

COURTS-MARTIAL

Form of Order for the assembly of a General or District Court Martial.

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G.
L. Vokes
Brig.
W. de Faye
Capt
Judge Advocate

ORDERS BY Major General H.L.N. Salmon

Commanding the 1st Canadian Division

(Place and Date) 13 Sep 42

Lieut. C.W. Knox
2 Cdn Fd Regt

The detail of officers as mentioned below will assemble at HQ 2 Cdn Fd Regt at 0900^{hrs} on the 17 day of September 1942 for the purpose of trying by a General court-martial the accused person [persons] named in the margin [and such other person or persons as may be brought before them].*

PRESIDENT.

Brigadier C. Vokes, Comd 2 Cdn Inf is appointed president.†
MEMBERS.

Lt.-col. J.P.E. Bernatchez	R 22e R
Lt.-col. G. Kitching	Edmn R
Major R.P. Clark	P.P.C.L.I.
Major W.C. Gemmel	West N.S.R.

Note—The president must be named. The members and the waiting members may be mentioned by name, or the number and rank and the unit to which they belong may alone be named.

WAITING MEMBERS.

Major T. de Faye	Sask LI (MG)
Major W.W.G. Darling	4 P.L.D.G.

JUDGE-ADVOCATE.

Capt. W.B. Bate has been [or where the convening officer has the appointment of a judge-advocate, is hereby] appointed judge-advocate.

The accused will be warned and all witnesses duly required to attend.

The proceedings will be forwarded to HQ 1 Cdn Div

Signed this 13 day of Sep 1942

[Signature]
(H.L.N. Salmon) Major General
C.O.C. 1st Canadian Division

* Any opinion of the convening officer with respect to the composition of the Court (see Army Act, s. 48 (10) and Rules of Procedure 20 and 21) should be added here; thus, where a Court-Martial is ordered to assemble, composed exclusively of officers of the same regiment of cavalry, or the same brigade of artillery, or the same battalion of infantry, the following should be added:

"In the opinion of the convening officer, other officers are not, having due regard to the public service, available." (or as the case may be).

† Add here, in the case of either a General or District Court-Martial where a captain is appointed president and the officer convening the court is not under the rank of field officer, "In the opinion of the convening officer a field officer is not, having due regard to the public service, available." Where it is necessary for an officer under the rank of captain to be appointed president of a District Court-Martial, add, "In the opinion of the convening officer a field officer or captain is not, having due regard to the public service, available." (See Army Act, s. 48 (9).)

‡ The "unit" in the case of Royal Artillery, is a Brigade, where such organisation exists.

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