

The prosecution is closed.

## Defence

Question to the accused. Q.11 Do you apply to give evidence yourself as a witness?

Answer. A.11 "No, sir".

Question. Q.12 Do you intend to call any other witness in your defence?

Answer. A.12. "Yes, sir".

Question. Q.13 Is he a witness as to character only? Answer. 13. "Yes, sir".

### INSTRUCTIONS TO THE COURT

- (i) When the answers to the above questions have been recorded, the Court will follow the provisions of Rules of Procedure 40 and 41 respecting the order of evidence and addresses which is applicable to the circumstances of the case.
- (ii) All addresses by prosecutor, counsel or defending officer, whether recorded by the Court or handed in in writing will be attached to the proceedings in the order in which they are made. Any address which the accused is entitled to make pursuant to Rules of Procedure 40 (C) (iv) and 41 (A) (i) and (iii) will be similarly dealt with. Written addresses will be read to the Court, marked and signed by the President. If any person who is entitled to make an address declines to do so, a record will be made to that effect.

*(Where any evidence is given for the defence.)*

The evidence of the accused (and of the witnesses for the defence including witnesses as to character) is recorded on a separate page (see overleaf).

*(Where the accused does not give evidence upon oath.)*

Question to the accused. Q.14 Have you anything to say in your defence?

Answer. A.14 The accused in his defence says†

~~Hands in a written address which is read, marked~~

~~signed by the President and attached to the proceedings.~~

"I left Currie Barracks on the 15th April, about 1600 hours. I went to Calgary then, and made up my mind to go home to see my parents, whom I did not see for four years. I was home 24 days and I got back to Edmonton and I had no money to back here to Currie Barracks, so I took my uniform off to earn some money to come back here. I found a job near Edmonton and I earned a few dollars and came back to my Aunts to get my uniform. My uniform was gone. I asked my Aunt where it had gone and she said the R.C.M.P. had got it. Then I went down to Edmonton and I met Warrenchuck in town and we decided to go back and we did go back to Prince of Wales Barracks in Edmonton on the 30th of May - that is all, sir".

Instruction.

† In this space will be recorded any oral statement or address made by the accused in his defence when he has not given evidence as a witness. (For any additional address which he is entitled to make, see Instructions to the Court above.)