

# Annual Report

## 2017-2018



PROVINCIAL COURT  
of Newfoundland and Labrador

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## **PART 1: YEAR IN REVIEW**

## Report from the Chief Judge

### YEAR IN REVIEW 2017 - 2018

#### New Judges Appointed

On August 8, 2017 the Honourable Andrew Parsons, QC, Minister of Justice and Public Safety and Attorney General, announced the appointment of two new Provincial Court Judges.

Robin Fowler was appointed to the Provincial Court in Grand Falls-Windsor and Kari Ann Pike, QC, was appointed to the Provincial Court in Happy Valley-Goose Bay. Mr. Fowler replaced Judge Timothy Chalker, who retired on July 12, 2017. Ms. Pike, QC, replaced Judge John Joy, who retired on July 28, 2017.

Minister Parsons stated, “On behalf of the Government of Newfoundland and Labrador, I would like to congratulate Judge Robin Fowler and Judge Kari Ann Pike on their new roles. Both bring with them decades of experience working in the justice system; Mr. Fowler and Ms. Pike both demonstrate high levels of professionalism, compassion and decisiveness. The Provincial Court of Newfoundland and Labrador will benefit tremendously from their commitment and dedication to the practice of law.”

Robin Fowler was appointed as the Assistant Deputy Minister responsible for Courts and Corporate Services with the Department of Justice and Public Safety in October 2016. Mr. Fowler received a Bachelor of Laws degree from the University of Saskatchewan in 1999 and a Bachelor of Arts from Acadia University in 1994. Mr. Fowler was called to the Bar in 2000 and worked with the Provincial Crown Attorney’s Office, including the Special Prosecutions Office, for approximately 13 years. In 2013 he joined the Public Prosecution Service of Canada. Mr. Fowler has extensive experience prosecuting complex files at all levels of court across Newfoundland and Labrador, including acting as lead counsel in numerous jury trials. He was a Bencher, a trained mediator and member of the Canadian Bar Association (CBA) and served as the CBA Criminal Section Chair for Newfoundland and Labrador. In September 2016, Mr. Fowler trained prosecutors in Nairobi, Kenya, as part of the CBA’s Supporting Access to Justice for Children in East Africa project.

Kari Ann Pike, QC, graduated from Regina High School in Corner Brook in 1986. In 1990 she graduated from Dalhousie University with a Bachelor of Arts degree majoring in Philosophy, with a concentration in jurisprudence. In 1993 she graduated from the University of New Brunswick with a Bachelor of Laws degree. While attending school she was accepted into the Newfoundland and Labrador Crown Apprenticeship program which set the path for her legal career as a Crown Attorney. After articling with the Crown Attorney’s Office in Corner Brook, she was admitted to the Bar of Newfoundland and Labrador in 1994 and remained with the Department of Justice and Public Safety in the Stephenville office. Over the last 22 years she appeared before the Provincial and Supreme Court and was appointed Queen’s Counsel in March 2017. Ms. Pike is of Mi’kmaq First Nations heritage and her family has always actively practiced and celebrated their culture.

The role of a judge is an important one and lies at the heart of the adjudicative function of the justice system. In carrying out judicial duties those charged with these most important responsibilities have a profound effect on the lives of citizens and the administration of justice. The highest level of professional competence and dedication is necessary to achieve just results for all litigants. The appointment of candidates of the highest caliber is of the utmost importance to the Court. I welcome Judges Fowler and Pike to the Court and look forward to working with them in the years to come.

### **Scheduling Efficiencies**

During the year the final adjustments were made to the Computerized Automated Scheduling System (CASS). The system, which works in tandem with the Case Assignment and Retrieval System (CAAR), enables the administration of the Court to ensure that its resources are utilized to best effect. The systems are now employed province wide. Implementation has reduced average waiting times for trials and hearings from 12 – 18 months to six to eight weeks in the Court’s busiest center – St. John’s.

The recent adjustments involve the use of CASS to provide the judicial administration of the Court with real time information about court utilization as well as to generate historical data and management reports regarding judicial performance.

The Court is committed to refining and improving all aspects of its operations to better serve the public and carry out its core functions.

**The Honourable Pamela J. Goulding**

**Chief Judge**



## **PART 2: OVERVIEW OF THE PROVINCIAL COURT**

## Our Values

Governed by the Constitution of Canada and the rule of law, we are an independent, impartial, and accessible judicial system.

We are committed to the provision of quality service through the effective management of available resources and the continuous professional development of the judiciary and staff.

We are committed to integrity, ethical conduct, and the timely performance of duties.

We are committed to providing all litigants with reasoned judicial decisions.

## Mission Statement

The Provincial Court of Newfoundland and Labrador exists to uphold and preserve the fundamental values of society by judging legal disputes, conducting inquiries, and providing quality service to the public.

## Our Vision

- To recognize the value of staff and judiciary in achieving our mission.
- To operate the Court with highly qualified personnel and judiciary.
- To provide access to justice to everyone and be sensitive to social and cultural diversity.
- To encourage the use of dispute resolution alternatives that respond to the changing needs of society.
- To emphasize the effective use of technology and decentralized administrative decision making.



## Judiciary

### Chief Judge- The Hon. Pamela Goulding

Called to the Bar: July 3, 1986  
 Appointed Judge: January 30, 2012  
 Appointed Chief Judge: September 28, 2015

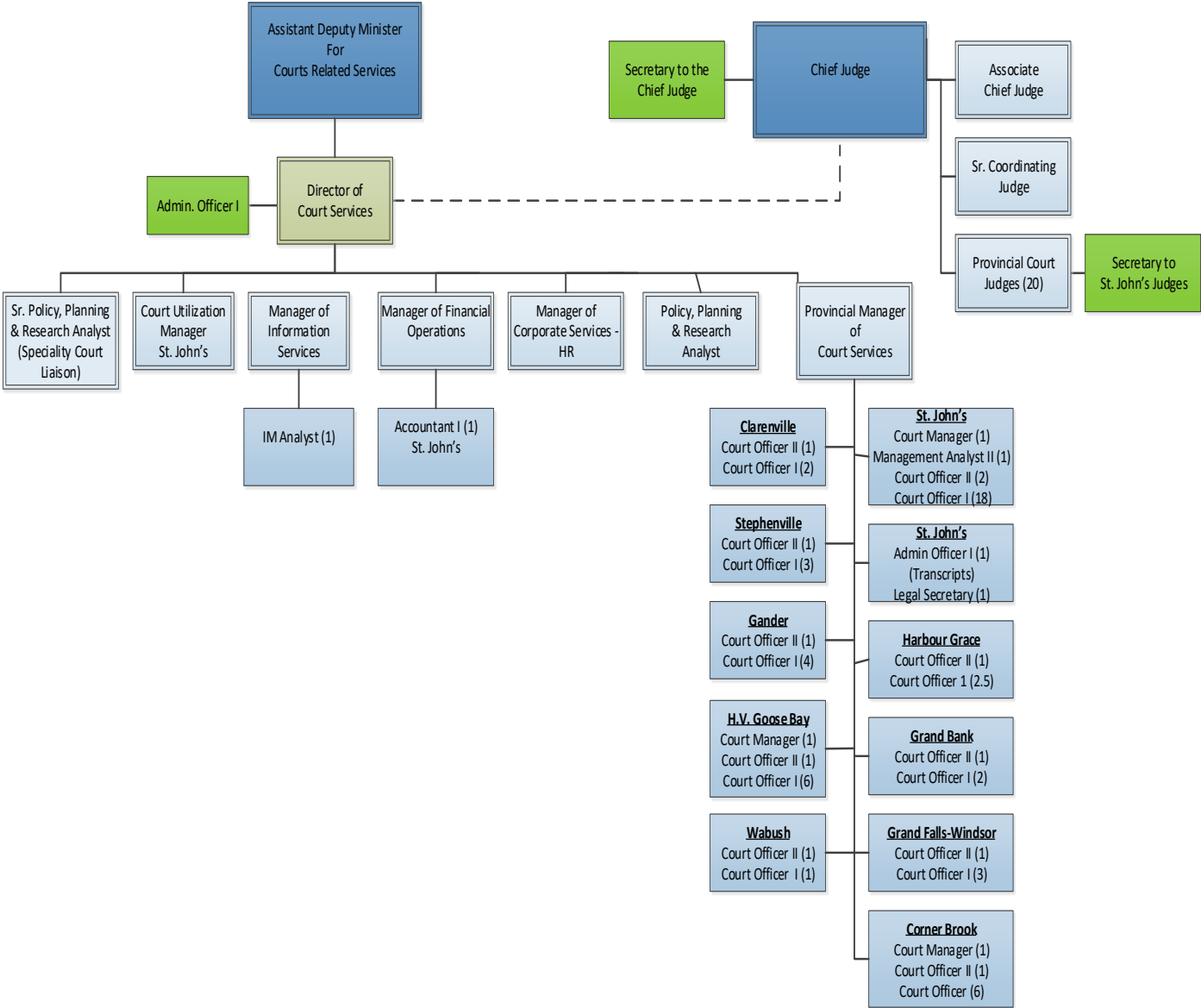
### Associate Chief Judge- The Hon. Michael Madden

