

<u>CASE NO.</u>	<u>VOLUME</u>	<u>PAGE</u>
Cite as: R. v. Prouty, 1998 NSCA 92		
CRAIG PHILLIP PROUTY (Appellant)	- and -	HER MAJESTY THE QUEEN (Respondent)
C.A.C. No. 142904	Halifax, N.S.	FLINN, J.A. (Orally)

APPEAL HEARD: March 27, 1998

JUDGMENT DELIVERED: March 27, 1998

WRITTEN RELEASE OF ORAL: March 27, 1998

SUBJECT: **Summary Conviction Appeal**

SUMMARY: The appellant was convicted of having undersized lobster in his possession, by virtue of his ownership and possession of a particular fishing vessel. His appeal to a summary conviction appeal court judge was dismissed.

RESULT: Leave to appeal denied.

The summary conviction appeal court judge made no error in law in denying the appellant's appeal. Grounds of appeal, not raised before the summary conviction appeal court judge, which could have been raised - while not properly before the Court of Appeal - had no merit in any event.

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