

SUPREME COURT OF NOVA SCOTIA

Citation: Burnell v. Nova Scotia (Registrar of Motor Vehicles), 2009 NSSC 341

Date: 20090716

Docket: Hfx. No. 306296

Registry: Halifax

Between:

Charles Burnell

Applicant

v.

Registrar of Motor Vehicles

Respondent

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Judge: The Honourable Justice Suzanne M. Hood

Heard: July 16, 2009 in Halifax, Nova Scotia

Written Decision: November 17, 2009 (*oral decision given on July 16, 2009*)

Subject: Judicial review; revocation of license pursuant to *Motor Vehicle Act*, R.S. c.293.

Summary: Registrar of Motor Vehicles revoked a driver's license when the merger of records disclosed convictions under a previous name of the driver.

Issue: Authority of Registrar to revoke license.

Result: The section (s. 278) under which revocation is done does not authorize revocation in these circumstances. Decision of Registrar quashed.

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