

SUPREME COURT OF NOVA SCOTIA
Citation: Cummings v. Nova Scotia, 2011 NSSC 324

Date: 20110629
Docket: Hfx No. 350339
Registry: Halifax

Between:

Wanda Cummings

Applicant

v.

Her Majesty the Queen and
The Attorney General of Nova Scotia and
The Attorney General of Canada and
The Halifax Regional Municipality

Respondents

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Judge: The Honourable Justice C. Richard Coughlan

Heard: June 29, 2011 (in Chambers), in Halifax, Nova Scotia

Decision: June 29, 2011 (Orally)

**Written Release
of Decision:** August 24, 2011

Subject: Judicial Review - Bars
Confidentiality Orders - Whether order should be granted

Summary: The Applicant filed a Notice for Judicial Review concerning charges currently before the Provincial Court of Nova Scotia.

The Applicant also sought an order sealing all materials filed in the proceeding, a non-publication order and leave to file all materials anonymously.

- Issue:**
1. Is the matter a proper subject of a Notice for Judicial Review?
 2. Should a confidentiality order as requested be granted?

Result: The subject matter of the Notice for Judicial Review deals with charges currently before the Provincial Court and should be dealt with following the provisions of the *Criminal Code*, the procedures of the Provincial Court, including, if required, the provisions of the *Criminal Code* as to appeals from the Provincial Court.

This is not the proper subject matter of a Notice for Judicial Review and the Notice for Judicial Review is struck.

There was no evidence justifying granting the type of confidentiality order the Applicant sought.

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