

ANNUAL REPORT 2021 - 2022



PROVINCIAL COURT
of Newfoundland and Labrador

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PART 1: YEAR IN REVIEW

Report from the Chief Judge

Operations – Pandemic

As the year opened, court operations continued to be rationalised, based on the progress of the disease and outbreaks in regions within the province. As a result, the Court expanded the use of teleconferencing and videoconferencing in the conduct of bail hearings, trials and other applications. The reported number of hours utilised in this endeavour increased fourfold.

As the disease eased through the year with the availability of vaccines, the Court resumed some in-person attendances but continued the processes of virtual appearances where practical. It is likely that this will continue into the future. This has been a countrywide phenomenon.

Final Year as Chief Judge

In 2022, my seven-year term as Chief Judge will come to an end. There have been many challenges as the world and court operations change. However, there have also been some great opportunities to improve and streamline processes and practices.

It is my role to see that the Provincial Court system is working as it should. This cannot be done without the help of others. I would like to thank the judges and staff who worked so very hard, often under extremely difficult and trying conditions. During the last two years, they have ensured that the people of our province continued to benefit from judicial adjudicative services and a functioning justice system.

It is both an honour and a privilege to have served our province in this capacity. I am grateful to have had the opportunity.

The Honourable Pamela J. Goulding

Chief Judge

Director's Report

Working and operating in the Provincial Court of Newfoundland and Labrador during a global pandemic has been both challenging and rewarding for all those involved. Court operations quickly adapted to allow for more videoconferencing and teleconferencing in an effort to reduce the spread of the COVID-19 virus. Critical to maneuvering the Court in this direction, with many twists and turns along the way, was the cooperation of the judiciary, staff and stakeholders. Communication to all parties, with clear direction, was key to enabling Provincial Court to successfully operate given the circumstances. Lines of communication have been strongly forged between the Provincial Court and stakeholders as a result.

I would be remiss if I did not mention the staff of Provincial Court, who are the backbone of the Court's success. The strong work ethic and genuine willingness to help greatly contributes to the strong and positive culture that exists in Provincial Court. Despite being geographically separate and spread across the Province in ten court centres, and 15 circuits, the support is felt near and far. This is a significant fact.

I am certain whatever 2022-23 has in store for the Provincial Court, it will be a successful year with lessons learned along the way.

Joanne Turner

Director of Court Services



PART 2: OVERVIEW OF THE PROVINCIAL COURT

Vision

The Provincial Court of NL:

Strives to be an efficient, modern and innovative court that is also respectful, provides access to justice, maintains a standard level of service in all court centres and is trustworthy in the eyes of the public.

Seeks to be proactive, sensitive and responsive in adapting to changing needs of the community and stakeholders including having a commitment to treatment-based courts across the Province.

Aspires to be a desired workplace with quality staff, proactive succession planning and excellent interpersonal relationships by bridging the gap between staff, stakeholders and judiciary.

Mission

Governed by the Constitution of Canada and the rule of law, the Provincial Court of NL is an independent, impartial, transparent and accessible judicial system.

The Provincial Court of NL rules on legal disputes while offering timely and quality service. To this end, the Provincial Court of NL is a facilitator of the judicial process providing fair and accessible decisions to the public and legal community ensuring efficiency, high standards and including stakeholders in the solutions and processes.

Values

- Provide a safe and healthy workplace for employees.
- Value employee input and provide a supportive environment by offering professional and personal development, fostering teamwork, and demonstrating respect, fairness and equality.
- Ensure the judicial process is independent, fair and impartial.
- Provide a positive impact on society through accessibility to court, and empathy and understanding to the public.
- Establish a high quality of service through innovation, embracing technology and change and by providing a standardized framework across the Province.

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

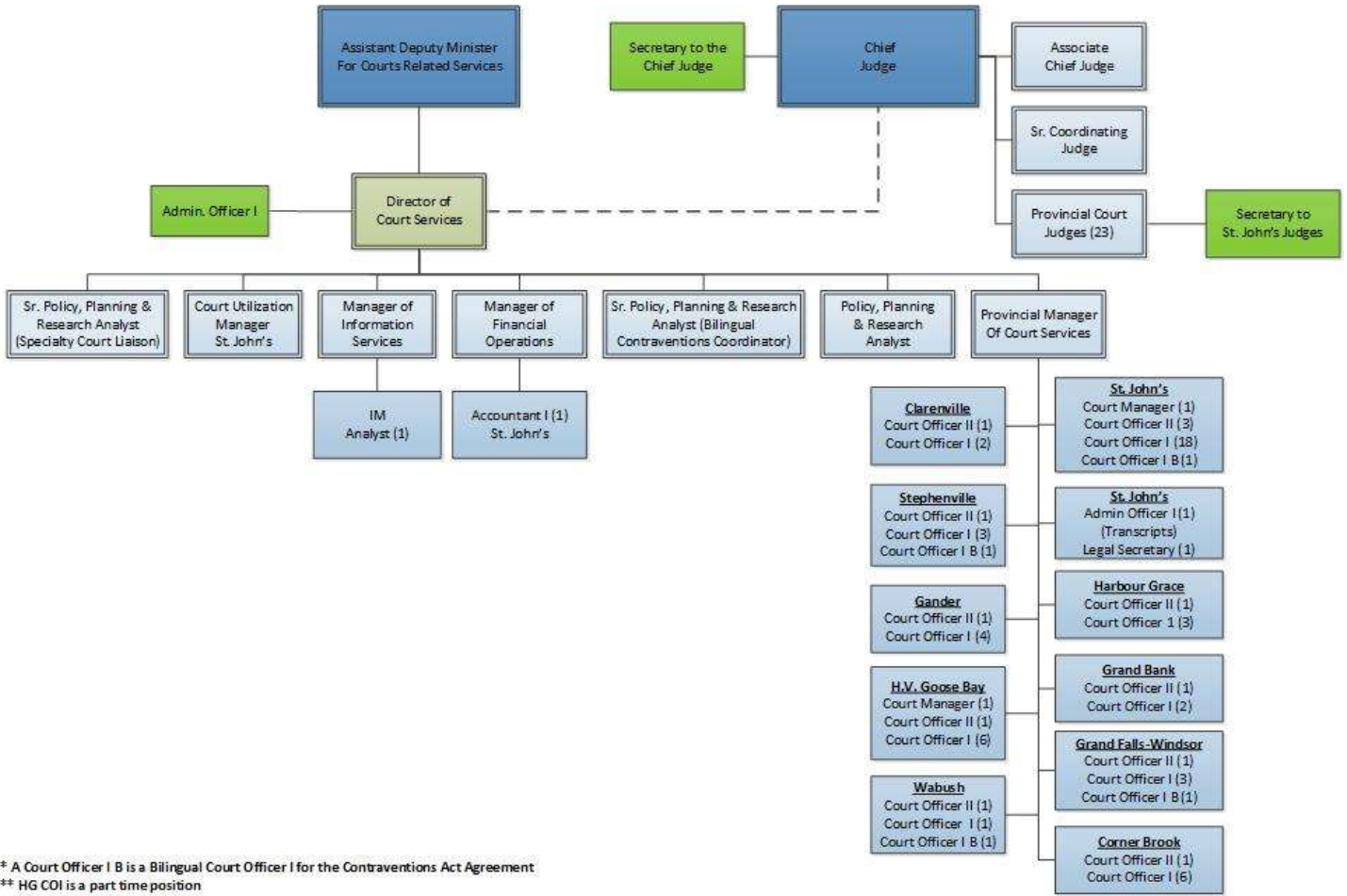
Appointed Judge: February 3, 2010

Appointed Senior Coordinating Judge: October 2, 2012

Appointed Associate Chief Judge: October 8, 2015

JUDGES	DATE APPOINTED	CURRENT COURT CENTRE
The Honourable Kymil Howe	March 11, 1993	Corner Brook
The Honourable David Orr	August 25, 1994	St. John's
The Honourable Wayne Gorman	November 9, 2000	Corner Brook
The Honourable Harold Porter	October 12, 2001	Grand Bank
The Honourable Bruce Short	November 1, 2003	Harbour Grace
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 Honourable Phyllis Harris	June 10, 2014	St. John's
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	Corner Brook
The Honourable Rolf Pritchard	June 13, 2019	Happy Valley-Goose Bay
The Honourable Jennifer Mercer	July 16, 2021	Happy Valley-Goose Bay

Provincial Court of NL Organizational Chart



* A Court Officer I B is a Bilingual Court Officer I for the Contraventions Act Agreement
 ** HG COI is a part time position

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. The Court employed 1 Per Diem Judge who has now retired completely.

