

IN THE SUPREME COURT OF NOVA SCOTIA

Citation: R. v. R, B., 2008 NSSC 335

Date: 20081016

Docket: CrAt289563

Registry: Antigonish

Between:

Her Majesty the Queen

Plaintiff

v.

R. B.

Defendant

LIBRARY HEADING

Restriction on publication: Pursuant to 486.4 (1) Subsection (2) of the **Criminal Code of Canada**

Judge: The Honourable Justice Douglas L. MacLellan

Heard: September 29th and 30th, 2008, Guysborough, Nova Scotia
October 2nd, 2008, Antigonish, Nova Scotia

Subject: Criminal law

Summary: Sentence of accused on charges of sexual assault and indecent assault on a female.

Issue: Joint recommendation by crown and defence of two years based on guilty plea prior to start of jury trial.

Result: Joint recommendation accepted. Accused sentenced to two years in federal penitentiary along with firearms prohibition and requirement to submit to D.N.A. testing and required to register with *Sex Offender Registry*.

***THIS INFORMATION SHEET DOES NOT FORM PART OF THE COURT'S DECISION.
QUOTES MUST BE FROM THE DECISION, NOT THIS LIBRARY SHEET.***

A ban on publication of the contents of this file has been placed subject to the following conditions:

486.4 (1) Subject to subsection (2), the presiding Judge or Justice may make an order directing that the identity of a complainant or a witness and any information that could disclose the identity of the complainant or witness shall not be published in any document or broadcast in any way when an accused is charged with

(a) any of the following offences:

(I) an offence under section 151, 152, 153, 153.1, 155, 159, 160, 170, 171, 172, 173, 210, 211, 212, 213, 271, 272, 273, 346 or 347,

(ii) an offence under section 144, 145, 149, 156, 245, 246 of the **Criminal Code**, chapter C-24 of the Revised Statutes of Canada, 1970, as it read immediately before January 4, 1983, or

(iii) an offence under section 146, 151, 153, 155, 157, 166 or 167 of the **Criminal Code**, chapter C-24 of the Revised Statutes of Canada, 1970, as it read immediately before January 1, 1988, or

(b) two or more offences being dealt with in the same proceeding, at least one of which is an offence referred to in any of subparagraphs (a) (I), (ii) and (iii).

This ban is in effect until further Order of the Court.

REPORTING OF THIS PROCEEDING IN ANY MANNER THAT WOULD IDENTIFY THE NAME OF ANY INDIVIDUAL WHOSE NAME IS COVERED BY THE BAN IS STRICTLY PROHIBITED WITHOUT LEAVE OF THE COURT. THE INTENT OF THE FOREGOING IS TO PROTECT THE WELFARE OF ANY CHILDREN OR VICTIMS REFERRED TO IN THE PROCEEDING AND/OR AVOID PREJUDICE TO ANY PERSONS FACING CRIMINAL CHARGES.