

Young offenders—Cont.

- Diversion programs
 - Accessibility, federal/provincial legislation, differences, impact, 2:4
 - British Columbia, funding, legal provisions, etc., 2:5, 8-9
 - Eligibility, alcohol offenders, etc., 2:9
 - Implementing, Crown counsel control, impact, 2:5
 - Indian communities, South Island, B.C., traditional/cultural approach, importance, 2:10-1
 - Native Alternative Youth Program, First Nations of South Island Tribal Council establishing, funding, elders role, etc., 2:8, 12
- Identity disclosure, conditions, threat to society, etc., Young Offenders Act restrictions, 1:16-7, 25-6, 33-4; 3:11-2, 16-8, 30-1
- Age factor, 4:25
- At large individuals, legal counsel, appointing in absence, proposal, 3:17-8; 4:16-8
- Canadian Association of Chiefs of Police position, 1:19-20, 26; 4:6-11, 14
- Canadian Broadcasting Corporation position, 5:19-21, 34
- Constitutionality, *The Citizen* legal challenge, Nepean, Ont. murder case publicity, 4:24, 26, 37
- Exceptions, judicial discretion, *The Citizen* proposal, 4:22-40; 5:18-20, 34
- Interpretation, clarity, 4:25-6
- Judicial authorization, when youth court not in session, 4:6
- Juvenile Delinquents Act comparison, 1:19-20, 26; 4:10-1, 24-5, 31-4
- Presumption of innocence factor, 4:8, 12
- Publicity, impact, 4:31
- Repeat offenders, 2:5
- Solicitor General position, 5:18-21
- Trial transcripts, excluding, 4:27-8
- Victims, identifying, legal uncertainties, Orangeville, Ont. case of murder of two children, reporting, 4:24-8
- Incarceration
 - In lieu of fines, Indians, number, fine option program impact, 2:24
 - Penitentiaries, 5:32
 - Three-year maximum period, adequacy, Nunziata position, 1:30-1
- Insanity acquittals, records, retaining, 1:11
- Legal counsel
 - Accessibility, South Island, B.C., 2:10
 - Right to retain
 - British Columbia legislation not guaranteeing, 2:4
 - Manitoba Court of Appeal decision, impact, 1:32-3; 5:37-8
- See also Young offenders—Identity disclosure, At large
- Offences
 - Alcohol-related, percentage, South Island, B.C., Indians, 2:7
 - Society, protecting, custodial sentences, 1:25, 27-8
 - St. Catharines, Ont., case of 14-year-old sex offender, 1986, 1:24-5
- Placement, in care of responsible person, 3:6
- Probation orders
 - Enforceability, 1:11
 - Treatment orders, including, 3:28-9
 - Violating, judicial review, Young Offenders Act provisions, 1:11, 36-8; 3:29-30
- Probation services
 - Anishinaabe Child and Family Services Inc. program, 2:14, 17-8, 23
 - Federal/provincial jurisdictions, implications, 2:18-9
- Programs, voluntary sector, inventories, Canadian Council on Children and Youth preparing, 3:4
- Records
 - Disclosure, restraints, relaxing, 3:9-10; 5:35
 - Disclosure to insurance companies, 3:9

Young offenders—Cont.

- Records—Cont.
 - Fingerprints/photographs, destruction requirements, Bill C-106 abrogating, 1:10-1; 3:10, 22, 31; 4:11-2, 15
 - See also Young offenders—Insanity acquittals
- Rehabilitation, Indians, child family services, Anishinaabe Child and Family Services Inc. program
 - Elders, role, importance, 2:16-8
 - Facility, Canadian Armed Forces base Gypsumville, Man., acquiring, 2:14, 16, 19-20
 - Funding, cut-backs, impact, 2:17, 21
 - Intervention, process, 2:22-3
 - Philosophy, community-based care, extended family involvement, 2:16-21, 25
 - Saddle Lake, Alta. judicial system, model, 2:26
- Testimony
 - Corroboration requirement, 1:11
 - Unsworn, admissibility, 5:38
 - See also Young offenders—Court proceedings, Witnesses
- Treatment
 - Enforced, 3:32-4
 - Voluntary, 1:27-8
 - Provinces positions, 1:12
 - See also Young offenders—Probation orders
- Waiver of legal rights, oral/written, Bill C-106 provisions, 1:21-2; 2:9, 25-6; 3:10-1, 27-8; 4:12-4, 18, 21; 5:36
- Remote areas, oral waiver necessity, 4:13-4, 16
- 10 to 14-year-olds, British Columbia Family and Child Services Act/Young Offenders Act provisions affecting, weaknesses, effects, 2:6, 13
- See also Homicides
- Young Offenders Act**
 - Administration, provincial jurisdiction, Indian communities, impact, 2:19
 - Adult courts, transferring cases to, 1:35-6; 3:22-3, 30, 34-5; 4:33, 39; 5:28-30
 - Statistics, Quebec/western provinces, comparison, 3:18
 - Alternative measures, post-charge/pre-adjudication, Ontario Attorney General position, non-implementation, 3:12-3, 32; 5:21-2
 - Appeals process, 5:38
 - Canadian Council on Children and Youth position, 3:4
 - Conditional discharge provision, including, 1:38
 - Criteria, policy, defining, clarity, 2:6
 - Declaration of Principles, references, 3:8
 - Due process, British Columbia legislation not guaranteeing, 2:4
 - Effectiveness, Juvenile Delinquents Act comparison, 2:6
 - Fines, maximum, Juvenile Delinquents Act comparison, 2:24
 - Implementation
 - Effects, magnitude, 1:8, 18
 - Federal/provincial legislation, inequities, 2:4-6
 - Inadequacies, impact, 1:8, 10-1
 - Provinces, Ontario/Nova Scotia, 16/17-year-olds, treatment, differing from under 16-year-olds treatment, 1:39
 - Provinces, problems, 3:6, 25-6
 - See also Child welfare legislation
 - Justice and Legal Affairs Standing Committee consideration, Canadian Association of Chiefs of Police presentation, position, 4:9-10
 - Philosophy, purpose, 1:26-7, 29, 32; 4:28, 34; 5:18-20
 - Problems, weaknesses
 - Amending, consultations, 1:9-11, 13-8, 30, 33; 3:4, 15-6, 25
 - Provinces, Attorneys General, positions, 1:9, 28-9
 - Public awareness, misconceptions, etc., effects, 3:5-6
 - Regionalization, 1:14
 - Reviewing, 1:26-7; 3:5, 14; 5:18-9
 - Process, federal-provincial working group, 1:11-2