LOCATION	JUDGE(S)	STAFF	CIRCUIT(S)
Clarenville	1	3	Bonavista
Corner Brook	3	7	Port au Choix, Rocky Harbour, St. Anthony
Gander	2	5	None
Grand Bank	1	3	None
Grand Falls – Windsor	1	5	Baie Verte and Head of Bay D’Espoir
Happy Valley – Goose Bay	2	8	Makkovik, Nain, Natuashish, Postville, Rigolet
Harbour Grace	1	4	Placentia
St. John’s	1 CJ, 1 ACJ, & 7 Judges	27	None
Stephenville	1	5	Port aux Basques
Wabush	1	3	Port Hope Simpson, Hopedale
Court Services	0	11	None
TOTAL	22	81	15

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 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 final disposition.

Courtrooms

There are 26 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 and Contraventions: ticketable offences (summary offence tickets) under the *Highway Traffic Act*, the *Motorized Snow Vehicles and All-Terrain Vehicles Act*, *The Contraventions 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, and certificates of conduct. 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

Specialty courts are a therapeutic alternative to traditional criminal court that encourages participants to take responsibility for their behaviour early in the justice system process and to actively work to understand and to change problem behaviours. To facilitate this change, participants must take responsibility for their actions to enter the specialty court process. In return, the therapeutic courts provide an increased level of support to participants offering counselling, supports, enhanced supervision and other individualized services. Rather than respond to the offence alone, therapeutic justice takes a problem-solving approach with the goal of healing participants and preventing recurring offences.

Therapeutic justice is not intended to override the traditional goals of the criminal justice system, to decriminalize behaviors or be a cure all. Instead it is one option to address the underlying issues behind the offences. The specialty courts address criminality like a traditional court, but also use a team of professionals to apply behavioral science tools in an effort to maximize therapeutic outcomes. This problem solving approach also uses the authority of judges to monitor the behaviour of participants in order to maximize the safety of victims.

The Provincial Court of Newfoundland and Labrador currently operates three specialty courts in two centres: Drug Treatment Court (St. John's), Mental Health Court (St. John's) and Family Violence Intervention Court (St. John's and Stephenville).

Family Violence Intervention Court

The Family Violence Intervention Court (FVIC) 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 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. Progress in programming is 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 Centre.

Mental Health Court

The Mental Health Court (MHC) is a project of the Provincial Court of Newfoundland and Labrador (St. John's), Public Prosecutions, Legal Aid NL, 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

The Drug Treatment Court (DTC), piloted in St. John's and funded through the federal Canadian Drug Treatment Court Funding Program, is a partnership between Provincial Court of Newfoundland and Labrador, Provincial Department of Justice and Public Safety, Department of Health and Community Services, Newfoundland and Labrador Legal Aid Commission, Public Prosecution Service of Canada and Provincial Public Prosecutions. The goal of the DTC is to reduce crime related to drug addiction by addressing root cause of offences. The DTC commenced November 30, 2018 and accepted its first participants in February 2019.

Founded on National and International DTC Guiding Principles, DTC is committed to public safety, community justice and restoration. DTC combines judicial supervision with intensive treatment, case management, frequent drug testing and intervention to provide a comprehensive and collaborative approach to addressing criminal behaviour motivated by drug addiction. It targets high risk/high need individuals who voluntarily agree to participate in a 9 to 18 month process of supervision, addictions treatment and case management.

The DTC Team consisting of the Judge, Crown(s), Defense, Addictions Specialist and Coordinator, meet weekly to discuss and make decisions on all new applicants and participants. DTC applicants are screened by the Crown(s) to ensure each case meets the eligibility criteria and by DTC to determine suitability for engagement in treatment and case management.



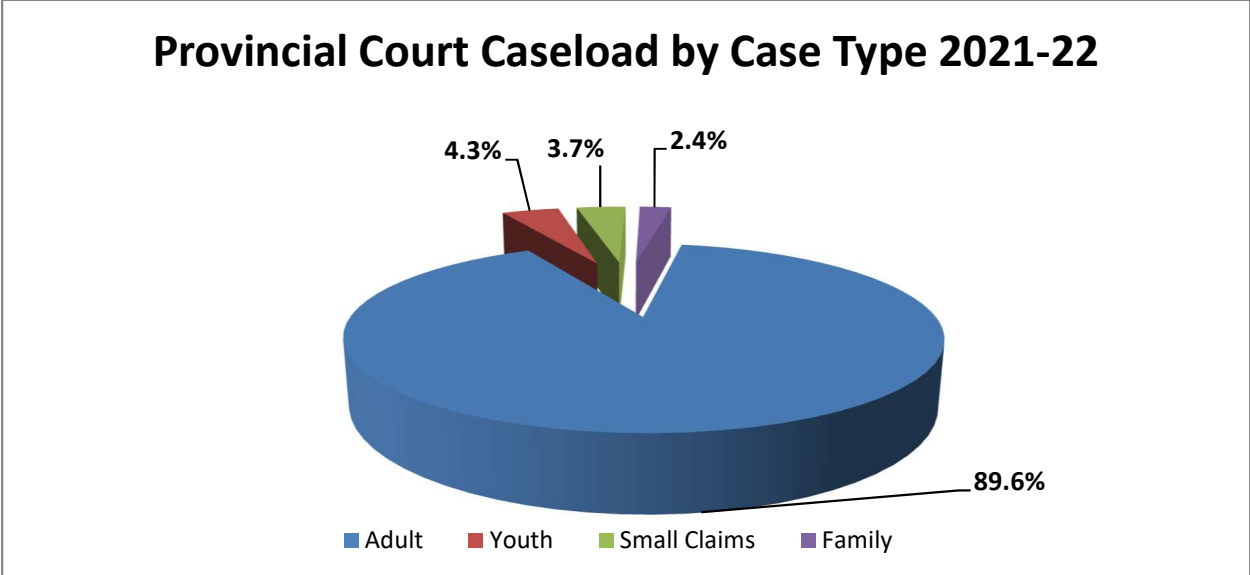
PART 3: PROVINCIAL COURT WORKLOAD

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.

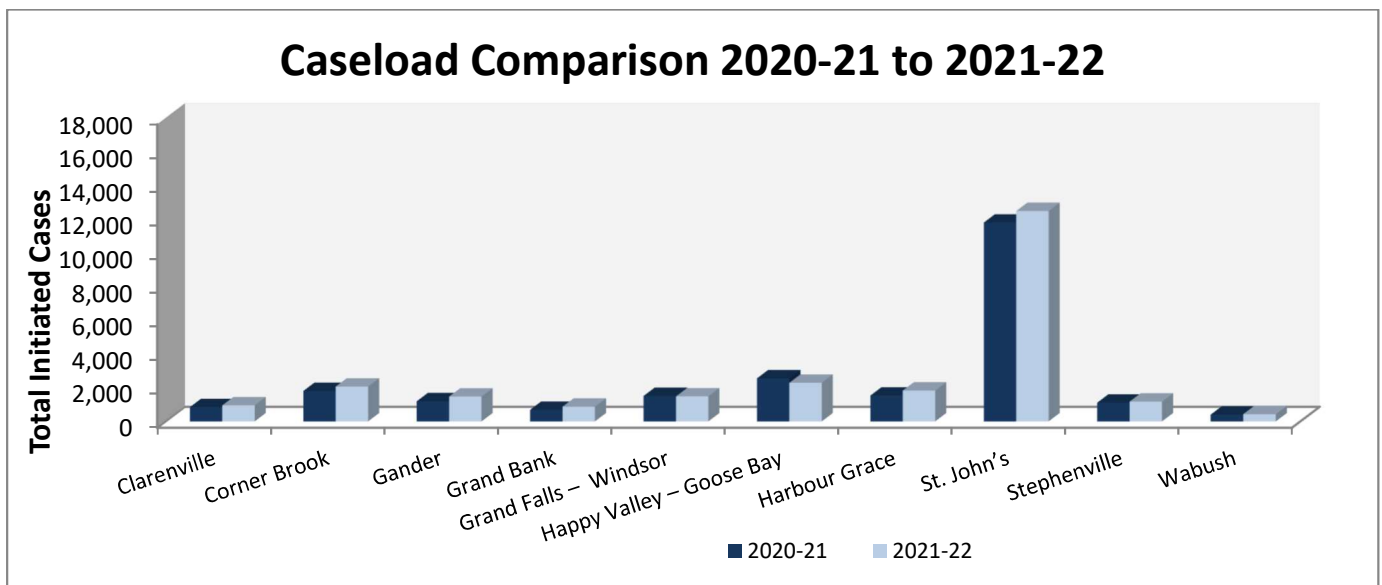
Total Caseload

In 2021-2022, the following cases were initiated in Provincial Court: 22,485 adult cases, 1,075 youth cases, 929 small claims cases, and 597 family cases. In addition to the four business lines included in the chart below, Traffic Court processed 58,673 summary offence tickets and conducted 974 trials.



