

LRC
encl

H.Q.C. 55-A-61.
Your File H.C/1-A-18.

September 16th, 1940.

The District Officer Commanding,
Military District No. 6,
HALIFAX, Nova Scotia.

Summary of Evidence
E.84418, Wm. Atkin, G.

With reference to your communication dated 14th September, 1940, under cover of which you forwarded to this Office Charge Sheet and Summary of Evidence taken in the case of the marginally-noted soldier.

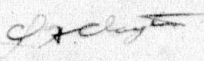
The name of the accused should be set out in full in the Charge Sheet with his Christian names preceding his surname. See M.M.L., Page 714.

The marginal notation of the Section of the Army Act should be in red ink and should be opposite the statement of the offence.

Instead of describing the accused in the Charge Sheet as "a soldier of the Canadian Active Force", the description should be in this and all similar cases "a soldier of the Active Militia of Canada on Active Service".

From a perusal of the Summary of Evidence there is, in the opinion of this office, no legal reason why the accused should not be tried upon the charge set out in the Charge Sheet subject to the aforementioned amendments.

The Charge Sheet and Summary of Evidence are returned herewith.


Captain,
A.J.A.G.,
for Judge Advocate-General.