

NOVA SCOTIA COURT OF APPEAL

Citation: *R. v. Perrin*, 2012 NSCA 85

Date: 20120821

Docket: CAC 374749

Registry: Halifax

Between:

Her Majesty the Queen

Appellant

v.

Kyle Robert Perrin

Respondent

Judge: The Honourable Justice Duncan R. Beveridge

Appeal Heard: June 1, 2012

Subject: Criminal Law: Sentencing

Summary: The Crown seeks leave to appeal a sentence of 30 days imprisonment on the 21-year-old respondent for the offence of break, enter and theft into a boarded up summer cottage. Damage was done to the building by the removal of copper piping.

Issues: Did the trial judge err in principle by failing to give proper emphasis to denunciation and deterrence; or is the sentence so lenient as to make it demonstrably unfit.

Result: The trial judge was well aware of the appropriate principles of sentence. After considering these principles, he exercised his discretion to impose a short, sharp sentence of imprisonment. While the sentence is a lenient one, it is not demonstrably unfit and the trial judge committed no error in principle. Accordingly, while leave to appeal was granted, the appeal was dismissed.

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 10 pages.