

<u>CASE NO.</u>	<u>VOL. NO.</u>	<u>PAGE</u>
HER MAJESTY THE QUEEN (Appellant)	- and - RONALD RICHARD BOUTILIER (Respondent)	
CAC 170661	Halifax, N.S.	Freeman, J.A.(orally)

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[Cite as: R. v. Boutilier, 2001 NSCA 170]

**APPEAL HEARD:** November 27, 2001

**JUDGMENT DELIVERED:** November 27, 2001

**SUBJECT:** **Criminal Law - Criminal Evidence - Confessions and Admissions.**

**SUMMARY:** The accused was charged with sexual assault. At trial, the judge ruled that a statement made by the accused to the police was inadmissible. The trial proceeded and the accused was acquitted. The Crown appealed arguing that the statement had been wrongly excluded.

**ISSUE:** In excluding the statement, had the trial judge committed an error of law alone within the meaning of s. 676(1)(a) of the **Criminal Code**?

**RESULT:** Appeal dismissed. The issues raised by the Crown did not involve a question of law alone.

**This information sheet does not form part of the court's judgment. Quotes must be from the judgment, not this cover sheet. The full court judgment consists of 1 pages.**