Publisher's Note

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SENTENCING:
THE PRACTITIONER'S GUIDE
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Release No. 5, November 2026

What's New in this Update:

This release features updates to the caselaw and commentary in Chapter 4 (Offences Against the Administration of Law and Justice), Chapter 5 (Sexual Offences, Public Morals and Disorderly Conduct), Chapter 8 (Offences Against the Person and Reputation), Chapter 9 (Offences Related to Conveyances), Chapter 11 (Fraudulent Transactions Relating to Contracts and Trade), and Chapter 14 (Dangerous Offenders and Long-Term Offenders).

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Highlights:

- **Offences Against the Person and Reputation—XXVII. Commodification of Sexual Activity—**The Supreme Court of Canada overturned the Quebec Court of Appeal and upheld the six-month mandatory minimum for obtaining sexual services from a minor (s. 286.1(2)(a)), finding that it does not violate s. 12 of the Charter, restoring the offender's six-month sentence, criticizing terms like "sex worker" for downplaying child exploitation: *Quebec (Attorney General) v. Denis*, 2026 SCC 25.
- **Dangerous Offenders and Long-Term Offenders—Case Summaries—**The Ontario Court of Appeal imposed a global 25-year determinate sentence on a dangerous offender who abused four young children and ran a dark-web child sexual abuse material (CSAEM) site, holding that *R. v. J.S.* sets no 18-year cap for CSAEM offences, that his administrator role was a major aggravating factor, and that s. 718.3(7) required some consecutive sentences: *R. v. S.W.*, 2026 ONCA 531.
- **Sexual Offences, Public Morals and Disorderly Conduct—Case Summaries—Child pornography offences committed with other sexual offences—**The Quebec Court of Appeal struck down the 12-month mandatory minimum for distributing CSAEM as a s. 12 Charter violation, adding to the Supreme Court's *Senneville* ruling on possession and access, and imposed a six-month conditional sentence because the trial judge gave too little weight to the offender's serious intellectual disability: *Claing c. R.*, 2026 QCCA 926.

ProView Developments

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

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- 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
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