


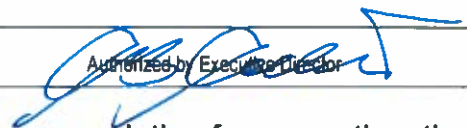
Chapter:	Probation Orders	Classification:	Public Document
Subject:	Revocation of Probation (Adult)		
For:	Community Corrections	 Authorized by Executive Director	

1. Policy

- 1.1 Correctional Services may consider revocation proceedings in accordance with Section 732.2(5)(d) of the *Criminal Code* in circumstances where
 - 1.1.1 an individual is on Probation because of a suspended sentence has been convicted of a subsequent offence, and
 - 1.1.2 it is apparent that continuation of the Probation Order would be of no benefit to either the individual or society

2. Procedures

- 2.1 Prior to proceeding with a revocation recommendation, the supervising Probation Officer will
 - 2.1.1 consult with the Senior Probation Officer
 - 2.1.2 consider the following factors
 - 2.1.2.1 the new offence is not of a trivial nature
 - 2.1.2.2 the original Order was a suspended sentence
 - 2.1.2.3 the offender has been convicted of the subsequent offence
 - 2.1.2.4 the offender has been allowed 30 days to appeal the new conviction
 - 2.1.2.5 the term of the probation has not expired
 - 2.1.2.6 little or no positive benefit will be achieved through continuation of the Probation Order
 - 2.1.2.7 the offender has committed an offence similar to the one which resulted in the original Probation Order
- 2.2 In circumstances where revocation proceedings are warranted, the probation officer will direct a letter to the Crown Attorney with a recommendation for revocation. This letter will include
 - 2.2.1 a copy of the original Probation Order
 - 2.2.2 the circumstances surrounding the new offence
 - 2.2.3 the disposition for the offence which was committed during the term of the Probation Order
 - 2.2.4 a review of the individual's progress to date and overall response to the Probation Order

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- 2.3 If the Crown Attorney concurs with the recommendation for revocation, the Crown Attorney assumes responsibility for issuing the necessary documents to the individual. The probation officer may assist in this process.
- 2.4 If the Crown Attorney does not agree to proceed with revocation proceedings, the probation officer will include a notation to this effect on the individual's Justice Enterprise Information Network (JEIN) under the Offender Case Management (OCM).
- 2.5 If an individual is incarcerated during the term of the Probation Order as a result of the new offence(s), the correctional facility will be notified by the probation officer of the pending revocation action.
- 2.6 Following revocation proceedings, the probation officer will advise the local police when the Probation Order has been revoked and that a new sentence has been ordered by the Court.
- 2.7 Where revocation is ordered by the Court, the probation officer will document it on JEIN under the OCM and close the case.