



ALBERTA LAW SOCIETY

LIBRARIES

RESEARCH GUIDE

criminal (sentencing)

This research guide on sentencing in criminal law includes quantum and principles, and also covers the areas of youth criminal justice and controlled drugs.

legislation

Controlled Drugs and Substances Act, S.C. 1996, c. 19.

<http://laws.justice.gc.ca/en/C-38.8>

Sentencing is included in Part 1.

Criminal Code, R.S.C. 1985, c. C-46.

<http://laws.justice.gc.ca/en/C-46>

Part XXIII is on sentencing.

Youth Criminal Justice Act, S.C. 2002, c. 1.

<http://laws.justice.gc.ca/en/Y-1.5>

Part 4 is on sentencing.

case law

Alberta Courts

Judgments

<http://www.albertacourts.ab.ca/>

Include "sentence" as one of the terms in your search to retrieve cases on sentencing quantum in the Courts' free database.

CanLII (Canadian Legal Information Institute)

<http://www.canlii.org>

CanLII provides searchable full-text access to Canadian case law. The scope of coverage varies by jurisdiction and court. Boolean operators, proximity connectors, phrases and date restrictions can be incorporated into your query. Using the [Advanced Search] feature, you can select one or more jurisdictions to be searched, limit your search to appellate decisions, and restrict your search by type of tribunal. You can also use CanLII to retrieve cases by citation or name.

Canadian criminal cases. Canada Law Book, 1898-

Cases are indexed under "Sentence" and "Young offenders - Sentence".

Criminal reports. Carswell, 1946-

Cases are indexed under "Sentencing" and "Young offenders - Sentencing".

Weekly criminal bulletin. Canada Law Book, 1976-

Summaries of cases are indexed under "Sentence", "Young offenders" and "Drug offences" in the print indexes.

The subscription services of LawSource, LexisNexis *Quicklaw* and Maritime Law Book provide electronic subject search access to decisions.

For further assistance, call 403.297.6148 (Calgary) or 780.422.2342 (Edmonton) or contact your local ALSL branch.

Quantum

Alberta decisions : civil and criminal cases. Western Legal Publications, 1973-2008.
Digests of Alberta cases on sentencing quantum are classified under the topical heading "Criminal Law - Sentence".

Canadian abridgment. 3rd ed. Carswell, 2003-
"Criminal Law"

VI Offences

Digests of Canadian cases on quantum of sentence are organised by offence throughout this classification in vol. 28A6 to vol. 28C1 in print, and also available electronically through LawSource.

Maritime Law Book

Judgments on sentencing quantum are classified under the topical heading "Criminal law: Sentencing" (topic numbers 5800-6500). You can access judgments in print or electronically.

Principles

Canadian abridgment. 3rd ed. Carswell, 2003-
"Criminal Law"

IX Sentencing

XIV Young offenders

1.e Youth Criminal Justice Act - Sentencing

XVIII Narcotic and Drug Control

5 Sentencing

Digests of Canadian cases on principles of sentencing are organised under these classifications in vol. 28C8, vol. 28C9, vol. 28D4 and vol. 28D6 in print, and available electronically through LawSource.

Maritime Law Book

Case law on sentencing principles is classified under the topical heading "Criminal Law: Punishments (Sentence) - General Principles" (topic numbers 5601-5620). You can search judgments in print or electronically.

encyclopedia

Gold, Alan D. *Criminal offences and defences.* (*Halsbury's laws of Canada*). LexisNexis, 2007.
The chapters on Criminal Code offences discuss sentencing principles.