Called to the Bar: July 3, 1986  
 Appointed Judge: February 3, 2010  
 Appointed Senior Coordinating Judge: October 2, 2012  
 Appointed Associate Chief Judge: October 8, 2015

JUDGES	DATE APPOINTED	CURRENT COURT CENTRE
The Honourable Gregory O. Brown*	February 28, 1992	Per Diem
The Honourable Kymil Howe	March 11, 1993	Corner Brook
The Honourable David Orr	August 25, 1994	St. John's
The Honourable William English*	November 9, 2000	Per Diem
The Honourable Wayne Gorman	November 9, 2000	Corner Brook
The Honourable Patrick J.B. Kennedy*	April 11, 2001	Per Diem
The Honourable Colin J. Flynn	April 30, 2001	St. John's
The Honourable Harold Porter	October 12, 2001	Grand Bank
The Honourable Catherine Allen-Westby	October 28, 2002	Corner Brook
The Honourable Bruce Short	November 1, 2003	Harbour Grace
The Honourable John Joy*	August 1, 2006	Per Diem
The Honourable Wynne Anne Trahey	June 8, 2007	Wabush
The Honourable Jacqueline Jenkins	September 24, 2008	Gander
The Honourable D. Mark Pike	November 17, 2008	St. John's
The Honourable Jacqueline Brazil	February 3, 2010	St. John's
The Honourable Lois Skanes	February 15, 2010	St. John's
The Honourable Lori A. Marshall	August 13, 2012	St. John's
The Honourable James G. Walsh	September 3, 2012	St. John's
The Honourable Mark T. Linehan	March 4, 2014	Gander
The Honourable Lynn E. Cole	March 6, 2014	Stephenville
The Honorable Phyllis Harris	June 10, 2014	Happy Valley–Goose Bay
The Honourable Paul Noble	September 17, 2015	Clarenville
The Honourable Robin Fowler	August 7, 2017	Grand Falls-Windsor
The Honourable Kari Ann Pike	August 7, 2017	Happy Valley-Goose Bay

\*Per Diem (Part-time retired judges)

# Provincial Court of NL- Organizational Chart



## Court Locations

There are 10 court centres in locations throughout Newfoundland and Labrador. In addition to sitting in its principal locations, the Provincial Court conducts circuits to various rural and remote communities.

LOCATION	JUDGE(S)	STAFF	CIRCUIT(S)
Clarenville	1	3	Bonavista
Corner Brook	3	8	Port au Choix, Rocky Harbour, St. Anthony
Gander	2	5	None
Grand Bank	1	3	None
Grand Falls – Windsor	1	4	Baie Verte and Head of Bay D’Espoir
Happy Valley – Goose Bay	2	7	Makkovik, Nain, Natuashish, Postville, Rigolet
Harbour Grace	1	3	Placentia
St. John’s	1 CJ, 1 ACJ, & 7 Judges	24	None
Stephenville	1	4	Port aux Basques
Wabush	1	2	Port Hope Simpson, Hopedale
Court Services	0	9	None
<b>TOTAL</b>	<b>22</b>	<b>72</b>	<b>15</b>

## Registries

There are 11 registries in the 10 court centres throughout Newfoundland and Labrador. Registries provide front line services to the public and are staffed permanently. The key functions of the registries are:

- to provide information and direction about court procedures, services, and forms;
- to process cases by providing administrative services in accordance with due process;
- to ensure that automated case management systems are accurately updated and maintained;
- to enhance community confidence and respect by responding to client's needs and assisting with making the court experience a more positive one; and
- to ensure that court records are preserved and managed from initiation of files to archiving.

## Courtrooms

There are 25 courtrooms in the 10 court centres. Courtroom staff are responsible for the following:

- providing assistance to judges;
- formally opening and closing court;
- ensuring accurate and quality recordings of proceedings;
- taking electronic notes of each court hearing;
- providing transcription services to the court centres;
- organizing the courtroom schedule and setting future dates;
- marking and taking possession of exhibits;
- administering oaths and affirmations to witnesses; and
- transcribing court hearings in criminal matters.

## Court Services Division

Headquartered in St. John's, the Court Services Division provides support to the 10 court centres. Key functions of the Court Services Division are:

- operations management;
- human resource management;
- financial management;
- information management;
- transcript management;
- policy development; and
- strategic planning.

## Jurisdiction

The jurisdiction of the Provincial Court extends to adult, youth, small claims, traffic, and family matters.

**Adult:** all summary conviction offences under federal and provincial statutes; indictable offences, except those excluded under the *Criminal Code*, for example, murder or treason.

**Youth:** all criminal matters involving persons twelve years and older but less than eighteen years of age at the time the offence occurred.

**Small Claims:** all civil actions where amounts do not exceed \$25,000. The Provincial Court has no jurisdiction over cases involving: land title disputes; disputes regarding the validity of devises, bequests, or limitations; malicious prosecution, false imprisonment, or defamation; or complaints against a judge, justice, or other public official for anything they have done while executing the duties of office.

**Traffic:** ticketable offences (summary offence tickets) under the *Highway Traffic Act*, the *Motorized Snow Vehicles and All-Terrain Vehicles Act*, and various municipal or institutional parking by-laws or regulations.

**Family:** custody, access, support, paternity, adoption, and child protection in those geographic areas where it maintains jurisdiction. It does not deal with divorce or division of property under the *Family Law Act*. All applicants in either Provincial Court or Supreme Court, Family Division are provided with parent education sessions, mediation, and counselling delivered by the Family Justice Services Division of the Department of Justice which serves both levels of Court.

In addition, the Provincial Court exercises special jurisdiction to issue emergency protection orders and to conduct inquiries into accidental deaths and fires occurring within the province. Upon request, the Court provides criminal history checks, certificates of conduct, and Justice of the Peace services. The Provincial Court is responsible for maintaining and updating a province-wide electronic criminal history database that is relied upon by all partners in justice as well as the general public.

## Specialty Courts

The Provincial Court of Newfoundland and Labrador also operates two specialty courts: the Family Violence Intervention Court (FVIC) and the Mental Health Court (MHC). As well, plans are currently being made for a Drug Treatment Court pilot project to begin in 2018.

### Family Violence Intervention Court

The Family Violence Intervention Court is a specialized criminal court using an intervention based approach to address the complex issues of partner violence. The court operates both in St. John's and Stephenville with Stephenville using a technology enhanced model. FVIC uses a treatment based approach intended to address the complex issue of family violence. Members of the FVIC team meet regularly to discuss each participant as they progress through FVIC. The focus is on victim safety as well as emphasizing offender accountability and treatment.

Participants in this treatment court must acknowledge responsibility by pleading guilty at the beginning of the court process. They proceed through programming before sentencing takes place with progress in programming considered a mitigating factor for sentencing.

This court is a collaborative effort of a number of stakeholders including Provincial Court of Newfoundland and Labrador, Public Prosecutions, Supreme Court of Newfoundland and Labrador (Family Division), Newfoundland and Labrador Legal Aid Commission, Victim Services, Corrections and Community Services, Department of Child, Seniors and Social Development, The John Howard Society, and the Women's Center.

### Mental Health Court

The Mental Health Court (MHC) is a project of the Provincial Court of Newfoundland and Labrador (St. John's), Public Prosecutions, Newfoundland and Labrador Legal Aid Commission, Corrections and Community Services and Court Support Services (CSS) of Eastern Health of St. John's. The court is designed to provide an increased level of support, both medical and community based, to accused persons appearing before it.

The MHC is based on the recognition that certain offenders who suffer from a mental disorder may commit offences as a consequence of their mental disorder or due to lifestyle issues related to their mental disorder. The goal of the MHC is to assist individuals who have had contact with the law in re-establishing themselves in the community with an increased and/or appropriate level of support, both medical and community based.

### *Drug Treatment Court*

Plans for a Drug Treatment Court pilot project in St. John's were announced in May 2017. The new court, which is expected to begin in 2018, is intended for offenders with serious drug addictions who commit non-violent, drug-motivated offences.

Drug Treatment Courts aim to reduce the number of crimes committed to support drug addictions. The court will bring together treatment services for substance abuse and the criminal justice system to deal more effectively with the drug-addicted offenders.