Combined Caseload Statistics

COURT CENTRE	INITIATED ADULT*		INITIATED YOUTH*		INITIATED SMALL CLAIMS		INITIATED FAMILY**		TOTAL INITIATED CASES	
	2020-21	2021-22	2020-21	2021-22	2020-21	2021-22	2020-21	2021-22	2020-21	2021-22
Clar.	727	798	33	32	32	72	56	53	848	955
Cr. Brk.	1,633	1,890	101	93	73	86	0	0	1,807	2,069
Gan.	961	1,175	35	31	41	65	159	205	1,196	1,476
Gr. Bank	617	790	33	35	16	22	25	29	691	876
GFW	1,331	1,307	81	69	29	46	70	65	1,511	1,487
HVGB	2,349	2,087	86	95	17	8	105	106	2,557	2,296
Hr. G.	1,394	1,606	24	35	32	91	85	103	1,535	1,835
St. J.	10,725	11,317	709	661	366	508	0	0	11,800	12,486
Stv'lle	1,056	1,147	26	15	31	15	0	0	1,113	1,177
Wab.	352	368	5	9	17	16	28	36	402	429
***Please Note:										
Old Re-Activated and New Family files transferred from HV-GB to Wabush in 2020-21:										6
Old Re-Activated and New Family files transferred from GFW to Gander in 2020-21:										0
TOTAL	24,305	21,145	2,077	1,130	1,386	654	669	528	28,437	23,457
<i>*These figures include Applications and Peace Bonds.</i>										
<i>**These figures include Support, Custody, Wardship, Adoption, and Apprehension cases.</i>										

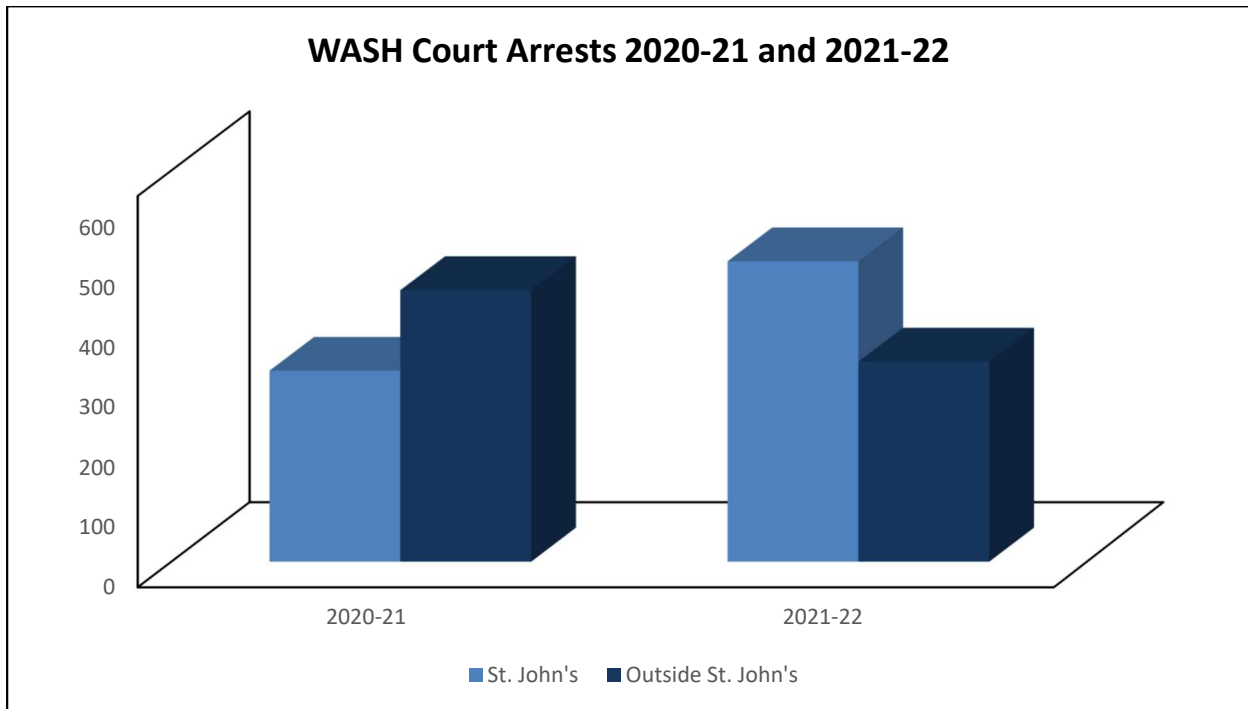


WASH (Weekend and Statutory Holiday) Court Statistics

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.

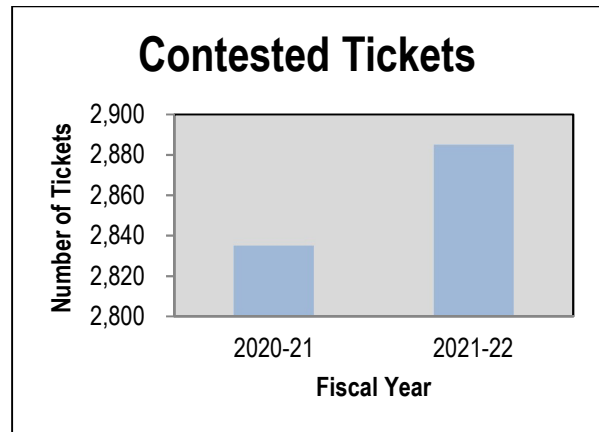
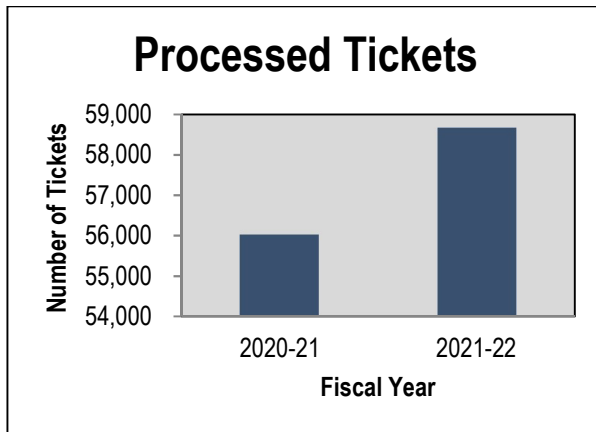
In 2021-22, WASH Court sat for a total of 119 days, two of which were in Stephenville. There were 831 weekend arrests, 499 within the St. John's area and 332 outside of St. John's. This represents an increase from 768 arrests in 2020-21.

WASH Court Arrests		
	2020-21	2021-22
St. John's Area	317	499
Outside St. John's Area	451	332
Total	768	831



Summary Offence Tickets

COURT CENTRE	PROCESSED TICKETS		CONTESTED TICKETS (TRIALS)	
	2020-21	2021-22	2020-21	2021-22
Clarenville	770	542	17	31
Corner Brook	8,247	7,447	213	332
Gander	2,354	1,869	62	65
Grand Bank	617	308	14	18
Grand Falls – Windsor	1,477	893	54	44
Happy Valley – Goose Bay	1,256	425	102	16
Harbour Grace	1,509	1,590	65	109
St. John's	38,146	43,888	2,248	2,182
Stephenville	624	730	35	53
Wabush	1,026	981	25	35
TOTAL	56,026	58,673	2,835	2,885



Contraventions Tickets

Since 2019 Contraventions ticketing has been taking place in the province of Newfoundland and Labrador as it exists under the *Contraventions Act*, which decriminalizes minor statutory offences, removes uncontested cases from the courts and improves the enforcement of penalties.

The *Contraventions Act* applies to thousands of offences under federal legislation. In February 2022, Gander Airport Authority Enforcement Officers were provided with training from the Federal and Provincial Departments of Justice, the Provincial Court, Fines Administration, and the Public Prosecution Service of Canada enabling them to be eligible to issue tickets at Gander International Airport.

