

ATTORNEY GENERAL OF MANITOBA

ANNUAL REPORT

SECTION 195 CRIMINAL CODE

This report covers the period January 1, 2010 to December 31, 2010.

The list of designated peace officers who made applications in accordance with Section
188:

None

SECTION 195(5)

(a)	THE NUMBER OF APPLICATIONS MADE FOR AUTHORIZATIONS:	
	(i) 185	5
	(ii) 188	0
(b)	THE NUMBER OF APPLICATIONS MADE FOR RENEWALS OF AUTHORIZATIONS:	
	(i) 185	1
	(ii) Renewals are not granted under Section 188	N/A
(c)	THE NUMBER OF APPLICATIONS GRANTED:	
	(i) Original Authorizations 185	5
	(ii) Original Authorizations 188	0
	(iii) Renewals of Authorizations 185	1
	THE NUMBER OF APPLICATIONS REFUSED:	
	(i) 185	0
	(ii) 188	0
	THE NUMBER OF APPLICATIONS GRANTED WITH TERMS AND CONDITIONS:	
	(i) 185	5
	(ii) 188	0
(d)	THE NUMBER OF PERSONS IDENTIFIED IN AN AUTHORIZATION	

AGAINST WHOM PROCEEDINGS WERE COMMENCED AT THE
INSTANCE OF THE ATTORNEY GENERAL OF MANITOBA IN
RESPECT OF:

	(i)	an offence specified in the Authorization	4
	(ii)	an offence other than an offence specified in the authorization but in respect of which an authorization may be given	0
	(iii)	an offence in respect of which an authorization may not be given	0
(e)		THE NUMBER OF PERSONS NOT IDENTIFIED IN AN AUTHORIZATION AGAINST WHOM PROCEEDINGS WERE COMMENCED AT THE INSTANCE OF THE ATTORNEY GENERAL OF MANITOBA IN RESPECT OF:	
	(i)	an offence specified in such an Authorization	0
	(ii)	an offence other than an offence specified in such an authorization but in respect of which an authorization may be given	0
	(iii)	an offence other than an offence specified in such an authorization for which no such authorization may be given	0

AND WHOSE COMMISSION OR ALLEGED COMMISSION OF THE
OFFENCE BECAME KNOWN TO A PEACE OFFICER AS A
RESULT OF AN INTERCEPTION OF A PRIVATE COMMUNICATION
UNDER AN AUTHORIZATION.

(f)		THE AVERAGE PERIOD FOR WHICH AUTHORIZATIONS WERE GIVEN AND FOR WHICH RENEWALS THEREOF WERE GRANTED:	
	(i)	185	60 days
	(ii)	188	0
(g)		THE NUMBER OF AUTHORIZATIONS, THAT, BY VIRTUE OF ONE OR MORE RENEWALS THEREOF, WERE VALID:	

	(i)	for more than 30 days	5
	(ii)	for more than 60 days	0
	(iii)	for more than 90 days	1
	(iv)	for more than 180 days	0
(g.1)	THE NUMBER OF NOTIFICATIONS GIVEN PURSUANT TO SECTION 196		15
(g.2)	THE NUMBER OF EXTENSIONS GIVEN PURSUANT TO SECTION 196(2) - PERIOD ONE YEAR		0
(h)	THE OFFENCES IN RESPECT OF WHICH AUTHORIZATIONS WERE GIVEN, SPECIFYING THE NUMBER OF AUTHORIZATIONS GIVEN IN RESPECT OF EACH OFFENCE:		

<u>Statute</u>	<u>Section</u>	<u>Offence</u>	<u>Number of Authorizations</u>
Criminal	235	Murder	5
	239	Attempt Murder	1
	267(a)	Assault with a Weapon	2

- (i) DESCRIPTION OF ALL CLASSES OF PLACES SPECIFIED IN AUTHORIZATIONS AND THE NUMBER OF AUTHORIZATIONS IN WHICH EACH SUCH CLASS OF PLACE WAS SPECIFIED:

Classes of Places		Number of Authorizations
(i)	Residence- Permanent	4
	- Temporary	0
(ii)	Commercial Premises	1
(iii)	Vehicles	1
(iv)	Other	0

- (j) A GENERAL DESCRIPTION OF THE METHODS OF INTERCEPTION INVOLVED IN EACH INTERCEPTION UNDER AN AUTHORIZATION:
- | | | |
|-------|--------------------|----|
| (i) | Telecommunications | 22 |
| (ii) | Microphone | 8 |
| (iii) | Other (cells) | 25 |
| (iv) | Video | 1 |
- (k) THE NUMBER OF PERSONS ARRESTED, WHOSE IDENTITY BECAME KNOWN TO A PEACE OFFICER, AS A RESULT OF AN INTERCEPTION UNDER AN AUTHORIZATION:
- | | | |
|-----|-------------------|---|
| (i) | Number of persons | 0 |
|-----|-------------------|---|
- (l) THE NUMBER OF CRIMINAL PROCEEDINGS COMMENCED AT THE INSTANCE OF THE ATTORNEY GENERAL OF MANITOBA IN WHICH PRIVATE COMMUNICATIONS OBTAINED BY INTERCEPTION UNDER AN AUTHORIZATION WERE ADDUCED IN EVIDENCE AND THE NUMBER OF SUCH PROCEEDINGS THAT RESULTED IN A CONVICTION:
- | | | |
|------|--|---|
| (i) | Criminal proceedings in which private communications obtained by interception were adduced in evidence | 9 |
| (ii) | Resultant convictions | 0 |
- (m) THE NUMBER OF CRIMINAL INVESTIGATIONS IN WHICH INFORMATION OBTAINED AS A RESULT OF THE INTERCEPTION OF A PRIVATE COMMUNICATION UNDER AN AUTHORIZATION WAS USED ALTHOUGH THE PRIVATE COMMUNICATION WAS NOT ADDUCED IN EVIDENCE IN CRIMINAL PROCEEDINGS COMMENCED AT THE INSTANCE OF THE ATTORNEY GENERAL OF MANITOBA AS A RESULT OF THE INVESTIGATIONS:
- | | | |
|-----|--|---|
| (i) | intercepted information used but not adduced | 3 |
|-----|--|---|

OTHER INFORMATION

(a)	THE NUMBER OF PROSECUTIONS COMMENCED AGAINST OFFICERS OR SERVANTS OF HER MAJESTY IN RIGHT OF CANADA OR MEMBERS OF THE CANADIAN FORCES FOR OFFENCES UNDER SECTION 184 OR SECTION 193:	
(i)	Number of prosecutions	0
(b)	*THE NUMBER OF CRIMINAL PROCEEDINGS COMMENCED AS A RESULT OF AN INTERCEPTION	12
	THE NUMBER OF GUILTY PLEAS	3
	CONTESTED CASES DISPOSED OF TO DATE	0
	NUMBER OF PERSONS ACQUITTED	0
	NUMBER OF CHARGES STAYED	0
	NUMBER OF CHARGES PENDING DISPOSITION	9
	NUMBER OF CHARGES PROCEEDED WITH WHERE INTERCEPTED MATERIAL WAS USED AS EVIDENCE	12
	NUMBER OF TIMES INTERCEPTED MATERIAL HAS BEEN USED DURING A GUILTY PLEA	0
	*This figure represents the number of charges as opposed to individual accused persons.	

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