## **PART 3: PROVINCIAL COURT WORKLOAD**

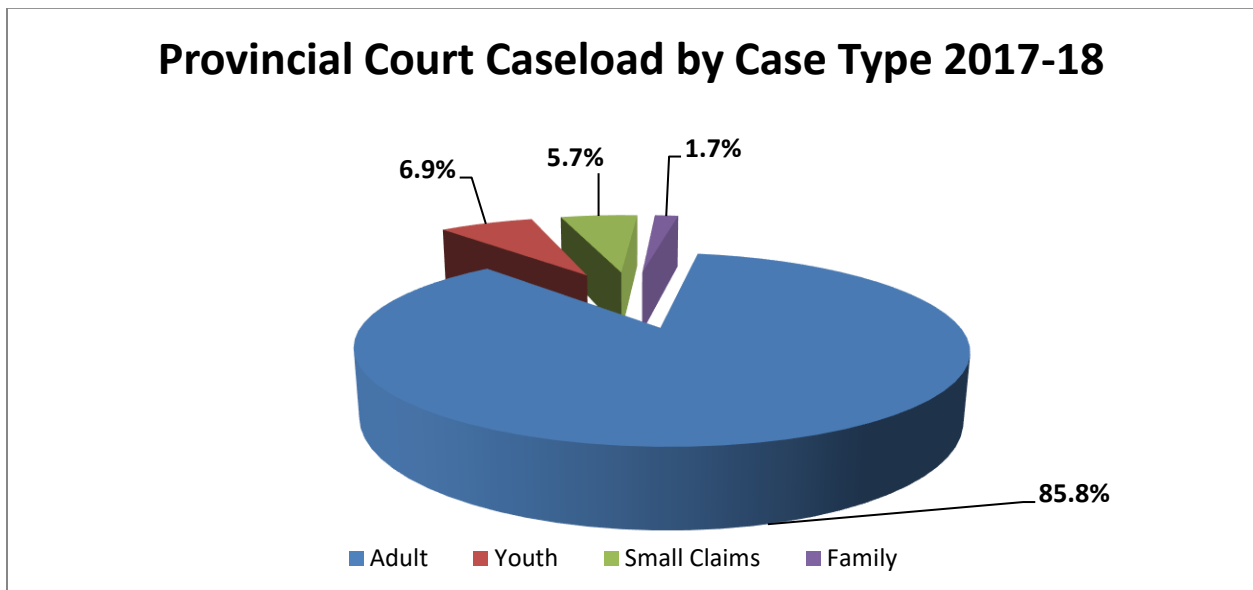


## Definition of Workload

The workload of Provincial Court is determined by the number of cases which are initiated in a given year, as well as cases which may be carried over from the previous year. The workload consists of five business lines, including adult, youth, small claims, traffic, and family. The Court monitors total caseload, as well as weekend arrests, summary offence tickets, and court appearances. The Court also tracks the number of videoconferencing sessions, CourtCall sessions, transcribed pages, CD requests, requests for letters of conduct and records of conviction, and requests for emergency protection orders.

## Total Caseload

In 2017-2018, the following cases were initiated in Provincial Court: 25,545 adult cases, 2,051 youth cases, 1,682 small claims cases, and 511 family cases. In addition to the four business lines included in the chart below, Traffic Court processed 138,922 summary offence tickets and conducted 1,145 trials.

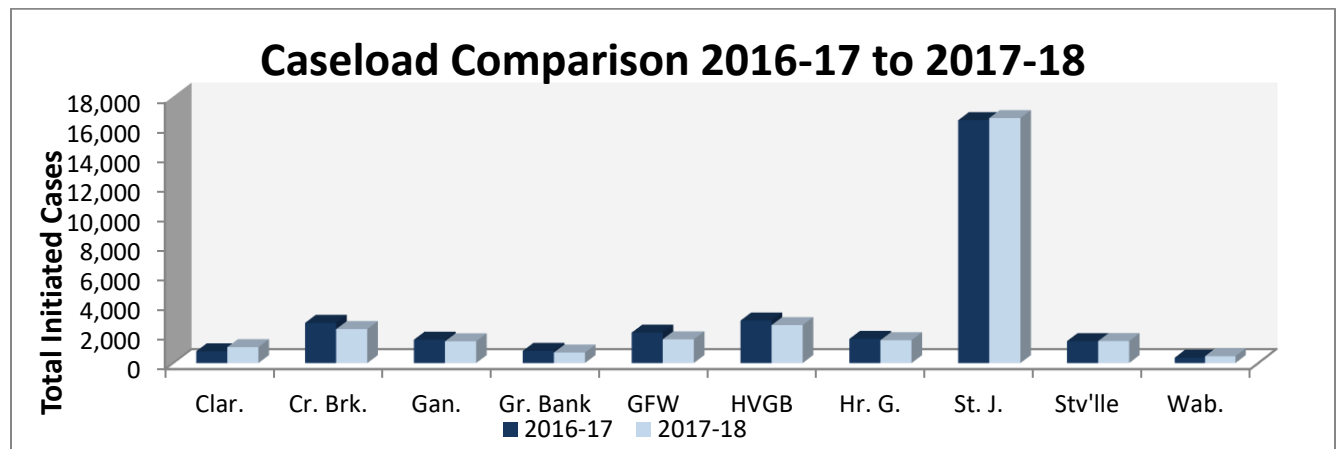


## Combined Caseload Statistics

COURT CENTRE	INITIATED ADULT*		INITIATED YOUTH*		INITIATED SMALL CLAIMS		INITIATED FAMILY**		TOTAL INITIATED CASES	
	2016-17	2017-18	2016-17	2017-18	2016-17	2017-18	2016-17	2017-18	2016-17	2017-18
Clarenville	621	914	35	14	63	87	77	62	796	1,077
Corner Brook	2,276	1,876	307	265	134	154	0	0	2,717	2,295
Gander	1,301	1,269	53	23	111	77	112	104	1,577	1,473
Grand Bank	719	552	39	50	32	76	35	35	825	713
GF-W	1,532	1,308	268	97	91	65	163	136	2,054	1,606
HV-GB	2,422	2,201	252	247	28	18	171	100	2,873	2,566
Harbour Grace	1,272	1,269	132	66	173	162	54	47	1,631	1,544
St. John's	14,515	14,505	1,065	1,094	842	965	0	0	16,422	16,564
Stephenville	1,338	1,285	80	154	66	48	0	0	1,484	1,487
Wabush	269	366	19	41	22	30	51	27	361	464
<b>TOTAL</b>	<b>26,265</b>	<b>25,545</b>	<b>2,250</b>	<b>2,051</b>	<b>1,562</b>	<b>1,682</b>	<b>663</b>	<b>511</b>	<b>30,740</b>	<b>29,789</b>

\*These figures include Applications and Peace Bonds.

\*\*These figures include Support, Custody, Wardship, Adoption, and Apprehension cases.

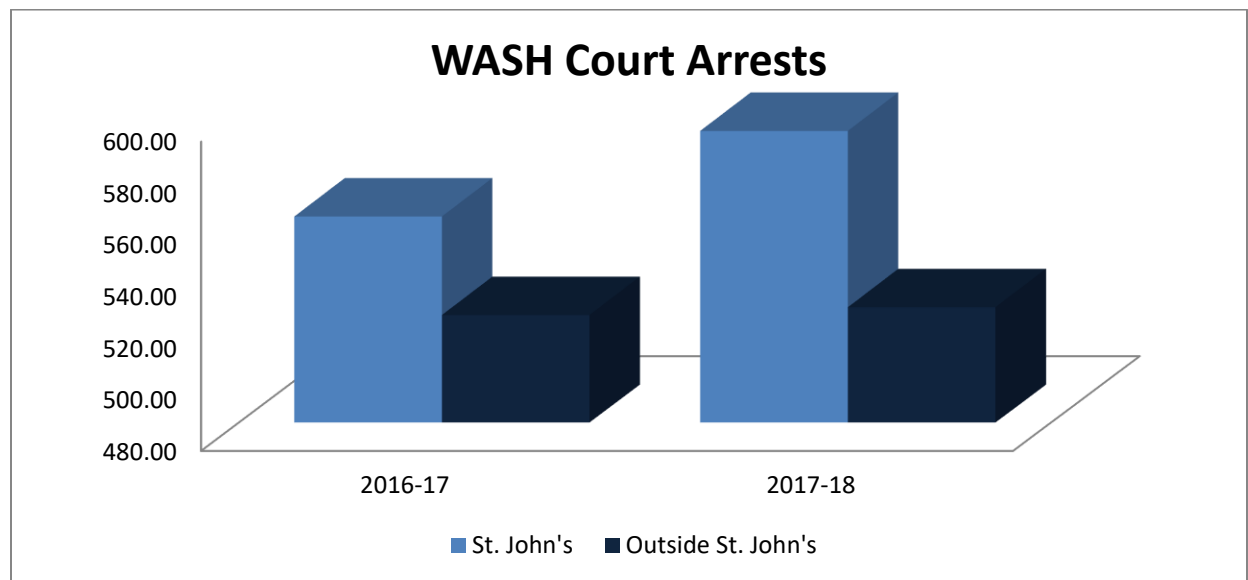


## WASH (Weekend and Statutory Holiday) Court Statistics

Section 503 of the *Criminal Code* provides that an accused must appear before a judge within 24 hours of arrest. Therefore, the Provincial Court operates 24/7, 365 days per year. The Court has an on-call judge system to fulfill the *Criminal Code* requirement. The judge could be from any jurisdiction in the province, although, all court proceedings are funneled through the St. John's Court Centre with a clerk, Crown, and Duty Counsel present.