Contraventions Statistics 2021-22											
Tickets Issued to Date	Fines paid in full voluntarily	Trials requested in French	Trials requested in English	Trials held in French	Trials held in English	Trials requested, scheduled but not held in French with explanation	Complaints concerning non-compliance to the Official Languages Act and Regulations	Fines Paid In Part Voluntarily To Date	Total amount of fines	Total Amount Paid To March 31, 2022	Amount Outstanding
83	68	0	7	0	3	0	0	1	\$23,225.50	\$15,896.50	\$7329

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	
	2020-21	2021-22	2020-21	2021-22
Clarenville	51	41	125	79
Corner Brook	268	73	645	179
Gander	102	17	275	56
Grand Bank	108	74	195	194
Grand Falls – Windsor	167	55	351	167
Happy Valley – Goose Bay	284	137	777	396
Harbour Grace	103	42	254	52
St. John's	1,215	466	1,675	568
Stephenville	370	135	689	241
Wabush	624	675	2,635	3,443
Outside Court Network	516	485	1,100	1,104
TOTAL	3,808	2,200	8,719	6,479

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 waiting on 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	
	2020-21	2021-22
Clarenville	306	259
Corner Brook	53	118
Gander	284	392
Grand Bank	85	114
Grand Falls – Windsor	243	410
Happy Valley – Goose Bay	645	1,037
Harbour Grace	252	361
St. John's	122	146
Stephenville	4	38
Wabush	307	343
Circuit Courts	35	37
TOTAL	2,336	3,255

Transcribed Pages and CD Requests

PROVINCIAL STATISTICS	2020-21	2021-22
Transcript Requests	114	143
Transcribed Pages	9,807	8,633
CD Requests	327	385

Requests for Letters of Conduct and Records of Conviction

PROVINCIAL STATISTICS	2020-21	2021-22
Letters of Conduct	19,732	16,490
Records of Conviction	8,183	8,125
TOTAL	27,915	24,615

Emergency Protection Orders (EPOs)

PROVINCIAL STATISTICS	2020-21	2021-22
Number of Applications Received	218	256
Number of EPOs Granted	158	176
Number of EPOs Denied	49	54
Number of EPOs Pending	2	0
Number of EPOs dealt with by Other means (e.g. withdrawn, dismissed wtc.)	9	26



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 Mental Health Court (MHC) is a project of the Provincial Court of Newfoundland and Labrador (St. John's), Public Prosecutions, Legal Aid NL, 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.

The types of substantive offences include unlawful trespassing, causing a disturbance, mischief, theft and fraud under \$5,000, failure to comply with court orders, threats, assault, assault with a weapon, being unlawfully in a dwelling house. Cases are individually assessed by the team to determine suitability for this specialized court.

April 1, 2021 – March 31, 2022

Mental Health Court							
INITIATED CASES		CASES REFERRED BACK TO REGULAR COURT SYSTEM		PENDING CASES March 31 ¹		COMPLETED PROGRAMMING	
2020/21	2021/22	2020/21	2021/22	2020/21	2021/22	2020/21	2021/22
30	34	2	2	10	10	18	22

Notes

¹ Files pending include clients attending assessment and development of Treatment Plan as well as those actively completing a Treatment Plan.

Family Violence Intervention Court Statistics

The Family Violence Intervention Court (FVIC) 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. Members of the 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. 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, Corrections and Community Services, Department of Child, Seniors and Social Development, The John Howard Society, Victim Services, Legal Aid and The Women's Center.

Location	Total Appearing ¹	Not Interested/Not Eligible/Withdrawn ²	Pending Plea/RA	Completed Programming	Currently in Programming/Pending Sentencing	Opted Out/Did not Complete	Transfer to Stephenville FVIC
St. John's	149	90	13	32	13	1	0
Stephenville	75	57	8	8	2	0	0

Notes

1 includes all first appearances as well as those participating in FVIC.

2 includes all cases not proceeding to plea in FVIC for any reason

Drug Treatment Court (DTC)

DTC, implemented in 2019, combines judicial supervision with treatment, individual case management, drug testing, incentives and sanctions to encourage participant progress in the 12 – 18 month program. DTC Services provides addictions treatment, intensive case management and community supports to actively address issues related to drug motivated criminal behaviour. Sentencing, at the discretion of the DTC Judge, reflects the progress and participation of each individual in addressing their addictions and criminal behaviour.

Drug Treatment Court 2021 – 2022									
Active April 2021	Total New Applications Screened	Non-Eligible	Eligible	Pending	DTC Pleas entered	Total Active (Apr 21- Mar 22)	Graduated-Completed/Withdrawn/Dismissed		
							G - C	W	D
14	17	4	13	2	11	25	6	6	6

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.

There was a decrease in average turnaround time over the previous fiscal year, with an average of 12 days to complete a transcript in 2021-22 as well as a decrease in transcript completion time with the oldest transcript being 135 Days. The total transcripts requested and completed were more than the previous year.

2020-21			2021-22		
Total Transcripts Requested:	114		Total Transcripts Requested:	143	
Total Transcripts:	107		Total Transcripts:	140	
Turnaround			Turnaround		
Days	Transcripts	Percentages	Days	Transcripts	Percentages
0 – 30	93	86.92%	0 – 30	121	86.42%
31 – 60	8	7.48%	31 – 60	14	10.00%
61 – 90	3	2.80%	61 – 90	4	2.86%
91 – 120	1	0.93%	91 – 120	0	0.00%
121 – 150	1	0.93%	121 – 150	1	0.71%
Over 150	1	0.93%	Over 150	0	0.00%
Average: 18 Days			Average: 12 Days		
Oldest: 182 Days			Oldest: 135 Days		

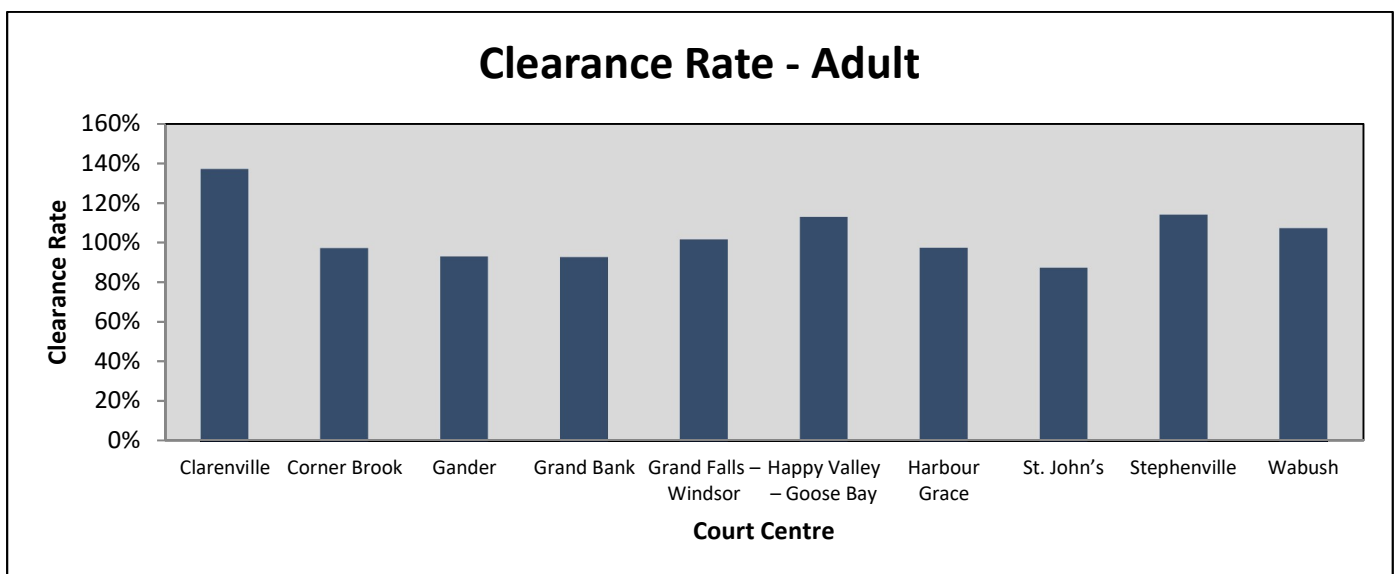
Clearance Rates

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 1/21	INITIATED CASES 2021-22	CONCLUDED CASES 2021-22	PENDING CASES MARCH 31/22	CLEARANCE RATE
Clarenville	812	600	822	591	137.0%
Corner Brook	1,916	1,458	1,416	1,960	97.1%
Gander	1,009	948	882	1,075	93.0%
Grand Bank	350	694	643	401	92.7%
Grand Falls – Windsor	1,521	1,074	1,091	1,504	101.6%
Happy Valley – Goose Bay	2,722	1,717	1,937	2,502	112.8%
Harbour Grace	1,486	1,194	1,163	1,517	97.4%
St. John's	14,811	9,690	8,453	16,069	87.2%
Stephenville	1,512	887	1,011	1,388	114.0%
Wabush	595	304	326	573	107.2%
TOTAL	26,734	18,566	17,744	27,580	95.6%

