

Date: 19980616

Docket: C.A.C. 146975  
C.A.C. 147204

NOVA SCOTIA COURT OF APPEAL  
Cite as: R. v. Wood, 1998 NSCA 153  
Freeman, Jones and Hallett, JJ.A.

**BETWEEN:**

JOHN DOUGLAS WOOD	)	Appellant in person
	)	
	)	
Appellant	)	
	)	
- and -	)	
	)	
	)	Kenneth W.F. Fiske, Q.C.
	)	for the Respondent
HER MAJESTY THE QUEEN	)	
	)	
	)	
Respondent	)	Appeal Heard:
	)	June 16, 1998
	)	
	)	
	)	Judgment Delivered:
	)	June 16, 1998
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**THE COURT:** Crown's application to quash the two notices of appeal granted per oral reasons for judgment of Hallett, J.A.; Jones and Freeman, JJ.A. concurring.

**HALLETT, J.A.: (Orally)**

The Crown has applied to quash two notices of appeal from decisions of Justice Gruchy. He refused the appellant's motion to order that he be provided with state funded counsel and refused to adjourn the trial to allow the appellant's appeal from that decision.

The appellant says these are not interlocutory appeals as the orders were made before the selection of the jury. In our opinion, these are appeals from interlocutory orders. There is no appeal authorized by the **Criminal Code of Canada**, R.S.C. 1985, c. C-46 from such orders. The appeals are premature. (**Mills v. R.** (1986), 26 C.C.C. (3d) 481 (S.C.C.); **R. v. Murdock** (1995), 141 N.S.R. (2d) 251 (N.S.C.A.)). The Crown's applications are granted.

Hallett, J.A.

Concurred in:

Jones, J.A.

Freeman, J.A.

NOVA SCOTIA COURT OF APPEAL

**BETWEEN:**

JOHN DOUGLAS WOOD

Appellant

- and -

HER MAJESTY THE QUEEN

Respondent

REASONS FOR  
JUDGMENT BY:

HALLETT, J.A.  
(Orally)