

SUPREME COURT OF NOVA SCOTIA

Citation: *R. v. Way*, 2015 NSSC 14

Date: 20150113

Docket: CRH No. 428630

Registry: Halifax

Between:

Her Majesty the Queen

v.

Brandon Kyle Way

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Judge: The Honourable Justice C. Richard Coughlan

Heard: January 13, 2015 in Halifax, Nova Scotia

Oral Decision: January 13, 2015 in Halifax, Nova Scotia

Written Decision: January 15, 2015

Subject: Sentencing – possession for purpose of trafficking cocaine

Summary: Mr. Way was convicted of possession of cocaine for the purpose of trafficking. He did not have a criminal record. He has a strong family support system and appears to be a person with a good opportunity for rehabilitation. This must be balanced with the very serious offence of which he was convicted and the need to emphasize deterrence and denunciation.

Issue: What is a fit and proper sentence?

Result: Mr. Way was sentenced to two years, one month incarceration.

Cases cited: *Criminal Code of Canada*, R.S.C., 1985, c. C-46: ***R. v. Huskins*** (1990), 95 N.S.R. (2d) 109; ***R. v. Dawe (G.M.)*** (2003), 210 N.S.R. (2d) 212 (C.A.); ***R. v. Knickle***, 2009 NSCA 59; ***R. v. Scott***, 2013 NSCA 28

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