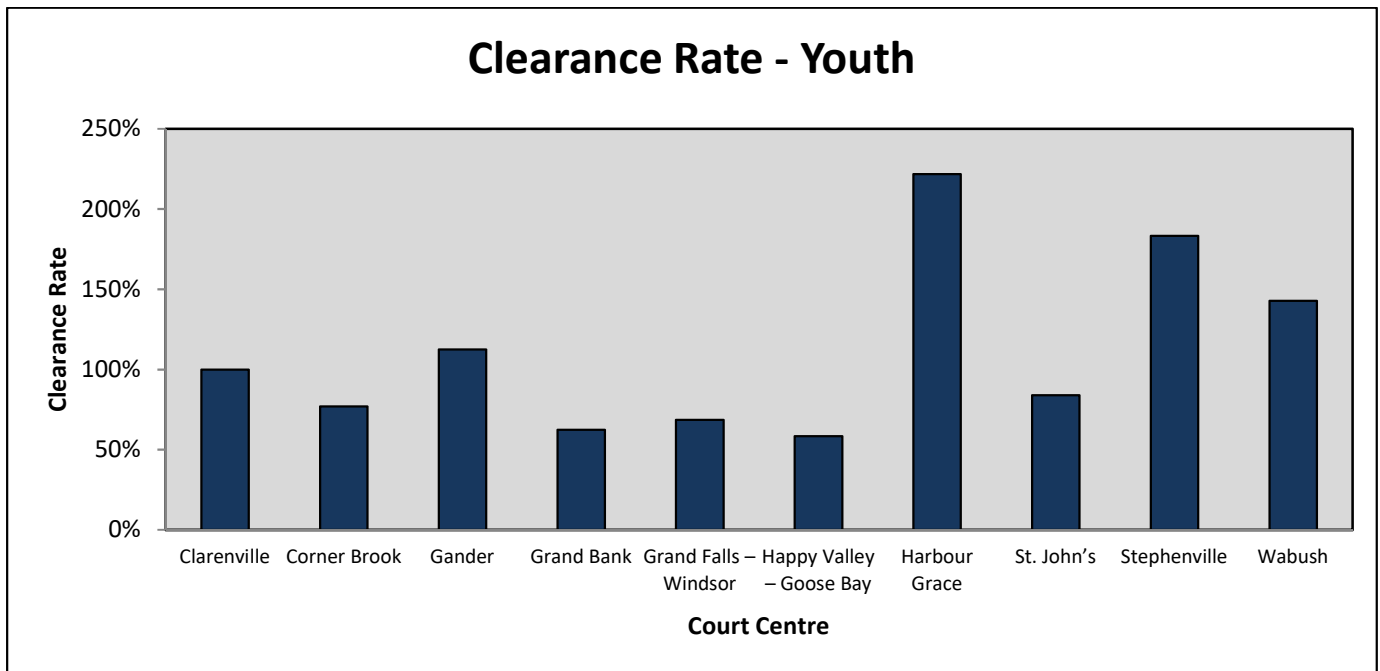
Note: These figures do not include Applications and Peace Bonds.



Youth

YOUTH COURT					
COURT CENTRE	PENDING CASES April 1/21	INITIATED CASES 2021-22	CONCLUDED CASES 2021-22	PENDING CASES MARCH 31/22	CLEARANCE RATE
Clarenville	50	31	31	50	100.0%
Corner Brook	136	78	60	154	76.9%
Gander	33	16	18	31	112.5%
Grand Bank	25	32	20	37	62.5%
Grand Falls – Windsor	66	67	46	87	68.7%
Happy Valley – Goose Bay	117	84	49	152	58.3%
Harbour Grace	61	23	51	33	221.7%
St. John's	394	627	526	495	83.9%
Stephenville	65	12	22	55	183.3%
Wabush	13	7	10	10	142.9%
TOTAL	960	977	833	1,104	85.3%

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

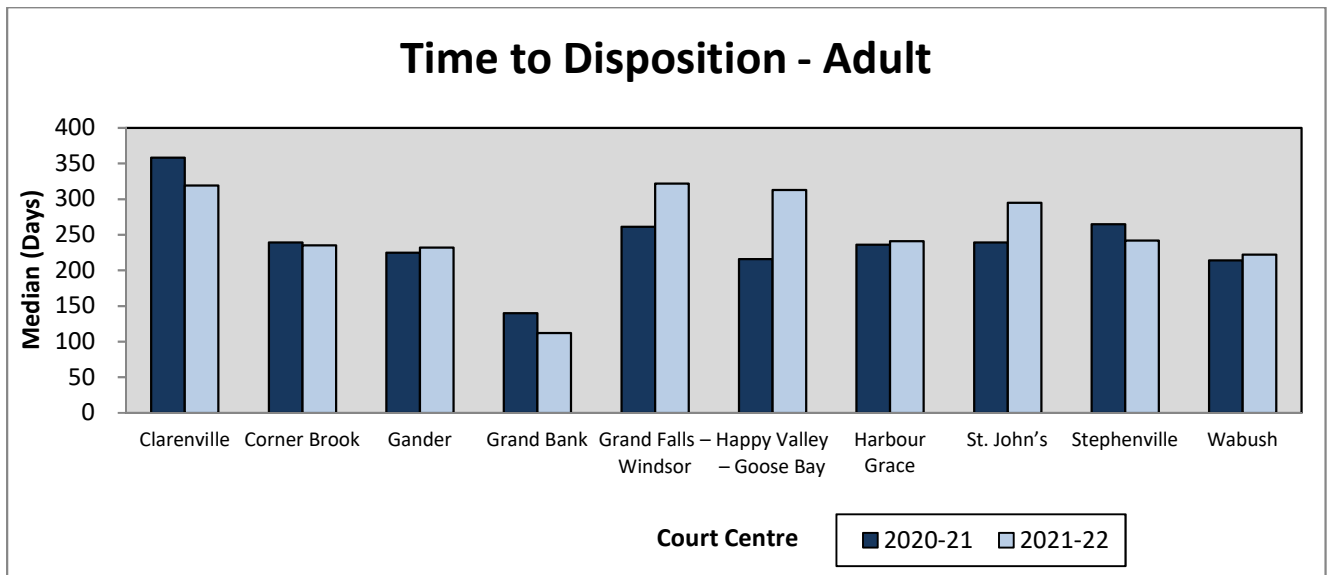


Time to Disposition

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.

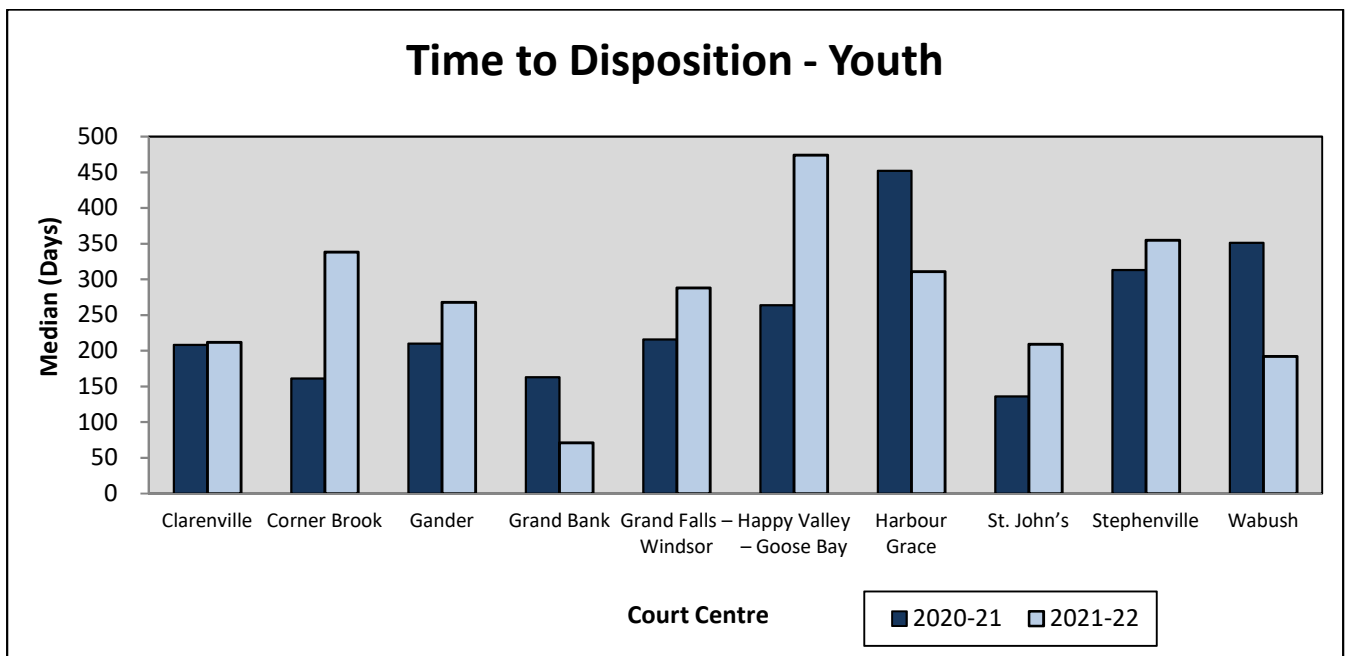
Adult

COURT CENTRE	MEDIAN TIME TO DISPOSITION (DAYS)	
	2020-21	2021-22
Clarenville	358	319
Corner Brook	239	235
Gander	225	232
Grand Bank	140	112
Grand Falls – Windsor	261	322
Happy Valley – Goose Bay	216	313
Harbour Grace	236	241
St. John's	239	295
Stephenville	265	242
Wabush	214	222
MEDIAN	238	241.5



