

Sec. 83, 84, 85 and 86 (1)

We would recommend to the Committee that in the sentencing provisions of sections 83, 84, 85 and 86 (1), the committee give serious consideration to amending these to remove the possibility of prosecution under summary conviction for any incident other than the first offense.

Comment: We recognize the desirability of maintaining a degree of flexibility in our judicial system because of varying circumstances. However, in our opinion this flexibility is being abused badly by our courts today to the detriment of the public good. While we can see validity in giving first offenders the benefit of the doubt, by the second time around there should be no doubt.

Sec. 88 (2)

-Delete paragraphs (a) and (b).

Comment:

We see no need for special permits for those people under eighteen years of age. They should require a licence the same as anyone else except that a supervision requirement should be called for - a matter we will deal with later in this brief.

Also we stated previously we cannot accept the fact that non-residents should receive greater consideration than residents of this country.

Sec. 91

-Delete entirely.

Comment:

Covered adequately by section 95 (1).