

NOVA SCOTIA COURT OF APPEAL

Citation: *R. v. Mason*, 2003 NSCA 139

Date: 20031209

Docket: CAC 200571

Registry: Halifax

Between:

Ian Wallace Mason

Appellant

v.

Her Majesty the Queen

Respondent

Judge: Glube, C.J.N.S. and Fichaud, J.A.

Appeal Heard: November 19, 2003

Subject: Adjournment of criminal trial. Argument of new issues on appeal.

Summary: The Crown requested an adjournment because a witness was unavailable. The Provincial Court denied the adjournment and dismissed the charge. The Summary Conviction Appeal Court allowed the appeal.

Held: The adjournment was appropriate. The appellant could not assert s. 11 (b) of the *Charter* for the first time on the appeal.

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 6 pages.