Youth

COURT CENTRE	MEDIAN TIME TO DISPOSITION (DAYS)	
	2020-21	2021-22
Clarenville	208	212
Corner Brook	161	338
Gander	210	268
Grand Bank	163	71
Grand Falls – Windsor	216	288
Happy Valley – Goose Bay	264	474
Harbour Grace	452	311
St. John's	136	209
Stephenville	313	355
Wabush	351	192
MEDIAN	213	278

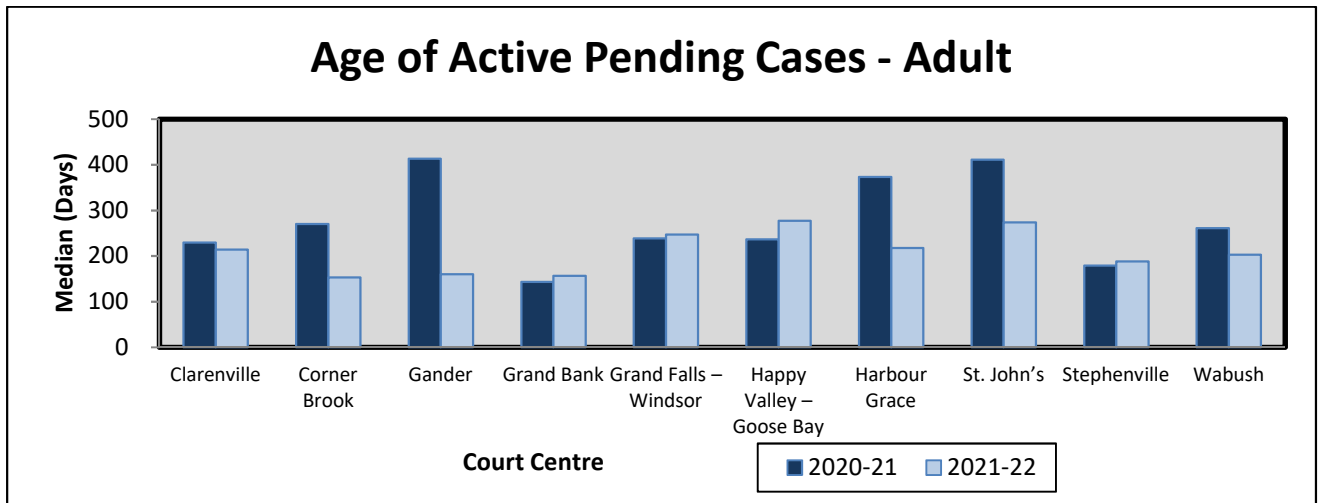


Age of Active Pending Cases

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.

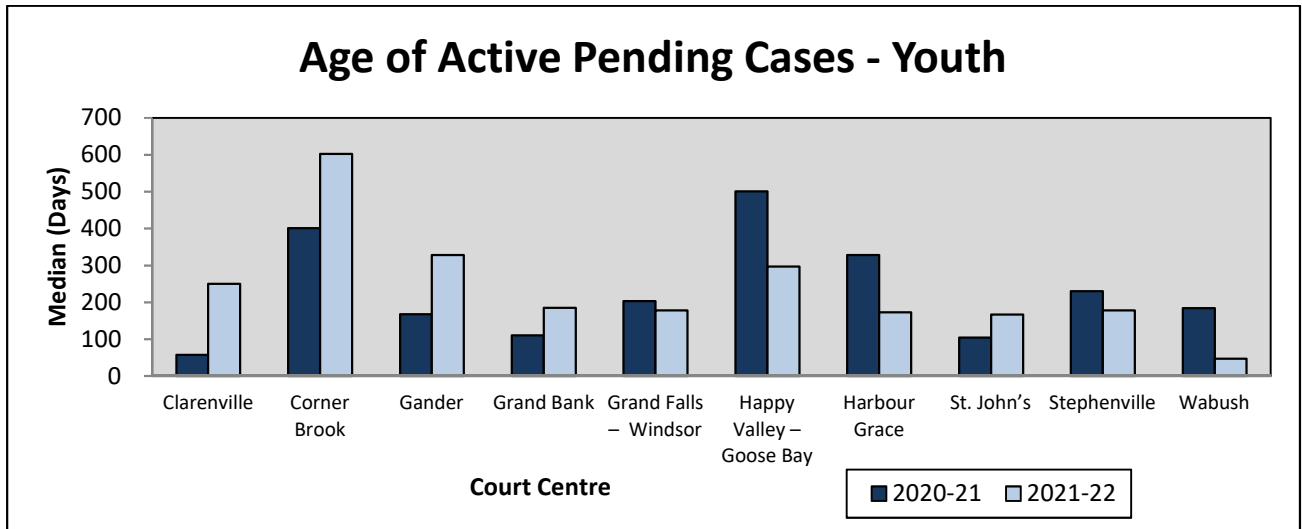
Adult

COURT CENTRE	MEDIAN AGE (DAYS)	
	2020-21	2021-22
Clarenville	230	215
Corner Brook	270	153
Gander	413	161
Grand Bank	143	157
Grand Falls – Windsor	239	247
Happy Valley – Goose Bay	237	277
Harbour Grace	373	218
St. John's	412	274
Stephenville	179	188
Wabush	261	203
Total	250	209



Youth

COURT CENTRE	MEDIAN AGE (DAYS)	
	2020-21	2021-22
Clarenville	57	250
Corner Brook	402	603
Gander	168	328
Grand Bank	110	185
Grand Falls – Windsor	203	178
Happy Valley – Goose Bay	501	297
Harbour Grace	328	173
St. John's	104	167
Stephenville	230	178
Wabush	184	47
Total	194	182





PART 5: FINANCIAL STATEMENTS

FINANCIAL STATEMENTS

Budget Expenditures 2021-22

CATEGORY	ORIGINAL BUDGET	ACTUAL	VARIANCE
Salaries	\$ 9,682,900	\$ 9,610,158	\$72,743
Employee Benefits	\$ 66,700	\$ 38,348	\$ 28,352
Transportation & Communication	\$ 339,700	\$ 279,578	\$ 60,122
Supplies	\$ 46,500	\$ 61,362	\$ (14,862)
Professional Services	\$ 26,000	\$ 43,264	\$ (17,264)
Purchased Services	\$ 405,800	\$ 389,169	\$ 16,631
Property, Furniture, & Equipment	\$ 41,300	\$ 32,842	\$ 8,458
Grants & Subsidies	\$ 6,000	\$ 6,000	\$ -
TOTAL	\$ 10,614,900	\$ 10,460,721	\$ 154,179

Staff Overtime

Time Off in Lieu (TOIL)		
	Hours	Dollar Value
Balance as of March 31, 2021	795.96	\$ 22,979.28
Balance as of March 31, 2022	816.13	\$ 23,581.21

Paid Overtime	
Fiscal 2020-21	\$ 11,521.10
Fiscal 2021-22	\$ 49,123.76

Costs of Judicial Exchange*

Fiscal 2020-21	\$ 743.72
Fiscal 2021-22	\$ 1,972.54

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

Operational Costs of Circuit Courts

COURT CENTRE	CIRCUIT	2020-21	2021-22
Clarenville	Bonavista	\$ 233	\$ 176
	TOTAL CLARENVILLE	\$ 233	\$ 176
Corner Brook	Baie Verte	\$ 720	\$ 3,550
	Port aux Choix	\$ 4,717	\$ 5,052
	Rocky Harbour	\$ 318	\$ 1,232
	St. Anthony	\$ 3,032	\$ 7,551
	TOTAL CORNER BROOK	\$ 8,787	\$ 17,385
Grand Falls – Windsor	Conne River / Harbour Breton / Head of Bay D'Espoir	\$ 272	\$ 1,677
	TOTAL GRAND FALLS–WINDSOR	\$ 272	\$ 1,677
Happy Valley - Goose Bay	Makkovik / Postville / Rigolet	\$ 790	\$ 1,300
	Nain	\$ 35,119	\$ 36,504
	Natuashish	\$ 25,157	\$ 21,820
	TOTAL HAPPY VALLEY–GOOSE BAY	\$ 61,066	\$ 59,624
Wabush	Hopedale	\$ 25,915	\$ 20,688
	Port Hope Simpson	\$19	\$588
	TOTAL WABUSH	\$ 25,934	\$ 21,276
Harbour Grace	Placentia	\$172	\$ 250
	TOTAL HARBOUR GRACE	\$ 172	\$ 250
Stephenville	Port aux Basques	\$ 7,787	\$ 5,979
	TOTAL STEPHENVILLE	\$ 7,787	\$ 5,979
TOTAL	ALL CIRCUITS	\$ 104,251	\$ 106,367

