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### DISCLOSURE & PRODUCTION IN CRIMINAL CASES

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#### What's New in This Update

- **Principles—Disclosure Obligation in Non-Indictable Proceedings—Timing of Disclosure, Continuing Obligation and Variation; Principles—Examples of Disclosed Material—Police Notes; Exceptions to Disclosure—Informants**—When the Crown produced a police officer's affidavit on sentencing, the Crown was ordered to disclose to the defence information on the accused's alleged gang memberships that was not disclosed at trial: *R. v. Paddy*, 2024 SKKB 137 (Sask. K.B.), July 26, 2024, Elson J.
- **Exceptions to Disclosure—Informants, Vulnerable Witnesses, Investigative Techniques and Continuing Investigations—Informants**—The Supreme Court of Canada held that no "secret" trial occurred during the in camera prosecution of a confidential police informer but it ordered that a redacted trial judgment should be made public that contains no information that could identify the informer: *Société Radio-Canada c. Personne désignée*, 2024 SCC 21 (S.C.C.), reversing in part *Personne désignée c. R.*, 2022 QCCA 406 (C.A. Que.) and *Re Personne désignée c. R.*, 2022 QCCA 984 (C.A. Que.).
- **Remedies for Breach—Appeal—Specific Examples**—The appellant appealed his convictions for kidnapping, aggravated sexual assault and related offences and the finding he was a dangerous offender. The accused asserted the complainant had broken in, that he had called 911 and that there was negligent investigation. It was not unreasonable to insist that the accused testify as to what he said in the 911 call. Regarding trial rulings on Mills' applications seeking records relating to drug use and the like, there was no reason to interfere on appeal: *R. v. Blanchard*, 2024 ABCA 130 (Alta. C.A.), April 17, 2024, Martin, Slatter and Pentelechuck JJ.A.

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- 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