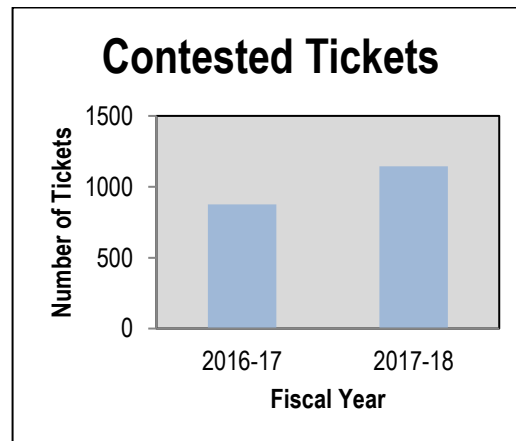
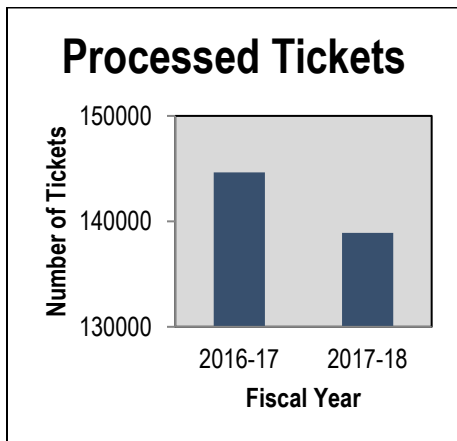
In 2017-18, WASH Court sat for a total of 118 days. There were 1,118 weekend arrests, 593 within the St. John's area and 525 outside of St. John's. This represents a slight increase from 1,082 arrests in 2016-17.

WASH Court Arrests		
	2016-17	2017-18
St. John's Area	560	593
Outside St. John's Area	522	525
Total	1,082	1,118



## Summary Offence Tickets

COURT CENTRE	PROCESSED TICKETS		CONTESTED TICKETS (TRIALS)	
	2016-17	2017-18	2016-17	2017-18
Clarenville	1,652	1,234	8	18
Corner Brook	8,485	10,712	132	98
Gander	3,422	3,193	54	77
Grand Bank	336	374	2	2
Grand Falls – Windsor	2,591	2,367	82	62
Happy Valley – Goose Bay	772	1,174	18	2
Harbour Grace	979	1,867	30	7
St. John's	122,031	114,797	525	845
Stephenville	2,169	701	14	18
Wabush	2,219	2,503	11	16
<b>TOTAL</b>	<b>144,656</b>	<b>138,922</b>	<b>876</b>	<b>1,145</b>



## Videoconferencing

The Provincial Court has availed of videoconferencing since 2004. Since that time, it has become a vital component of daily court operations. Videoconferencing has proven to be quite beneficial in improving court scheduling, reducing travel expenditures, and increasing access to justice for those in remote areas.

The following chart highlights the total number of videoconferencing sessions for each court centre. These figures include sessions between court centres as well as the sessions that occurred between court centres and organizations outside of the provincial court network such as justice departments in other provinces and other jurisdictional courts.

COURT CENTRE	SESSIONS		HOURS	
	2016-17	2017-18	2016-17	2017-18
Clarenville	89	110	144	185
Corner Brook	296	370	399	476
Gander	112	64	113	81
Grand Bank	78	121	120	197
Grand Falls – Windsor	221	193	298	218
Happy Valley – Goose Bay	276	272	539	667
Harbour Grace	32	45	38	35
St. John's	1,608	1,637	1,318	1,372
Stephenville	226	199	197	221
Wabush	152	134	325	487
Outside Court Network	1,210	934	1,276	835
<b>TOTAL</b>	<b>4,300</b>	<b>4,079</b>	<b>4,767</b>	<b>4,774</b>

## CourtCall

CourtCall is a service offered by a private company that provides lawyers with the option of making routine appearances via teleconferencing. By providing this service, the Provincial Court has reduced the need for lawyers to make unnecessary trips to Court for non-evidentiary appearances. A lawyer can conduct other business while on wait hold until the appointed time of his/her client's appearance. This allows for direct savings which can be passed on to clients, reducing the cost of litigation and improving access to justice. The numbers below reflect the use of CourtCall on circuit and at the home court.

COURT CENTRE	SESSIONS	
	2016-17	2017-18
Clarenville	294	251
Corner Brook	279	150
Gander	402	231
Grand Bank	168	109
Grand Falls – Windsor	442	270
Happy Valley – Goose Bay	812	789
Harbour Grace	584	460
St. John's	226	112
Stephenville	173	132
Wabush	294	255
Circuit Courts	268	192
<b>TOTAL</b>	<b>3,942</b>	<b>2,951</b>

### Transcribed Pages and CD Requests

PROVINCIAL STATISTICS	2016-17	2017-18
Transcript Requests	274	244
Transcribed Pages	23,483	18,029
CD Requests	757	765

### Requests for Letters of Conduct and Records of Conviction

PROVINCIAL STATISTICS	2016-17	2017-18
Letters of Conduct	17,112	18,094
Records of Conviction	10,084	10,320
<b>TOTAL</b>	<b>27,196</b>	<b>28,414</b>

### Emergency Protection Orders (EPOs)

PROVINCIAL STATISTICS	2016-17	2017-18
Number of Applications <b>Received</b>	269	289
Number of EPOs <b>Granted</b>	196	205
Number of EPOs <b>Denied</b>	50	66
Number of EPOs <b>Pending</b>	0	0
Number of EPOs dealt with by <b>Other</b> means (e.g. withdrawn, dismissed, etc.)	23	18



## **PART 4: PROVINCIAL COURT PERFORMANCE**



## Definition of Performance

Provincial Court performance is determined by how effectively the Court processes cases. There are a number of key performance indicators that define efficiency for specialty courts, transcripts, and criminal cases. Performance benchmarks for Mental Health Court include programming completion rates and the various types of dispositions. Family Violence Intervention Court performance is determined by completion of intervention programs and enhanced victim safety. The turnaround time for completing transcript requests signifies transcript production efficiency. Criminal case performance is determined by analyzing statistical data such as clearance rates, time to disposition, and age of active pending cases.

## Mental Health Court Statistics

The types of substantive offences included unlawful trespassing, causing a disturbance, mischief, theft and fraud under \$5,000, failure to comply with court orders, threats, assault, assault with a weapon and being unlawfully in a dwelling house.

Mental Health Court							
INITIATED CASES		CASES REFERRED BACK TO REGULAR COURT SYSTEM		PENDING CASES March 31		COMPLETED PROGRAMMING	
2016/17	2017/18	2016/17	2017/18	2016/17	2017/18	2016/17	2017/18
60	65	17	29	16	15	27	21

## Family Violence Intervention Court Statistics

The Family Violence Intervention Court (FVIC) has been operating in both St. John’s and Stephenville since October 2015. Sentencing takes into account offender progress in Family Violence Intervention Court, final counselling report, and bail supervision. Sentencing options utilized in 2017-18 included Absolute Discharge, Conditional Discharge, Probation, Suspended Sentence and Conditional Sentences. Ancillary orders such as DNA collection and Firearm Prohibition may be added depending on the nature of the conviction and circumstances of the offence. Victim Fine Surcharges were also added to all convictions.

Location	Total Appearing	Eligible Participants	Not interested/not eligible	Pending Plea	Completed Programming	Currently in Programming	Opted out/did not complete
St. John’s	103	30	47	3	37	15	1
Stephenville	33	20	13	7	6	3	1

## Transcript Turnaround Time

The Provincial Court recognizes the important role of the provision of accurate and timely transcripts in the administration of justice. Court Services continues to monitor, prioritize, and coordinate the sharing of transcription services between the 10 court centres.

Similar to the previous fiscal year, it took an average of 22 days to complete a transcript in 2017-18. There were significant improvements with transcript completion time: in 2016-17 the longest turnaround time was 168 days while in 2017-18, this figure had decreased to 112 days.

2016-17			2017-18		
Total Transcripts Requested:	274		Total Transcripts Requested:	244	
Total Transcripts Completed:	275		Total Transcripts Completed:	252	
Turnaround			Turnaround		
Days	Transcripts	Percentages	Days	Transcripts	Percentages
0 – 30	216	78.55%	0 – 30	182	72.22%
31 – 60	33	12.00%	31 – 60	53	21.03%
61 – 90	19	6.91%	61 – 90	10	3.97%
91 – 120	4	1.45%	91 – 120	7	2.78%
121 – 150	1	0.36%	121 – 150	0	0
Over 150	2	0.73%	Over 150	0	0
Average: 21.86 Days			Average: 22.33 Days		
Oldest: 168 Days			Oldest: 112 Days		

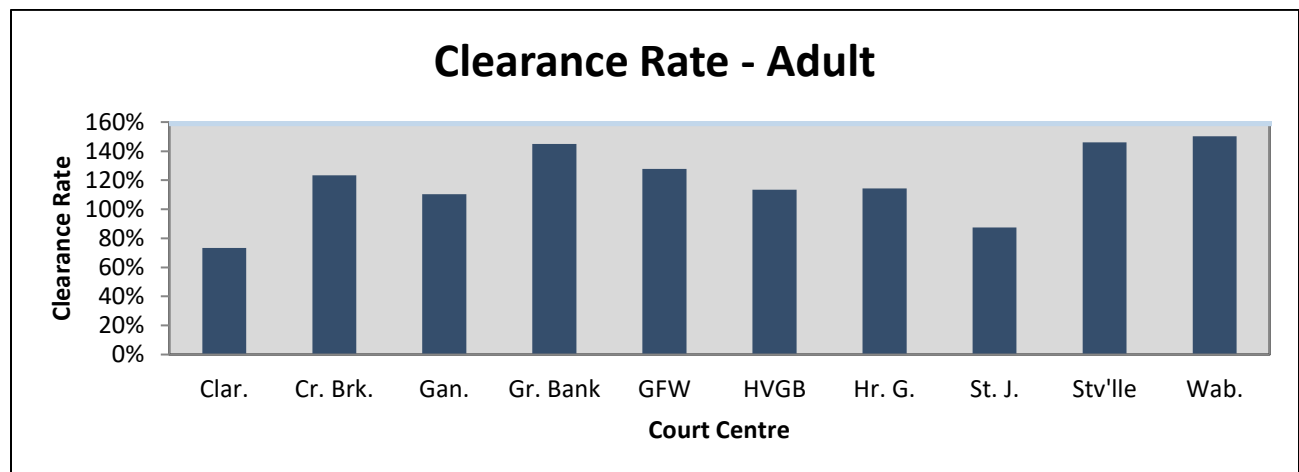
## Clearance Rates

The Provincial Court aims for a minimum clearance rate of 100% – that means finalizing cases at the same rate that new cases are initiated. A rate greater than 100% indicates that the Court is concluding cases that were filed in previous years, thereby reducing the backlog of pending cases. A rate less than 100% indicates that the number of pending cases is increasing.