Frequency of Circuit Courts

COURT CENTRE AND CIRCUIT	SCHEDULED DAYS		ACTUAL DAYS *	
	2020-21	2021-22	2020-21	2021-22
CLARENVILLE				
Bonavista	4.00	4.00	2.00	2.00
CORNER BROOK				
Port aux Choix	10.50	14.00	3.00	9.00
Rocky Harbour	3.00	8.00	1.00	3.00
St. Anthony	6.00	12.00	4.00	9.00
GRAND FALLS – WINDSOR				
Baie Verte	12.00	9.00	1.00	7.00
Head of Bay D'Espoir	4.00	4.00	1.00	4.00
HAPPY VALLEY – GOOSE BAY				
Makkovik	4.00	1.00	0.00	0.00
Nain	48.00	44.50	28.00	16.50
Natuashish	31.00	35.00	14.00	4.00
Postville	2.00	2.00	0.00	0.00
Rigolet	3.00	0.00	0.00	0.00
WABUSH				
Hopedale	35.00	30.00	15.00	15.00
Port Hope Simpson	9.00	9.00	0.00	0.00
HARBOUR GRACE				
Placentia	6.00	6.00	2.00	5.00
STEPHEENVILLE				
Port aux Basques	40.00	31.00	30.00	27.00
TOTAL	217.50	209.50	101.00	101.50

*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. The numbers may be different than previous years due to COVID-19.

Monetary Amounts Collected and Distributed

TYPE	2020-21		2021-22	
	Amount	Percent	Amount	Percent
Criminal Code & Provincial Statutes	\$ 350,963	20	\$ 594,490	27.97
Federal Statutes	\$ 441,774	25	\$ 358,756	16.88
Liquor Control Act	\$ 550	0	\$ 150	0.01
Municipal Acts	\$ 1,650	0	\$ 14,650	0.69
Animal Protection Act (APA)	\$ -	0	\$ -	0.00
Summary Offence Tickets & Ticket Management System (SOT & TMS)	\$ 615,290	34	\$ 654,779	30.81
Fees and Costs	\$ 164,645	9	\$ 164,975	7.76
Victim Fine Surcharge	\$ 34,195	2	\$ 52,240	2.46
Provincial Victim Fine Surcharge	\$ 7,855	0	\$ 85,110	4.00
Maintenance/Compensation	\$ 63,290	4	\$ 22,829	1.07
Civil (Third Party)	\$ 24,570	1		0.00
Bail/Bonds Sureties	\$ 77,701	4	\$ 177,115	8.33
Judgment Enforcement Act	\$ 2,755	0		0.00
Other (Third Party)		0		0.00
TOTAL	\$ 1,785,238	100	\$ 2,125,094	100

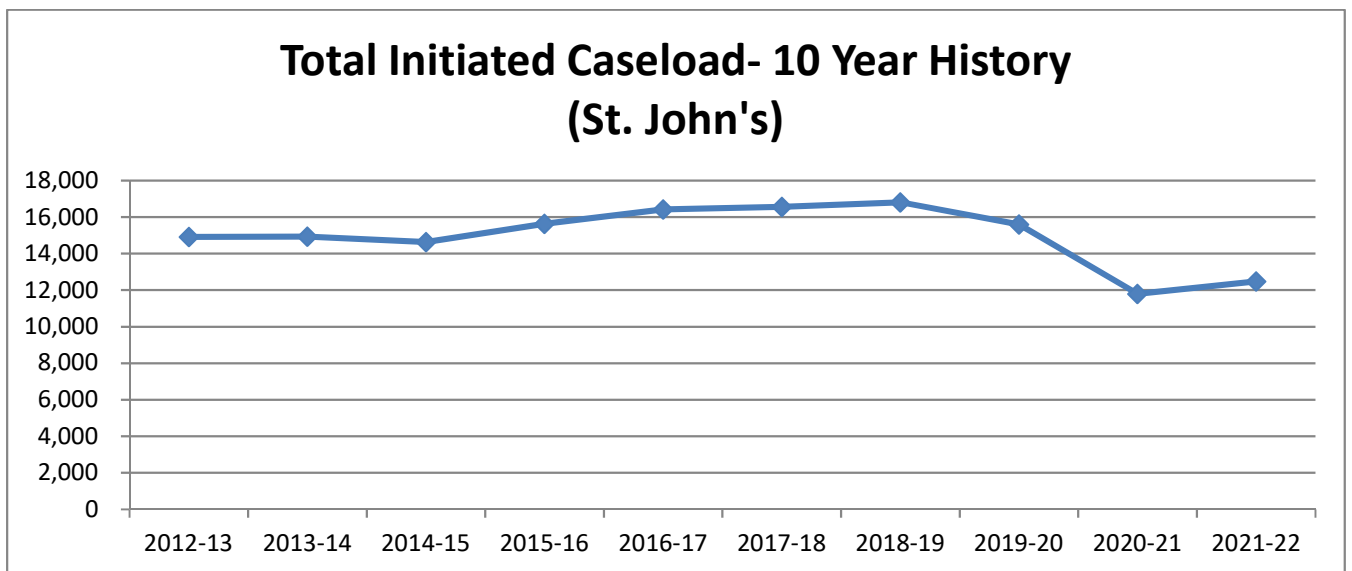
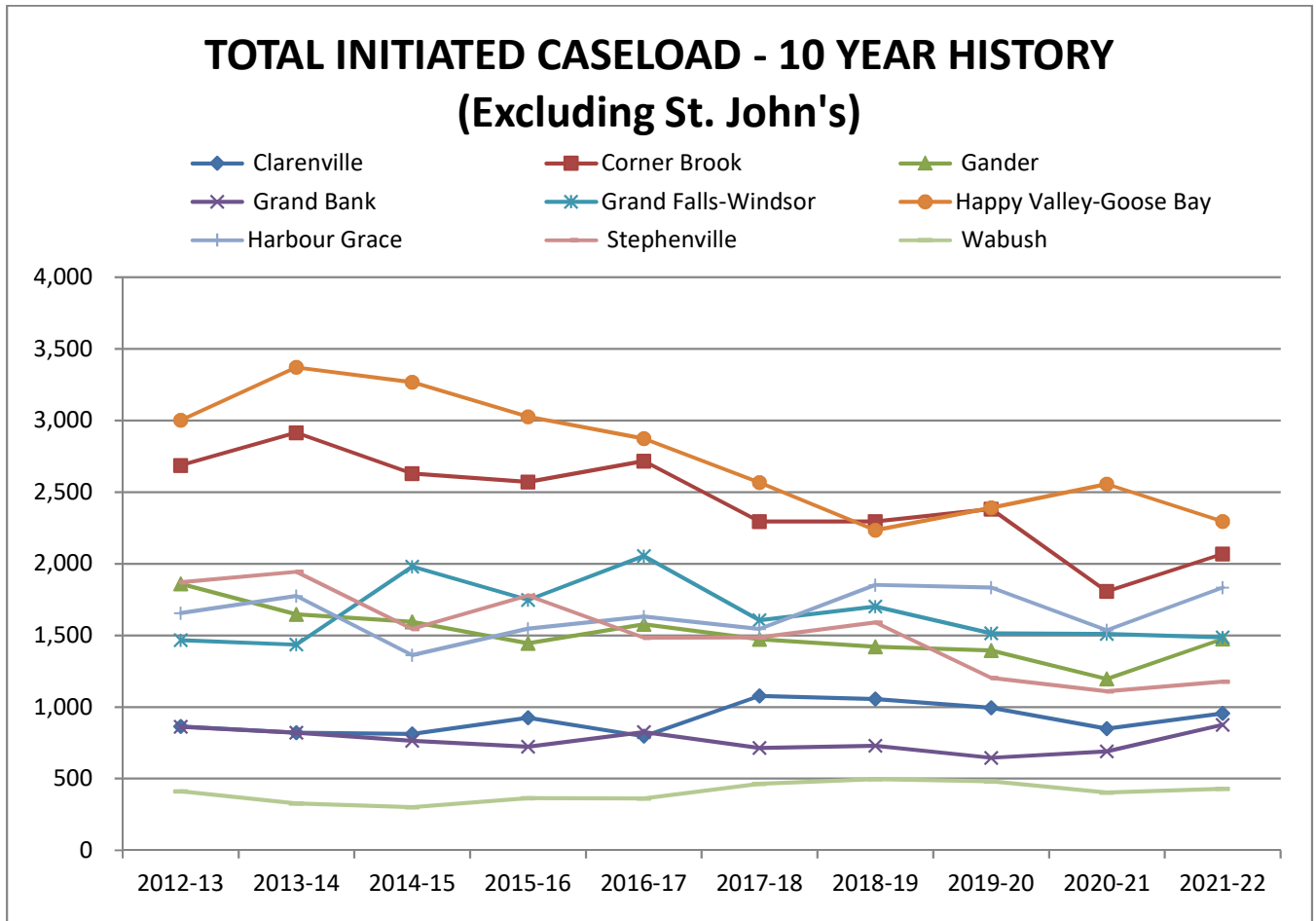
Fines Imposed Summary

