

<u>CASE NO.</u>	<u>VOL. NO.</u>	<u>PAGE</u>
HER MAJESTY THE QUEEN	- and -	CLEMENT POULIN
Appellant		Respondent
CAC 176849	Halifax	ROSCOE, J.A. (Orally)

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[Cite as: R. v. Poulin, 2002 NSCA 91]

**APPEAL HEARD:** June 17, 2002

**JUDGMENT DELIVERED:** June 17, 2002

**WRITTEN RELEASE OF ORAL:** June 20, 2002

**SUBJECT:**           **SENTENCING: CONDITIONAL SENTENCES - COUNSELLING MURDER**

**SUMMARY:**       The respondent was found guilty of counselling the offence of murder, which offence was not committed, contrary to s. 464(a) of the **Criminal Code** and was sentenced to two years less a day, to be served as a conditional sentence, in the community and subject to conditions, followed by three years probation. The Crown appealed the sentence.

**ISSUES:**           Whether the two years less a day was adequate considering the circumstances of the offence, and whether the reasons were adequate.

**RESULT:**           Appeal dismissed. Given the circumstances of the offender and the offence, the sentence, while at the very low end of an acceptable range, was not demonstrably unfit. In view of the record before the court, the reasons were adequate.

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