

# FIELD GENERAL COURT-MARTIAL

(Whether the accused to be tried is under his command or not, a FGCM may on application to him be convened by any offr of Cdn Army Overseas, or of any other force if authorized in law, in immediate command of troops in active service, subject to RP 105(C) and restrictions imposed by appropriate authy. AA 49, 50, RP 104-107, 114. As to the duties and privileges of the Convening Offr in dealing with the application see MML Chap V paras 20 and 23, RP 87(B).

There should be a separate Convening Order for each person to be tried separately by the same Court. RP 71(C), 109. As to separate charge sheets see RP 62, and as to separate trial on charges in the same charge sheet see RP 108. As to two or more accused charged jointly see RP 16, 109. As to reasons for showing (a) permanent or confirmed rank, and (b) appmt, A/R or A/Appmt, if any, see AA 182, 183, fns. KR Can 308, 328, 330.)

## ACCUSED.

Number.	(a) Prmt B.	(b) Appmt, A/R or A/Appmt	Full Christian Names.	Surname.	Unit.
A-5 5712	Pte	(L/Cpl)	Donald James	HYMAN,	9 CBR Bn

## CONVENING ORDER.

1. Whereas complaint has been made to me, the undersigned, that the person(s) named above as the accused, being subject to military law, has (~~have~~) committed the offence(s) set forth in the Charge Sheet(s) attached and on (date) 3 Feb 45 endorsed by me, ~~for by an offr of my staff for me.~~ "To be tried by Field General Court-Martial".

2. And whereas I am of opinion that it is not practicable that such offence(s) should be tried by an ordinary General Court-Martial; ~~(and that it is not practicable to delay the trial for reference to a superior qualified offr.)~~  
(Delete part in brackets when not required for compliance with RP 105(C).)

3. I hereby convene a Field General Court-Martial to try the said person(s), and to consist of the Offrs appointed or detailed hereunder.

4. I am unable to appoint (a) three Offrs to form the Court; (b) a ~~Fd Offr as President, for the reasons I have attached hereto.~~

(AA 49, RP 104(B), 107(A). Delete the whole or part, if not applicable.)

5. I also appoint as Judge-Advocate ~~the Offr mentioned hereunder.~~  
(RP 104(E). Delete, if none appointed.)

### PRESIDENT.

Major G G MacKENZIE, MRE, FGH, X-9 List att 3 Cdn NETD (Unit)  
(Rank) (Must be named. RP 104.)

### MEMBERS.

Major D MacKENZIE, Essex Sect, X-9 List att 3 Cdn NETD  
(Rank) (Must be named. RP 104.)

Septain S. D. THOMAS (Rank) (Named or detailed. RP 104.)

Septain F. I. S. FRASER (Rank) (Named or detailed. RP 104.)

Septain B. L. M. HARRIS (Rank) (Named or detailed. RP 104.)

### WAITING MEMBER.

(Rank) (Named or detailed, if any. RP 104.) (Unit)

### JUDGE-ADVOCATE.

(Rank) (Must be named, if any. RP 104.) (Unit)

On Active Service in the FD

in BEIGIUM (Country) C. S. N. Gostling (Signed personally. RP 105 (a 2)) Brigadier (Rank)

Dat 3 FEB 45 Commanding 2 Cdn Base Ept GP Convening Officer.

## CONVENING OFFR WILL INITIAL ALL DELETIONS AND ALTERATIONS