

## Subsection 4.—Appeals

In the calendar year 1951, the Supreme Court of Canada and the provincial supreme courts dealt with 839 appeals of criminal cases as compared with 895 in the year ended Sept. 30, 1950. The Crown was the appellant in 66 of these cases and the accused in 773 cases. The original conviction or orders were affirmed in 511 cases (60.9 p.c.); sentence was varied or the verdict changed or substituted in 166 cases (19.7 p.c.); 115 convictions (13.7 p.c.) were quashed, and 47 new trials (5.6 p.c.) were ordered.

The returns from the county and district courts showed that 810 appeals against summary convictions were disposed of in 1951, as against 747 in the previous reporting year. Of that number the informant was the appellant in 105 cases and the accused in 705 cases. The appeals against convictions and orders were dismissed in 439 cases (54.2 p.c.); sentence was varied and the verdict changed or substituted in 159 cases (19.6 p.c.), and there were 212 acquittals (26.2 p.c.). More than a third (38.0 p.c.) of the appeals in all the courts were heard in Ontario, 15.1 p.c. in British Columbia, 17.4 p.c. in Alberta, 13.1 p.c. in Nova Scotia and 6.3 p.c. in Quebec.

## 21.—Appeals in Indictable and Summary Conviction Cases, by Province, 1951

		INDICTABLE OFFENCES										
Province or Court		Appeals Disposed of by Courts		Crown Appeal				Appeal of Accused				
				From Acquittal		From Sentence		From Conviction			From Sentence	
		Dismissed	New Trial	Conviction	Dismissed	Varied	Dismissed	Acquitted	New Trial	Substituted Verdict	Dismissed	Varied
		No.	No.	No.	No.	No.	No.	No.	No.	No.	No.	
Nfld.	—	—	—	—	—	—	—	—	—	—	—	
P.E.I.	2	—	—	—	—	—	2	—	—	—	—	
N.S.	21	2	1	1	—	—	9	—	2	—	3	
N.B.	7	—	1	1	—	—	2	1	1	—	1	
Que.	69	2	—	2	1	1	37	11	8	—	2	
Ont.	323	4	1	—	4	12	154	66	13	22	23	
Man.	44	—	—	3	—	—	24	1	1	—	13	
Sask.	19	—	—	—	4	—	3	2	—	—	3	
Alta.	110	2	1	—	6	—	21	4	7	—	41	
B.C.	232	2	1	1	3	4	77	29	10	7	61	
Supreme Court of Canada	12	1	—	5	—	—	5	1	—	—	—	
<b>Totals</b>	<b>839</b>	<b>13</b>	<b>5</b>	<b>13</b>	<b>18</b>	<b>17</b>	<b>334</b>	<b>115</b>	<b>42</b>	<b>29</b>	<b>146</b>	<b>107</b>

  

		SUMMARY CONVICTION CASES								
Province		Appeals Disposed of by Courts		Appeal of Informant				Appeal of Accused		
				From Acquittal		From Sentence		From Conviction		
		Dismissed	Conviction	Dismissed	Varied	Dismissed	Acquitted	Substituted Verdict	Dismissed	Varied
		No.	No.	No.	No.	No.	No.	No.	No.	No.
Nfld.	4	—	—	—	—	2	—	—	—	2
P.E.I.	25	—	—	—	—	24	—	—	—	1
N.S.	106	14	6	2	1	50	29	2	—	2
N.B.	16	—	2	—	—	6	7	—	—	1
Que.	51	2	15	1	2	27	3	—	—	1
Ont.	307	15	18	2	5	133	88	18	20	8
Man.	11	—	—	—	1	4	3	1	1	1
Sask.	27	3	1	2	—	8	9	2	—	2
Alta.	141	1	2	—	2	29	43	4	18	42
B.C.	122	4	2	1	1	59	30	6	11	8
<b>Totals</b>	<b>810</b>	<b>39</b>	<b>46</b>	<b>8</b>	<b>12</b>	<b>342</b>	<b>212</b>	<b>33</b>	<b>50</b>	<b>68</b>