

THE HOUSE OF COMMONS OF CANADA

EXPLANATORY NOTES

The purposes of the proposed amendments are

- (1) to protect the anonymity of persons involved in judicial proceedings;
- (2) to eliminate the unfortunate results of judicial errors;
- (3) to help in the rehabilitation of the individuals concerned; and
- (4) to safeguard the reputation and honour of the members of the family of a person involved in a judicial proceeding.

The subsection to be repealed and reenacted at present reads as follows:

"151. (1) A proprietor, editor, master printer or publisher commits an offence who prints or publishes

- (a) in relation to any judicial proceedings any indecent matter or indecent medical, surgical or physiological details, being matter or details that, if published, are calculated to injure public morals;
- (b) in relation to any judicial proceedings for dissolution of marriage, nullity of marriage, judicial separation or restitution of conjugal rights, any particulars other than
 - (i) *the names, addresses and occupations of the parties and witnesses,*
 - (ii) a concise statement of the charges, defences and countercharges in support of which evidence has been given,
 - (iii) submissions on a point of law arising in the course of the proceedings, and the decision of the court in connection therewith, and
 - (iv) the summing up of the judge, the finding of the jury and the judgment of the court and the observations that are made by the judge in giving judgment."