TYPE	2020-21		2021-22	
	Amount	Percent	Amount	Percent
Criminal Code & Provincial Statutes	\$ 852,401	50	\$ 2,235,373	66.58
Federal Statutes	\$ 639,520	37	\$ 785,542	23.4
Liquor Control Act	\$ 13,350	1	\$ 7,200	0.21
Animal Protection Act (APA)	\$ -	0	\$ -	0
Victim Fine Surcharge	\$ 77,600	5	\$ 125,380	3.73
Provincial Victim Fine Surcharge	\$ 28,203	2	\$ 97,118	2.89
Ticket Management System	\$ 95,746	6	\$ 95,574	2.85
Other (Third Party)	\$ 10,675	1	\$ 11,250	0.34
TOTAL	\$ 1,717,495	100	\$ 3,357,437	100



PART 7: 10 YEARS STATISTICS

Ten Year Statistical Data



COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
Clarenville	2012-13	656	80	71	58	865
	2013-14	585	74	84	77	820
	2014-15	646	44	47	75	812
	2015-16	759	25	70	72	926
	2016-17	621	35	63	77	796
	2017-18	914	14	87	62	1,077
	2018-19	858	9	102	86	1,055
	2019-20	849	6	60	79	994
	2020-21	727	33	32	56	848
	2021-22	798	32	72	53	955

SOT's PROCS'D	SOT TRIALS
1,515	27
853	4
1,133	6
1,716	6
1,652	8
1,234	18
818	51
709	11
770	0
542	1

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
Corner Brook	2012-13	2,202	275	205	5	2,687
	2013-14	2,260	483	172	0	2,915
	2014-15	2,124	370	135	0	2,629
	2015-16	2,063	343	166	0	2,572
	2016-17	2,276	307	134	0	2,717
	2017-18	1,876	265	154	0	2,295
	2018-19	1,765	227	223	0	2,295
	2019-20	2,064	124	195	0	2,383
	2020-21	1,633	101	73	0	1,807
	2021-22	1,890	93	86	0	2,069

SOT's PROCS'D	SOT TRIALS
11,942	101
6,914	107
7,318	78
7,129	82
8,485	132
10,712	98
12,446	243
9,707	163
8,247	60
7,447	187

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
Gander	2012-13	1,489	144	132	95	1,860
	2013-14	1,361	65	95	127	1,648
	2014-15	1,336	70	85	103	1,594
	2015-16	1,153	47	66	178	1,444
	2016-17	1,301	53	111	112	1,577
	2017-18	1,269	23	77	104	1,473
	2018-19	1,076	123	103	119	1,421
	2019-20	1,189	20	90	95	1,394
	2020-21	961	35	41	159	1,196
	2021-22	1,175	31	65	205	1,476

SOT's PROCS'D	SOT TRIALS
4,345	81
3,109	78
3,566	84
3,344	71
3,422	54
3,193	77
2,021	64
3,034	73
2,354	44
1,869	122

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
Grand Bank	2012-13	652	124	55	32	863
	2013-14	639	91	70	20	820
	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
	2018-19	551	52	53	73	729
	2019-20	494	74	42	35	645
	2020-21	617	33	16	25	691
	2021-22	790	35	22	29	876

SOT's PROCS'D	SOT TRIALS
1,895	25
961	16
1,027	1
803	3
336	2
374	2
440	21
724	11
617	3
308	10

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
Grand Falls-Windsor	2012-13	1,061	168	92	146	1,467
	2013-14	1,054	160	81	140	1,435
	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
	2018-19	1,325	68	72	237	1,702
	2019-20	1,221	60	90	144	1,515
	2020-21	1,331	81	29	70	1,511
	2021-22	1,307	69	46	65	1,487

SOTS PROCS'D	SOTS TRIALS
2,786	61
1,886	70
2,299	51
2,680	61
2,591	82
2,367	62
2,126	39
1,442	51
1,477	38
893	87

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
Happy Valley-Goose Bay	2012-13	2,622	203	33	144	3,002
	2013-14	2,974	179	39	179	3,371
	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
	2018-19	1,931	114	20	169	2,234
	2019-20	2,099	113	30	148	2,390
	2020-21	2,349	86	17	105	2,557
	2021-22	2,087	95	8	106	2,296

SOT's PROCS'D	SOT TRIALS
907	8
426	5
878	3
1,163	19
772	18
1,174	2
1,298	65
1,497	53
1,256	5
425	26

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
Harbour Grace	2012-13	1,343	66	169	78	1,656
	2013-14	1,429	121	137	89	1,776
	2014-15	1,045	77	164	76	1,362
	2015-16	1,224	87	182	53	1,546
	2016-17	1,272	132	173	54	1,631
	2017-18	1,269	66	162	47	1,544
	2018-19	1,422	178	142	110	1,852
	2019-20	1,520	98	120	97	1,835
	2020-21	1,394	24	32	85	1,535
	2021-22	1,606	35	91	103	1,835

SOT's PROCS'D	SOT TRIALS
1,600	20
1,204	27
1,415	18
1,469	22
979	30
1,867	7
2,239	101
2,345	62
1,509	2
1,590	8

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
St. John's	2012-13	13,102	1,079	727	0	14,908
	2013-14	12,968	1,237	732	0	14,937
	2014-15	12,871	975	781	0	14,627
	2015-16	13,341	1,410	881	0	15,632
	2016-17	14,515	1,065	842	0	16,422
	2017-18	14,505	1,094	965	0	16,564
	2018-19	14,366	1,540	907	0	16,813
	2019-20	13,398	1,507	691	0	15,596
	2020-21	10,725	709	366	0	11,800
	2021-22	11,317	661	508	0	12,486

SOT's PROCS'D	SOT TRIALS
128,633	410
121,252	510
133,383	587
112,416	458
122,031	525
114,797	845
104,126	2,893
84,255	579
38,146	25
43,888	526

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
Stephenville	2012-13	1,638	176	58	0	1,872
	2013-14	1,659	212	73	0	1,944
	2014-15	1,378	96	71	0	1,545
	2015-16	1,594	90	93	0	1,777
	2016-17	1,338	80	66	0	1,484
	2017-18	1,285	154	48	0	1,487
	2018-19	1,353	140	97	0	1,590
	2019-20	1,095	58	50	0	1,203
	2020-21	1,056	23	31	0	1,110
	2021-22	1,147	15	15	0	1,177

SOT's PROCS'D	SOT TRIALS
3,262	74
2,929	41
1,869	14
2,526	17
2,169	14
701	18
799	45
798	42
624	0
730	0

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
Wabush	2012-13	341	20	21	30	412
	2013-14	229	33	25	40	327
	2014-15	224	2	25	50	301
	2015-16	261	19	21	62	363
	2016-17	269	19	22	51	361
	2017-18	366	41	30	27	464
	2018-19	377	32	16	72	497
	2019-20	376	17	18	71	482
	2020-21	352	5	17	28	402
	2021-22	368	9	16	36	429

SOT's PROCS'D	SOT TRIALS
2,734	12
2,751	8
3,028	17
2,341	12
2,219	11
2,503	16
2,268	59
2,088	17
1,026	4
981	7

COURT CENTRE	FISCAL YEAR	INITIATED ADULT	INITIATED YOUTH	INITIATED CIVIL	INITIATED FAMILY	TOTAL
OVERALL	2012-13	25,106	2,335	1,563	588	29,592
	2013-14	25,158	2,655	1,508	672	29,993
	2014-15	24,604	1,990	1,470	816	28,880
	2015-16	24,787	2,476	1,676	817	29,756
	2016-17	26,265	2,250	1,562	663	30,740
	2017-18	25,545	2,051	1,682	511	29,789
	2018-19	25,024	2,483	1,735	866	30,108
	2019-20	24,305	2,077	1,386	669	28,437
	2020-21	21,145	1,130	654	528	23,457
	2021-22	22,485	1,075	929	597	25,086

SOTS PROCS'D	SOTS TRIALS
159,619	819
142,285	866
155,916	859
135,587	751
144,656	876
138,922	1,145
128,581	3,581
106,599	1,062
56,026	181
58,673	974

***Please Note:

Old Re-Activated and New Family files transferred from HV-GB to Wabush in 2020-21: 6

Old Re-Activated and New Family files transferred from GFW to Gander in 2020-21: 0