### Adult

ADULT COURT					
COURT CENTRE	PENDING CASES April 1/17	INITIATED CASES 2017/18	CONCLUDED CASES 2017/18	PENDING CASES MARCH 31/18	CLEARANCE RATE
Clarenville	400	771	565	521	73.3%
Corner Brook	2,097	1,484	1,830	1,387	123.3%
Gander	803	1,032	1,138	830	110.3%
Grand Bank	257	419	607	174	144.9%
Grand Falls-Windsor	1,180	1,048	1,339	1,157	127.8%
Happy Valley—Goose Bay	2,050	1,863	2,115	1,859	113.5%
Harbour Grace	908	970	1,110	1,017	114.4%
St. John's	9,295	12,894	11,265	11,583	87.4%
Stephenville	1,662	936	1,368	1,172	146.2%
Wabush	377	290	436	283	150.3%
<b>TOTAL</b>	<b>19,029</b>	<b>21,707</b>	<b>21,773</b>	<b>19,983</b>	<b>100.3%</b>

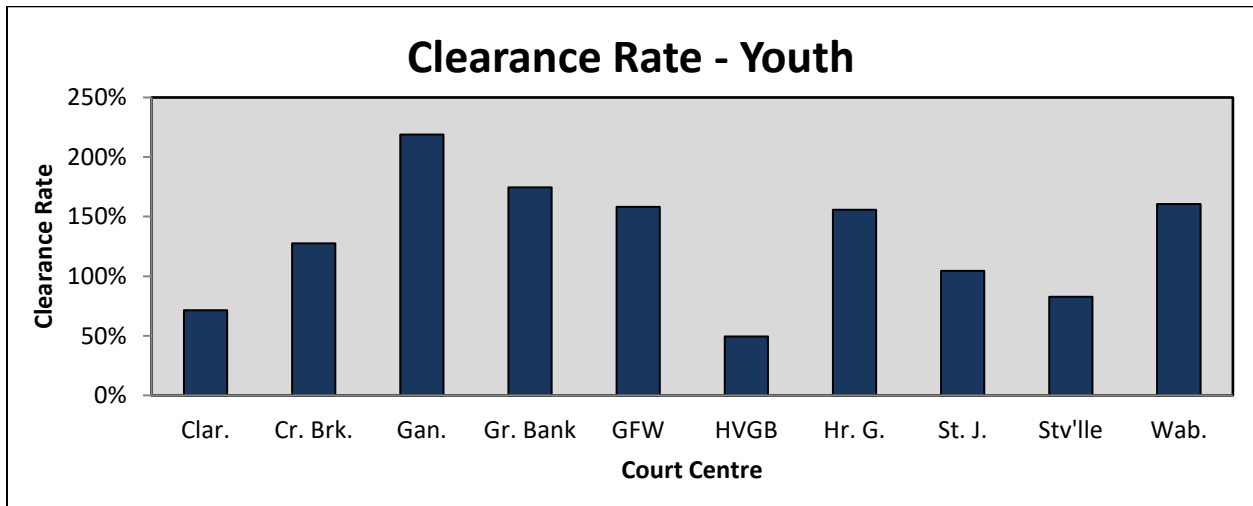
*Note: These figures do not include Applications and Peace Bonds.*



## Youth

YOUTH COURT					
COURT CENTRE	PENDING CASES APRIL 1/17	INITIATED CASES 2017/18	CONCLUDED CASES 2017/18	PENDING CASES MARCH 31/18	CLEARANCE RATE
Clareville	52	14	10	44	71.4%
Corner Brook	239	255	325	101	127.5%
Gander	24	16	35	25	218.8%
Grand Bank	30	47	82	(10)	174.5%
Grand Falls – Windsor	142	93	147	140	158.1%
Happy Valley – Goose Bay	189	237	117	301	49.4%
Harbour Grace	75	61	95	72	155.7%
St. John's	503	1,029	1,075	405	104.5%
Stephenville	140	134	111	137	82.8%
Wabush	10	38	61	7	160.5%
<b>TOTAL</b>	<b>1,404</b>	<b>1,924</b>	<b>2,058</b>	<b>1,222</b>	<b>107.0%</b>

*Note: These figures do not include Applications and Peace Bonds.*

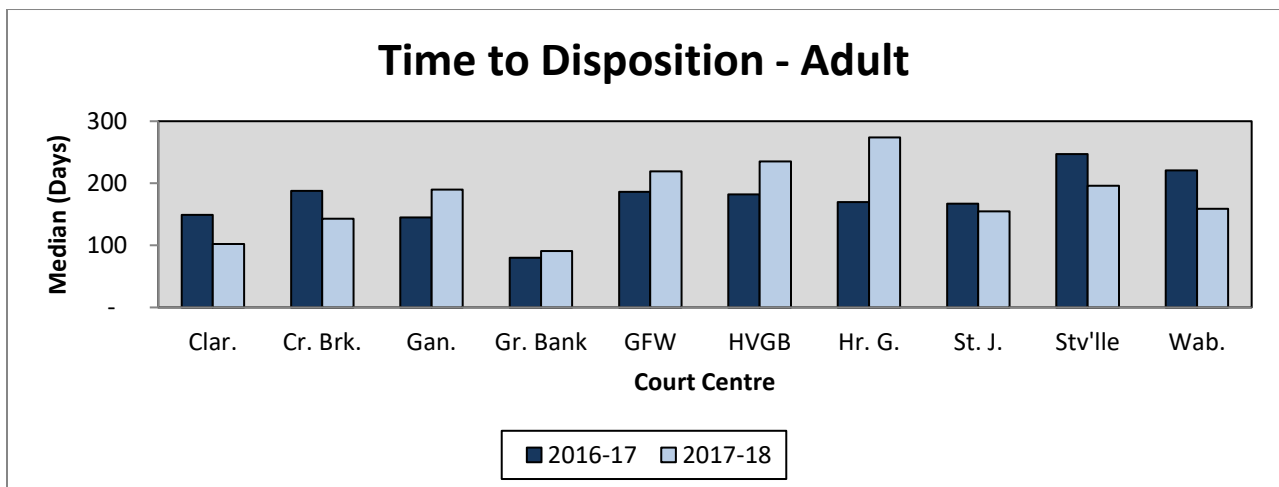


## Time to Disposition

Timeliness is of fundamental importance in the criminal justice process. The time to disposition statistics outline the median length of time for a criminal case to conclude in each of the 10 court centres. The Provincial Court aims to conclude cases as promptly as possible while still ensuring that justice is served.

