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### DISCLOSURE & PRODUCTION IN CRIMINAL CASES

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#### What's New in This Update

Updates to the Chapters 2, 5, 7, 8 and 9.

#### Highlights

- **Principles—Form and Manner of Disclosure**—According to Ontario's Superior Court of Justice, there is no authority for the proposition that the digital disclosure of a witness's statement must be made in the form of a transcript: *R. v. Birtch*, 2024 ONSC 7125 (Ont. S.C.J.).
- **Use of Confidential Third Party Records at Trials—Cross-Examination**—After having provided the police with her statement concerning an alleged sexual assault in 2006, the complainant underwent therapy sessions in which she had recalled additional detail. The Court of Justice held a s. 278 application not to be necessary for the defence to cross-examine her on this evidence: *R. v. M.G.*, 2024 ONCJ 666 (Ont. C.J.).

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## **ProView Developments**

Your ProView edition of this product now has a new, modified layout:

- The opening page is now the title page of the book as you would see in the print work
- As with the print product, the front matter is in a different order than previously displayed
- The Table of Cases and Index are now in PDF with no searching and linking
- The Table of Contents now has internal links to every chapter and section of the book within ProView
- Images are generally greyscale and size is now adjustable