Gold, Alan D. *Criminal procedure.* (*Halsbury's laws of Canada*). LexisNexis, 2007.
Chapter XI is "Sentencing and other post-conviction orders".

texts

Quantum

Nadin-Davis, R. Paul and Sproule, Clarey B. *Canadian sentencing digest : quantum service.*
Carswell, 1982-
[KF 9685 A6 N23](#)

Nemet-Brown, Sheila ed. *Canada criminal sentencing digest.* 2nd ed. LexisNexis, 2006-
[KF 9685 R829 2006](#)

Principles

Armstrong, Simon et al. *Sentencing drug offenders.* Canada Law Book, 2004-
[KF 3890 A6 S46 2004](#)

Bala, Nicholas C. *Youth criminal justice law.* Irwin Law, 2003.
[KF 9780 ZA2 B34 2003](#)

For further assistance, call 403.297.6148 (Calgary) or 780.422.2342 (Edmonton) or contact your local ALSL branch.

- Clewley, Gary R. and McDermott, Paul G. *Sentencing : the practitioner's guide*. Canada Law Book, 1995-
[KF 9685 A6 S46 1995](#)
- Ewaschuk, Eugene G. *Criminal pleadings and practice in Canada*. 2nd ed. Canada Law Book, 1987-
[KF 9619 E92 1987](#)
 Section 18 discusses sentencing principles and provides citations to key caselaw.
- Ferris, T. W. *Sentencing : practical approaches*. LexisNexis Butterworths, 2005.
[KF 9685 F47 2005](#)
- Gibson, John L. *Criminal law : evidence, practice and procedure*. Carswell, 1988-
[KF 9619 G528](#)
 Chapter 54 provides commentary on procedural aspects of sentencing proceedings.
- Green, Ross Gordon. *Justice in Aboriginal communities : sentencing alternatives*. Purich Pub., 1998.
[KF 8210 C7 G741 1998](#)
- Harris, Peter J. *Youth Criminal Justice Act manual*. Canada Law Book, 2003-
[KF 9780 ZA2 C362 2003](#)
 Commentary and digests are provided on sentencing principles and the sanctions possible under the YCJA. Also included are digests organised by offence.
- Harris, Peter J. *Weapons offences manual*. Canada Law Book, 1990-
[KF 3941 H37 1990](#)
 Digests are provided to assist in identifying sentencing patterns.
- MacFarlane, Bruce A. et al. *Drug offences in Canada*. 3rd ed. Canada Law Book, 1996-
[KF 3890 M34 1996](#)
- Manson, Allan. *The law of sentencing*. Irwin Law, 2001.
[KF 9685 M36 2001](#)
- Renaud, Gilles. *Speaking to sentence : a practical guide*. Carswell, 2004.
[KF 9685 R44 2004](#)
- Ruby, Clayton C. *Sentencing*. 7th ed. LexisNexis Canada, 2008.
[KF 9685 R82 2008](#)
- Tustin, Lee and Lutes, Robert E. *A guide to the Youth Criminal Justice Act*. Butterworths, 2002-
[KF 9780 ZA2 T88](#)

journals

Search the *Index to Canadian legal literature* in print or electronically on LawSource using the heading "Sentences (Criminal procedure)" to identify subject-specific articles.

The relevant journals in ALSL are *Canadian criminal law review*. Carswell, vol. 1, 1996- and *Criminal law quarterly*. Canada Law Book, vol. 1, 1958-.

Additional full-text articles are available electronically through

- HeinOnline, a database providing full-text access to Canadian and international law reviews and legal journals which may be searched at no charge in ALSL branches;
- LawSource, which contains a collection of Canadian journals and law reviews, as well as all articles and case comments appearing in Carswell law reports; and
- LexisNexis *Quicklaw's* [Criminal Law Commentary - Topical], a collection of journal articles, research papers and newsletters.

For further assistance, call 403.297.6148 (Calgary) or 780.422.2342 (Edmonton) or contact your local ALSL branch.

seminars

Legal Education Society of Alberta (LESA) seminar materials and papers from bar association meetings are searchable by [Keyword] through the ALSL catalogue, www.lawlibrary.ab.ca. Detailed information on the Table of Contents is found under the [Table of Contents] display option.

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