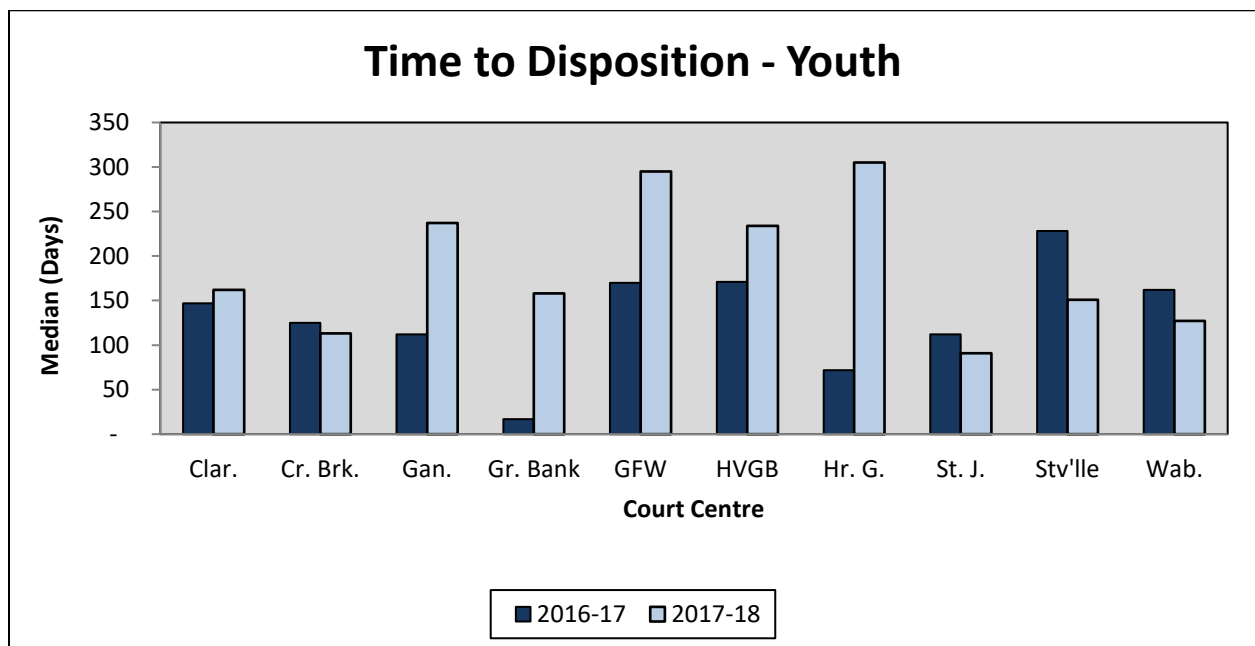
### Adult

COURT CENTRE	MEDIAN TIME TO DISPOSITION (DAYS)	
	2016-17	2017-18
Clarenville	149	102
Corner Brook	188	143
Gander	145	190
Grand Bank	80	91
Grand Falls – Windsor	186	219
Happy Valley – Goose Bay	182	235
Harbour Grace	170	274
St. John's	167	155
Stephenville	247	196
Wabush	221	159
<b>MEDIAN</b>	<b>176</b>	<b>174.5</b>



## Youth

COURT CENTRE	MEDIAN TIME TO DISPOSITION (DAYS)	
	2016-17	2017-18
Clarenville	147	162
Corner Brook	125	113
Gander	112	237
Grand Bank	17	158
Grand Falls – Windsor	170	295
Happy Valley – Goose Bay	171	234
Harbour Grace	72	305
St. John's	112	91
Stephenville	228	151
Wabush	162	127
<b>MEDIAN</b>	<b>136</b>	<b>160</b>

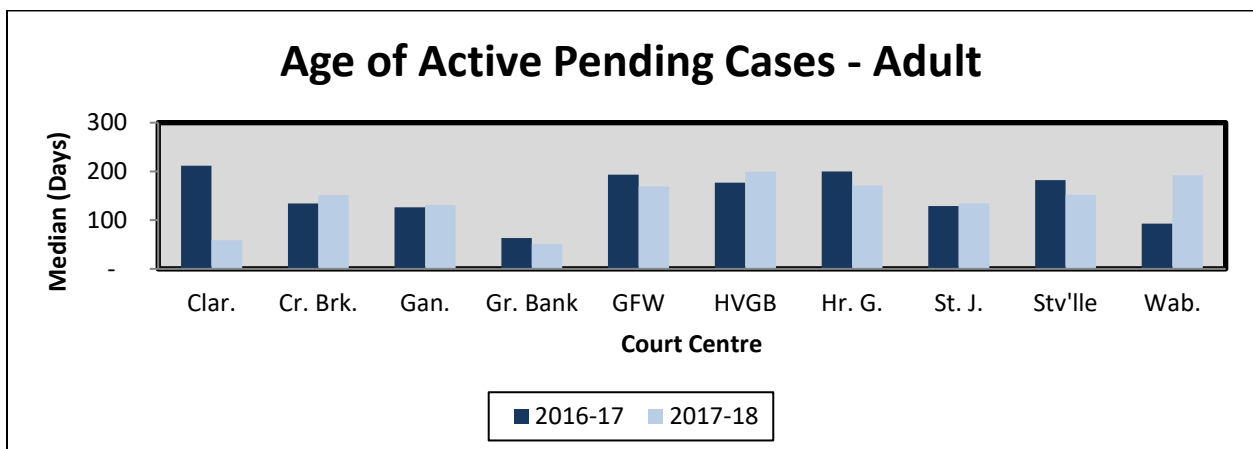


## Age of Active Pending Cases

Statistics for the age of active pending cases outlines the median age of a criminal case as of March 31st in each of the 10 court centres. The Provincial Court aims to minimize the number of older cases in its pending caseload. The nature of high-conflict and complex cases inevitably means that those case types will take longer to progress through to conclusion.

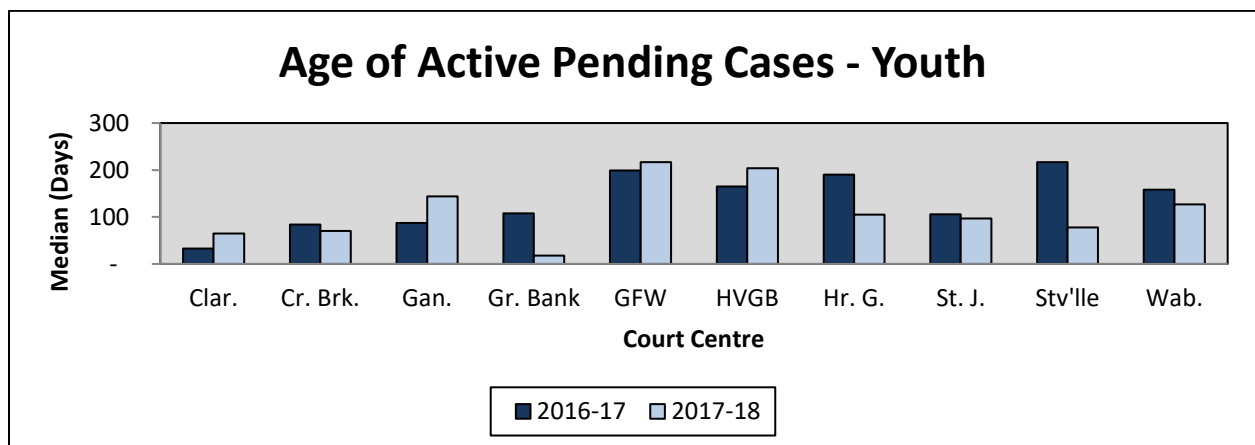
### Adult

COURT CENTRE	MEDIAN AGE (DAYS)	
	2016-17	2017-18
Clareville	212	59
Corner Brook	134	151
Gander	126	131
Grand Bank	63	51
Grand Falls – Windsor	193	169
Happy Valley – Goose Bay	177	199
Harbour Grace	200	171
St. John's	129	134
Stephenville	182	152
Wabush	93	192
<b>MEDIAN</b>	<b>156</b>	<b>152</b>



## Youth

COURT CENTRE	MEDIAN AGE (DAYS)	
	2016-17	2017-18
Clarenville	33	65
Corner Brook	84	70
Gander	87	144
Grand Bank	108	18
Grand Falls – Windsor	199	217
Happy Valley – Goose Bay	165	204
Harbour Grace	190	105
St. John's	106	97
Stephenville	217	78
Wabush	158	127
<b>MEDIAN</b>	<b>133</b>	<b>101</b>







## PART 5: FINANCIAL STATEMENTS

FINANCIAL STATEMENTS

Budget Expenditures 2017-18

CATEGORY	ORIGINAL BUDGET	ACTUAL	VARIANCE
Salaries	9,327,200	8,966,393	360,807
Employee Benefits	54,500	38,153	16,347
Transportation & Communication	214,500	446,833	(232,333)
Supplies	54,500	46,848	7,652
Professional Services	22,000	16,986	5,014
Purchased Services	1,675,600	1,618,363	57,237
Property, Furniture & Equipment	35,200	17,722	17,478
Grants & Subsidies	3,000	3,000	-
<b>TOTAL</b>	<b>11,386,500</b>	<b>11,154,298</b>	<b>232,202</b>

Staff Overtime

Time Off in Lieu (TOIL)		
	Hours	Dollar Value
Balance as of March 31, 2017	993.91	27,611.00
Balance as of March 31, 2018	1056	30,702.00

Paid Overtime	
Fiscal 2016-17	33,230.00
Fiscal 2017-18	29,918.00

Costs of Judicial Exchange\*

Fiscal 2016-17	5,078.00
Fiscal 2017-18	3,437.00

\*Judicial Exchange includes only times when a Judge has a conflict and requires coverage or coverage for leave. Assistance for other centers/circuits is calculated as part of the cost for that center, not Judicial Exchange.

