



## DIRECTIONS REGARDING WAIVER OR ADJOURNMENT FORM

The Court has issued a Waiver or Adjournment form for use in detention review proceedings under s. 525 of the *Criminal Code*. Defence counsel may complete and submit the form on behalf of an accused person in relation to whom an application has been made under s. 525. The form provides a paper method for the accused to waive the detention review or to adjourn the scheduling hearing to a later date without appearing in court.

Defence counsel may deliver a copy of a completed Waiver or Adjournment form by email to the Detention Review Coordinator at [detention.review@bccourts.ca](mailto:detention.review@bccourts.ca) with a copy to the designated central email address for the level of Crown counsel with conduct of the matter. The relevant Crown email addresses are as follows:

- BC Prosecution Service (Provincial matters): [525BCPS@gov.bc.ca](mailto:525BCPS@gov.bc.ca)
- Public Prosecution Service of Canada (Federal matters): [Federal525Notices@ppsc-sppc.gc.ca](mailto:Federal525Notices@ppsc-sppc.gc.ca)

Defence counsel must retain the original Waiver or Adjournment form until the earliest of:

- a. the date on which the proceeding, including any appeals, is finally disposed of;
- b. the date on which the appeal period for the proceeding has expired if no notice of appeal respecting the proceeding has been filed within that period, and
- c. the date on which the court requests that the original version be filed.

If the court requests that counsel file the original Waiver or Adjournment form, counsel must do so promptly after the request is made.

**Waiver:** Upon receipt of a properly completed waiver portion, the Detention Review Coordinator will reply and confirm that the matter has been removed from the scheduling hearing list. The court will consider the application concluded.

**Adjournment:** Upon receipt of a properly completed adjournment portion, the Detention Review Coordinator will reply and confirm the new date and time of the scheduling hearing.

For details regarding the current process under s. 525 of the Criminal Code, please see [CPD-4: Interim Procedure for Detention Reviews Under s. 525 of the Criminal Code](#).

IN THE SUPREME COURT OF BRITISH COLUMBIA

BETWEEN:

Regina

v.

\_\_\_\_\_ (Accused)

CRIMINAL CODE, SECTION 525 - DETENTION REVIEW

**WAIVER OR ADJOURNMENT**

**WAIVER**

The accused \_\_\_\_\_ (*print name of accused person*) understands that they are entitled to have their continuing detention in custody reviewed by a Justice of the Supreme Court of British Columbia; they are entitled to be personally present when the Court conducts the review; and by instructing counsel to deliver a waiver they are giving up their right to have their continuing detention in custody reviewed under s. 525 of the *Criminal Code* for this application.

I, \_\_\_\_\_ (*print name of counsel for accused*) confirm that I am counsel for the accused. I confirm that I have reviewed the relevant information and material regarding the circumstances of the accused's present detention. I further confirm that I have provided advice to the accused regarding their right to a detention review under s. 525 of the *Criminal Code*, including the nature of the right and consequences of a waiver, and the accused waives that right for this application.

Counsel Signature: \_\_\_\_\_

Date: \_\_\_\_\_

**ADJOURNMENT**

On behalf of the accused, I request that the Scheduling Hearing be adjourned to \_\_\_\_\_ (*date*). Counsel will appear on that date and the accused:

- will appear by video-link (before choosing this option, please contact the Detention Review Coordinator at [detention.review@bccourts.ca](mailto:detention.review@bccourts.ca) to confirm the dates of available video block bookings at the relevant correctional institution).
- will not appear at the Scheduling Hearing.

The adjournment is requested for the following reasons:

- I have requested relevant material from the registry, including transcripts, reasons or exhibits from prior bail hearings, but have not yet received it.
- The accused has not yet had an opportunity to obtain legal advice regarding whether to proceed with the s. 525 detention review.
- Other (*explain*) \_\_\_\_\_

Counsel Signature: \_\_\_\_\_

Date: \_\_\_\_\_