



June 23, 2021

Mayor Caul and Council:

Please find attached to this letter a copy of the Provincial Offences charges from 2021 from January 1, 2021 to June 30, 2021 that were scheduled for trial. As part of the Memorandum of Understanding with the Province, the Municipal Prosecutor is required to keep record of all cases and be prepared to provide the Ministry of Attorney General with the above-mentioned records upon request. I am providing Mayor and Council with this information exclusively as this information is confidential in nature.

For this six month period, the 2021 Provincial Offences Act Statistics for the entire Rainy River District, there were TWENTY-FIVE (25) tickets that the public chose to take to trial. I do not have the statistics on how many tickets are issued in a year by law enforcement, only those that are passed onto the Prosecutor's office. This is An increase of 9 tickets set for trial from the entire previous year. The hard work of Lisa Sheppard during the COVID 19, to arrange for Audio and now Video Courts played a major role in having POA Court return to the District. Please note that Fort Frances was the first POA Court to return to Part one trials due to Lisa's hard work.

In some cases, the person who we refer to as that defendant, will set a trial date, reconsider and pay their fine as did SEVEN (7) defendants. After vetting the Provincial Offence tickets and briefs, FOUR (4) tickets were withdrawn for "no reasonable prospect of a conviction" which means that after reviewing the offence brief and the charge as written in the Highway Traffic Act, there was not enough evidence to prove the charge beyond a reasonable doubt.

There were TEN (10) POA tickets that were resolved by the defendant entering a plea to a lesser charge. As a Prosecutor, we are encouraged to attempt to resolve a matter rather than take the matter to trial. If you calculate in the additional costs to proceed to a trial, not only are resolutions cost effective but also fair to the defendant. ONE (1) tickets went to trial in the first six months of 2021.

The final three points are for those who set a trial date and then do not show for their trial. ZERO (0) defendants were convicted under Section 9(1) of the Provincial Offences Act and ONE (1) chose to plead guilty to the original charge on the day of trial. Also,

there were ONE (1) Alternative measures and ONE () Appeal that was abandoned by a defendant which the sentence stayed the same.

The Transfer of PART III charges to the Municipalities has not occurred to date, mostly due to Covid 19.

If anyone wishes to discuss that above mentioned with myself, I will more than welcome speaking to Mayor and/or Council.

Respectfully,

A handwritten signature in blue ink, appearing to read "Gary J. Beck". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Gary J. Beck
POA Prosecutor
Town of Fort Frances/District of Rainy River.

**2021 – JANUARY TO JUNE 30, 20201 PROVINCIAL
OFFENCES ACT STATS**

25 - CASES SET FOR TRIAL

7- CASES – PAID FINE BEFORE TRIAL - \$718.75.

**4 - CASES – WITHDRAWN – NO REASONABLE
PROSPECT OF A CONVICTION AND PART OF
RESOLUTION. (CHARGE CAN NOT BE PROVEN). (- \$ 1028.75)**

**1 – CASES WENT TO TRIAL – FOUND GUILTY -
\$00**

1– NOT GUILTY – (\$490.00)

**10 – RESOLUTIONS – PLEA TO DIFFERENT
CHARGE – \$3918.00**

0 – SET FOR TRIAL- NO SHOW – 9(1) POA - \$.00

**1 – GUILTY PLEAS DAY OF TRIAL ORIGINAL
CHARGE. \$400.00**

1– ALTERNATIVE MEASURES

1 – ABANDONED APPEAL –