

Court of Appeal (Saskatchewan) (<https://ca.vlex.com/source/20456/chapter/court-of-appeal-saskatchewan--1735629>)

R. v. Ross (A.K.), (1994) 123 Sask.R. 148 (CA)

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Judge	Jackson, J.A.
Court	Court of Appeal (Saskatchewan)
Case Date	July 13, 1994
Jurisdiction	Saskatchewan
Citations	(1994), 123 Sask.R. 148 (CA)

R. v. Ross (A.K.) (1994), 123 Sask.R. 148 (CA); 74 W.A.C. 148

MLB headnote and full text

Arthur Kennedy Ross (applicant) v. Her Majesty The Queen
(respondent)
(Appeal No. 6034)

Indexed As: R. v. Ross (A.K.)

Saskatchewan Court of Appeal

Jackson, J.A.

July 13, 1994.

Summary:

The accused was convicted of sexual assault and was sentenced to two years' imprisonment. The accused applied for an extension of time to appeal the sentence.

The Saskatchewan Court of Appeal dismissed the application.

Criminal Law - Topic 6208

Sentencing - Appeals - Variation of sentence - Extension of time to appeal - The accused was convicted of sexual assault and was sentenced to two years' imprisonment, consecutive to a previous 18 month sentence - The sentencing judge had started to impose an 18 month sentence, but the accused interrupted and requested a sentence that would take him into the federal penitentiary system - Accordingly the two year sentence was imposed - The accused now sought an extension of time to appeal that sentence - He argued that he had requested two years because he wanted to be placed where he could receive sexual offender treatment and that he subsequently found that he could only receive treatment if he admitted he had sexually offended, which he would not do - The Saskatchewan Court of Appeal dismissed the application.

Cases Noticed:

R. v. Mohammed (F.) (1989), 61 Man.R.(2d) 192; 52 C.C.C.(3d) 470 (C.A.), r
R. v. Henry - see R. v. Mohammed (F.).

Statutes Noticed:




Counsel:

D. Rayner, for the Crown;

No one appearing for the applicant.

This application was heard on July 13, 1994, before Jackson, J.A., In Chambers, of the Saskatchewan Court of Appeal. The decision of the court was rendered orally on July 13, 1994, and the following reasons were delivered by Jackson, J.A., on July 20, 1994.

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