-MARTIAL

CFA05 (16 Jan of AFAS)
40 PAR/107 (2042)

(Whether the accused to be tried is under his command or not, a FGCM may on application to him be convened by any offr of Cdn Army Overseas, or of any other force if authorized in law, in immediate command of troops on active service, subject to RP 105(C) and restrictions imposed by appropriate authority. AA 49, 50, RP 104-107, 114. As to the duties and privileges of the Convening Offr in dealing with the application see MML Chap V paras 20 and 23, RP 87(B).

There should be a separate Convening Order for each person to be tried separately by the same Court. RP 71(C), 109. As to separate charge sheets see RP 62, and as to separate trial on charges in the same charge sheet see RP 108. As to two or more accused charged jointly see RP 16, 109.

As to reasons for showing (a) permanent or confirmed rank, and (b) appt, A/Rank or A/appt, if any, see AA 182, 183, fns, KR Can 308, 328, 330.)

ACCUSED.

Number.	(a) Prmnt R.	(b) Appt, A/R or A/appt.	Full Christian Names.	Surname.	Unit.
3.16902	Private		Frank Clayton	HOWES	No.4 Company CFC
G.45557	Private		Eugene LeRoy	ATHERTON	No.4 Company CFC

CONVENING ORDER.

1. Whereas complaint has been made to me, the undersigned, that the person(s) named above as the accused, being subject to military law, ~~has~~ (have) committed the offence(s) set forth in the Charge Sheet(s) attached and on (date) 14 Feb 45 endorsed by me, ~~(as a superior officer)~~, "To be tried by Field General Court-Martial."

2. And whereas I am of opinion that it is not practicable that such offence(s) should be tried by an ordinary General Court-Martial: ~~but that it is not practicable to delay the trial for reference to a superior qualified officer.~~ (Delete part in brackets when not required for compliance with RP 105(C).)

3. I hereby convene a Field General Court-Martial to try the said person(s), and to consist of the Offrs appointed or detailed hereunder.

4. ~~I nominate to appoint (a) three officers to form the Court, (b) a Field Officer to preside, for the reasons I have stated hereunder.~~

(AA 49, RP 106(B), 107(A). Delete the whole or part, if not applicable.)

5. ~~I nominate to appoint to preside the trial the following named persons.~~ (RP 106(E). Delete, if none appointed.)

PRESIDENT.

Major	W.H. Wallace	H.Q. C.F.C.
(Rank.)	(Must be named. RP 106.)	(Unit.)

MEMBERS.

Major	J.T. Shillington	H.Q. C.F.C.
Lieut.	R.R. Murray	No.22 Coy. CFC
(Rank.)	(Named or detailed. RP 106.)	(Unit.)

WAITING MEMBER.

Lieut.	A.M. Miller	No.11 Coy. CFC
(Rank.)	(Named or detailed, if any. RP 106.)	(Unit.)

JUDGE-ADVOCATE.

(Rank.)	(Must be named, if any. RP 106.)	(Unit.)
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On Active Service in the Fd

in Scotland
(Country.)

Date 14 Feb 45

(Signature)
(Signed personally. RP 105 fn 2.)
(R. Douglas Roe)

A/Colonel
(Rank.)

Commanding Canadian Forestry Corps
Convening Officer.

CONVENING OFFR WILL INITIAL ALL DELETIONS AND ALTERATIONS

(See overleaf for oaths and notes for use on trial.)