## Operational Costs of Circuit Courts

COURT CENTRE	CIRCUIT	2016-17	2017-18
Clareville	Bonavista	105.00	396.00
	<b>TOTAL CLARENVILLE</b>	<b>105.00</b>	<b>396.00</b>
Corner Brook	Baie Verte	2,272.00	3,331.00
	Port au Choix	6,518.00	3,804.00
	Rocky Harbour	5,045.00	3,272.00
	St. Anthony	6,185.00	8,962.00
	<b>TOTAL CORNER BROOK</b>	<b>20,020.00</b>	<b>19,369.00</b>
Grand Falls – Windsor	Conne River / Harbour Breton / Head of Bay D'Espoir	973.00	1,424.00
	<b>TOTAL GRAND FALLS–WINDSOR</b>	<b>973.00</b>	<b>1,424.00</b>
Happy Valley-Goose Bay	Makkovik / Postville / Rigolet <sup>1</sup>	36,061.00	3,878.00
	Nain	33,603.00	52,520.00
	Natuashish	41,265.00	38,703.00
	<b>TOTAL HAPPY VALLEY–GOOSE BAY</b>	<b>144,627.00</b>	<b>95,101.00</b>
Wabush	Hopedale <sup>1</sup>		26,675.00
	Port Hope Simpson	33,698.00	28,512.00
	<b>TOTAL WABUSH</b>		<b>55,187.00</b>
Harbour Grace	Placentia	569.00	960.00
	<b>TOTAL HARBOUR GRACE</b>	<b>569.00</b>	<b>960.00</b>
Stephenville	Port aux Basques	7,335.00	6,042.00
	<b>TOTAL STEPHENVILLE</b>	<b>7,335.00</b>	<b>6,042.00</b>
<b>TOTAL</b>	<b>ALL CIRCUITS</b>	<b>174,029.00</b>	<b>178,479.00</b>

<sup>1</sup>Prior to 2017-2018, Happy Valley-Goose Bay was responsible for the circuit court in Hopedale; any costs associated with the Hopedale circuit were included with the costs of circuits in Makkovik, Postville, and Rigolet thus resulting in a much higher figure in 2016-2017. Since Wabush is now responsible for the Hopedale circuit, the costs are shown separately.

## Frequency of Circuit Courts

COURT CENTRE AND CIRCUIT	SCHEDULED DAYS		ACTUAL DAYS *	
	2016-17	2017-18	2016-17	2017-18
<b>CLARENVILLE</b>				
Bonavista	4.0	4.0	3.0	4.0
<b>CORNER BROOK</b>				
Port au Choix	16.0	16.0	14.0	13.0
Rocky Harbour	12.0	12.0	10.0	6.0
St. Anthony	20.0	14.0	18.0	14.0
<b>GRAND FALLS – WINDSOR</b>				
Baie Verte	9.0	12.0	5.0	4.0
Head of Bay D'Espoir	3.0	4.0	3.0	4.0
<b>HAPPY VALLEY – GOOSE BAY</b>				
Makkovik	6.5	4.0	5.5	2.0
Nain	55.0	54.0	48.0	44.0
Natuashish	75.0	50.0	55.0	30.0
Postville	5.0	2.0	4.0	0.0
Rigolet	1.0	3.0	1.0	1.0
<b>WABUSH</b>				
Hopedale	24.0	20.0	13.0	15.0
Port Hope Simpson	5.0	15.0	4.0	12.0
<b>HARBOUR GRACE</b>				
Placentia	6.0	6.0	6.0	6.0
<b>STEPHEENVILLE</b>				
Port aux Basques	33.0	35.0	25.5	29.0
<b>TOTAL</b>	<b>274.5</b>	<b>251.0</b>	<b>215.0</b>	<b>184.0</b>

\*The count of actual days is influenced by factors such as inclement weather and travel as well as scheduled matters concluding prior to the date. The count of actual days includes partial/half days that the court traveled to site and may have concluded matters earlier than expected.

## Monetary Amounts Collected and Distributed

TYPE	2016-17		2017-18	
	Amount	Percent	Amount	Percent
Criminal Code & Provincial Statutes	99,791	2.90%	242,190	7.27%
Federal Statutes	555,820	16.16%	557,420	16.74%
Liquor Control Act	5,225	0.15%	13,912	0.42%
Municipal Acts	12,550	0.36%	12,450	0.37%
Animal Protection Act (APA)	-	0.00%	-	0.00%
Summary Offence Tickets & Ticket Management System	1,302,649	37.86%	1,297,878	38.98%
Fees and Costs	344,835	10.02%	353,840	10.63%
Victim Fine Surcharge	178,952	5.20%	159,654	4.80%
Provincial Victim Fine Surcharge	13,779	0.40%	47,024	1.41%
Maintenance/Compensation	42,396	1.23%	222,511	6.68%
Civil/Small Claims Payments	117,199	3.41%	152,026	4.57%
Bail/Bonds Sureties	760,040	22.09%	262,524	7.88%
Judgment Enforcement Act	7,035	0.20%	8,035	0.24%
Other (Third Party)	-	0.00%	-	0.00%
<b>TOTAL</b>	<b>3,440,271</b>	<b>100.00%</b>	<b>3,329,464</b>	<b>100.00%</b>

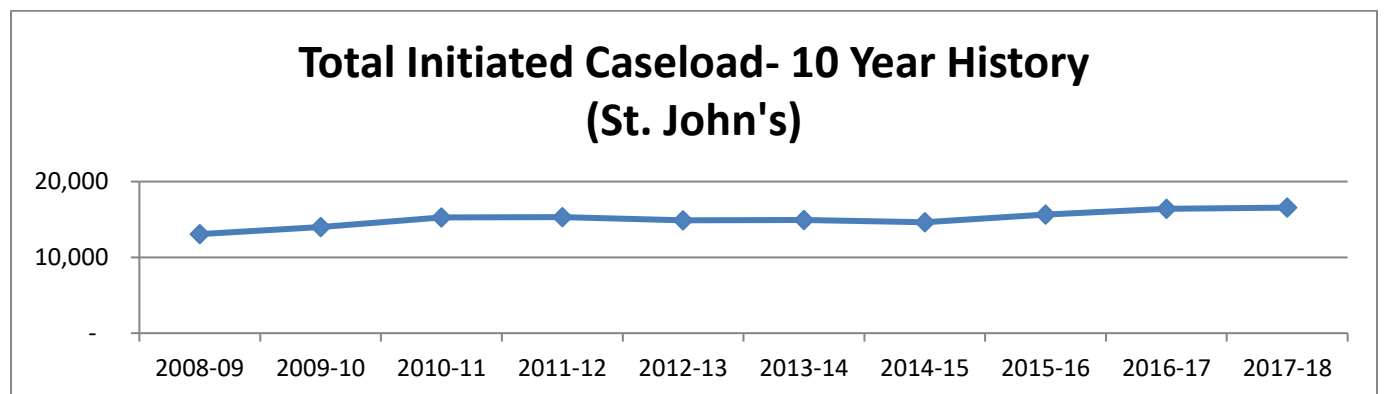
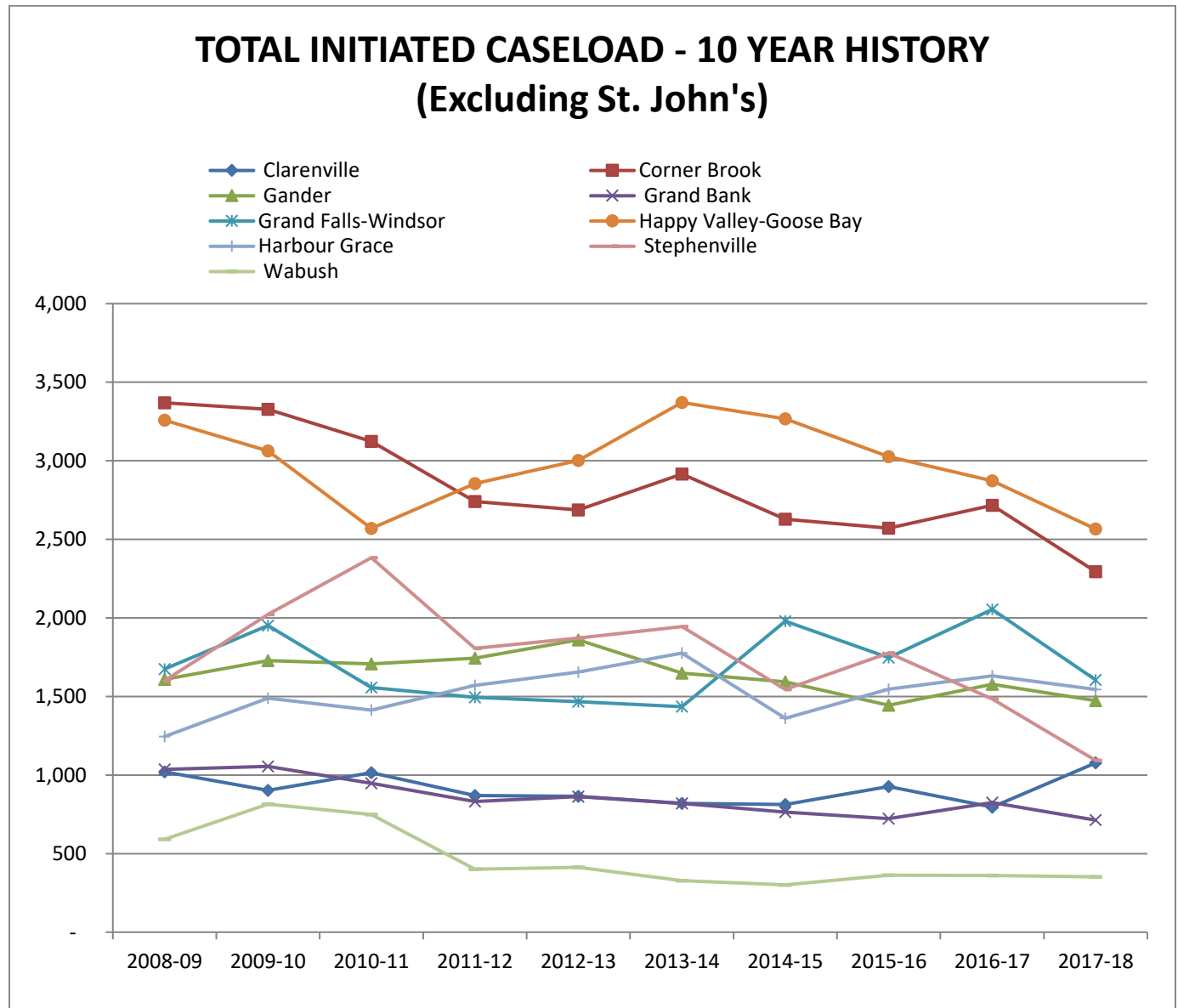
## Fines Imposed Summary

