

**SUPREME COURT OF NOVA SCOTIA**

**Citation:** R. v. Guilbault, 2010 NSSC 26

**Date:** 20100205

**Docket:** Ann No. 310447

**Registry:** Annapolis Royal

**Between:**

Patrick Guilbault

Appellant

v.

Her Majesty the Queen

Respondent

---

**LIBRARY HEADING**

---

- Judge:** The Honourable Justice David P. S. Farrar
- Heard:** December 15, 2009, in Annapolis Royal, Nova Scotia
- Subject:** Criminal Law - s. 259(4)(b) of the *Criminal Code* - *mens rea* - presumption of regularity.
- Summary:** The Appellant was found guilty of operating a motor vehicle disqualified from doing so. He appealed from the conviction arguing that the Crown had failed to prove the requisite *mens rea* for the offence. The Appellant argued that the presumption of regularity did not apply to prove the *mens rea* of the offence.
- Issue:** Whether the Crown had proven the requisite *mens rea* of the offence.
- Result:** Appeal dismissed. The presumption of regularity applied and the Appellant failed to rebut the presumption.

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