TYPE	2016-17		2017-18	
	Amount	Percent	Amount	Percent
Criminal Code & Provincial Statutes	197,436	7.31%	338,628	11.52%
Federal Statutes	737,750	27.30%	792,501	26.95%
Liquor Control Act	19,562	0.72%	16,850	0.57%
Animal Protection Act (APA)	0	0.00%	0	0.00%
Victim Fine Surcharge	1,092,935	40.44%	1,092,622	37.16%
Provincial Victim Fine Surcharge	30,753	1.14%	59,241	2.01%
Ticket Management System	607,440	22.48%	627,165	21.33%
Other (Third Party)	16,500	0.61%	13,200	0.45%
<b>TOTAL</b>	<b>2,702,376</b>	<b>100%</b>	<b>2,940,207</b>	<b>100%</b>



## **PART 7: 10 YEARS STATISTICS**

Ten Year Statistical Data





COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL	SOTs PROCS'D	SOT TRIALS
Clarenville	2008-09	770	163	44	44	1,021	2,030	12
	2009-10	714	60	78	50	902	2,252	29
	2010-11	815	109	53	38	1,015	1,644	7
	2011-12	706	60	72	31	869	1,500	6
	2012-13	656	80	71	58	865	1,515	27
	2013-14	587	73	84	77	821	853	4
	2014-15	646	44	47	75	812	1,133	6
	2015-16	759	25	70	72	926	1,716	6
	2016-17	621	35	63	77	796	1,652	8
	2017-18	914	14	87	62	1,077	1,234	18

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL	SOTs PROCS'D	SOT TRIALS
Corner Brook	2008-09	2,654	353	174	188	3,369	8,917	133
	2009-10	2,405	510	176	236	3,327	8,823	133
	2010-11	2,545	349	198	32	3,124	10,386	123
	2011-12	2,225	337	168	10	2,740	9,987	87
	2012-13	2,202	275	205	5	2,687	11,942	101
	2013-14	2,270	483	172	-	2,925	6,914	107
	2014-15	2,124	370	135	-	2,629	7,318	78
	2015-16	2,063	343	166	-	2,572	7,129	82
	2016-17	2,276	307	134	-	2,717	8,485	132
	2017-18	1,876	265	154	-	2,295	10,712	98

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL	SOTs PROCS'D	SOT TRIALS
Gander	2008-09	1,260	126	69	153	1,608	4,569	143
	2009-10	1,314	160	92	163	1,729	4,033	90
	2010-11	1,378	86	101	142	1,707	4,016	182
	2011-12	1,402	156	96	89	1,743	3,149	131
	2012-13	1,489	144	132	95	1,860	4,345	81
	2013-14	1,373	65	95	127	1,660	3,109	78
	2014-15	1,336	70	85	103	1,594	3,566	84
	2015-16	1,153	47	66	178	1,444	3,344	71
	2016-17	1,301	53	111	112	1,577	3,422	54
	2017-18	1,269	23	77	104	1,473	3,193	77

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
Grand Bank	2008-09	789	139	57	51	1,036
	2009-10	821	150	44	40	1,055
	2010-11	736	142	42	27	947
	2011-12	617	131	62	22	832
	2012-13	652	124	55	32	863
	2013-14	650	92	70	20	832
	2014-15	624	39	60	41	764
	2015-16	567	56	49	51	723
	2016-17	719	39	32	35	825
	2017-18	552	50	76	35	713

SOTs PROCS'D	SOT TRIALS
1,426	5
1,819	18
2,459	47
2,390	37
1,895	25
961	16
1,027	1
803	3
336	2
374	2

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
Grand Falls-Windsor	2008-09	1,121	245	88	220	1,674
	2009-10	1,413	196	103	239	1,951
	2010-11	1,169	85	114	189	1,557
	2011-12	1,111	145	74	165	1,495
	2012-13	1,061	168	92	146	1,467
	2013-14	1,054	159	81	140	1,434
	2014-15	1,526	175	67	211	1,979
	2015-16	1,273	189	101	184	1,747
	2016-17	1,532	268	91	163	2,054
	2017-18	1,308	97	65	136	1,606

SOTs PROCS'D	SOTS TRIALS
3,295	74
3,397	59
2,660	67
2,480	61
2,786	61
1,886	70
2,299	51
2,680	61
2,591	82
2,367	62

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
Happy Valley-Goose Bay	2008-09	2,460	569	32	197	3,258
	2009-10	2,344	379	34	306	3,063
	2010-11	2,165	173	23	209	2,570
	2011-12	2,498	205	29	123	2,855
	2012-13	2,622	203	33	144	3,002
	2013-14	3,012	181	39	179	3,411
	2014-15	2,830	142	35	260	3,267
	2015-16	2,552	210	47	217	3,026
	2016-17	2,422	252	28	171	2,873
	2017-18	2,201	247	18	100	2,566

SOTs PROCS'D	SOT TRIALS
1,540	7
1,318	8
1,199	3
1,093	6
907	8
426	5
878	3
1,163	19
772	18
1,174	2

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL	SOTs PROCS'D	SOT TRIALS
Harbour Grace	2008-09	958	102	82	103	1,245	2,622	64
	2009-10	1,161	116	102	111	1,490	2,248	53
	2010-11	1,077	134	99	103	1,413	1,801	31
	2011-12	1,217	142	117	94	1,570	1,505	41
	2012-13	1,343	66	169	78	1,656	1,600	20
	2013-14	1,429	121	137	89	1,776	1,204	27
	2014-15	1,045	77	164	76	1,362	1,415	18
	2015-16	1,224	87	182	53	1,546	1,469	22
	2016-17	1,272	132	173	54	1,631	979	30
	2017-18	1,269	66	162	47	1,544	1,867	7

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL	SOTs PROCS'D	SOT TRIALS
St. John's	2008-09	10,693	1,704	674	-	13,071	120,682	410
	2009-10	12,057	1,356	605	-	14,018	126,687	466
	2010-11	13,189	1,374	725	-	15,288	140,720	686
	2011-12	13,379	1,249	699	-	15,327	133,801	655
	2012-13	13,102	1,079	727	-	14,908	128,633	410
	2013-14	13,008	1,245	732	-	14,985	121,252	510
	2014-15	12,871	975	781	-	14,627	133,383	587
	2015-16	13,341	1,410	881	-	15,632	112,416	458
	2016-17	14,515	1,065	842	-	16,422	122,031	525
	2017-18	14,505	1,094	965	-	16,564	114,797	845

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL	SOTs PROCS'D	SOT TRIALS
Stephenville	2008-09	1,285	149	44	122	1,600	3,430	65
	2009-10	1,697	176	31	118	2,022	4,354	64
	2010-11	2,016	296	53	18	2,383	4,072	113
	2011-12	1,601	161	44	-	1,806	3,734	67
	2012-13	1,638	176	58	-	1,872	3,262	74
	2013-14	1,667	214	73	-	1,954	2,929	41
	2014-15	1,378	96	71	-	1,545	1,869	14
	2015-16	1,594	90	93	-	1,777	2,526	17
	2016-17	1,338	80	66	-	1,484	2,169	14
	2017-18	1,285	154	48	-	1,487	701	18

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL	SOTs PROCS'D	SOT TRIALS
Wabush	2008-09	428	71	28	64	591	711	7
	2009-10	615	119	24	57	815	1,266	17
	2010-11	643	43	18	45	749	1,756	34
	2011-12	327	32	16	26	401	1,745	14
	2012-13	341	20	21	30	412	2,734	12
	2013-14	229	33	25	40	327	2,751	8
	2014-15	224	2	25	50	301	3,028	17
	2015-16	261	19	21	62	363	2,341	12
	2016-17	269	19	22	51	361	2,219	11
	2017-18	366	41	30	27	361	2,503	16

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL	SOTs PROCS'D	SOTS TRIALS
OVERALL	2008-09	22,418	3,621	1,292	1,142	28,473	149,222	920
	2009-10	24,541	3,222	1,289	1,320	30,372	156,197	937
	2010-11	25,733	2,791	1,426	803	30,753	170,713	1,293
	2011-12	25,083	2,618	1,377	560	29,638	161,384	1,105
	2012-13	25,106	2,335	1,563	588	29,592	159,619	819
	2013-14	25,279	2,666	1,508	672	30,125	142,285	866
	2014-15	24,604	1,990	1,470	816	28,880	155,916	859
	2015-16	24,787	2,476	1,676	817	29,756	135,587	751
	2016-17	26,265	2,250	1,562	663	30,740	144,656	876
	2017-18	25,545	2,051	1,682	511	29,789	138,922	1,145