

ONTARIO COURT OF JUSTICE

THE HONOURABLE CHIEF JUSTICE)
)
LISE MAISONNEUVE)
)
)

THURSDAY, 21st
OF JANUARY, 2021.

ORDER

**PURSUANT TO SECTION 85 OF THE *PROVINCIAL OFFENCES ACT*
EXTENDING TIME PERIODS UNDER THE *PROVINCIAL OFFENCES ACT*
FOR PROCEEDINGS IN THE ONTARIO COURT OF JUSTICE, RELATING TO
PROVINCIAL OFFENCES ACT APPEALS**

WHEREAS, the Government of Ontario declared a second state of emergency on January 12, 2021 under the *Emergency Management and Civil Protection Act*.

AND WHEREAS, the Government of Ontario issued a Stay-At-Home Order pursuant to Ontario Regulation 11/21 under the *Emergency Management and Civil Protection Act* on January 13, 2021.

AND WHEREAS, the COVID-19 pandemic is disrupting the availability of court services to accept the filing of *Provincial Offences Act* appeals.

AND WHEREAS, the Government of Ontario's order made pursuant to Ontario Regulation 73/20 under the *Emergency Management and Civil Protection Act* and the *Reopening Ontario (A Flexible Response to COVID-19) Act, 2020* suspending time limitations expired September 13, 2020.

AND WHEREAS, this Order is necessary to prevent prejudice to parties relating to *Provincial Offences Act* appeals, due to the limited availability of court services to accept *Provincial Offences Act* appeals.

AND WHEREAS, it would be impractical to require each affected party to request an extension of time to file an appeal under the *Provincial Offences Act* individually.

THIS COURT ORDERS that, pursuant to section 85 of the *Provincial Offences Act*, the time limits for proceedings in the Ontario Court of Justice prescribed under *Provincial Offences Act* in sections 116(2)(a), 116(3) and 135(2) of the *Provincial Offences Act*, and under sections 5(2) and 5(3) of the *Rules of the Ontario Court (General Division) and the Ontario Court (Provincial Division) in Appeals Under Section 116 of the Provincial Offences Act*, O. Reg. 723/94, are extended until April 12th, 2021.

THE COURT ALSO ORDERS any order previously given extending a time period in a matter beyond April 12th, 2021 is still in effect.

FOR GREATER CLARITY the Order made on November 25, 2020 extending time limits for proceedings in the Ontario Court of Justice prescribed under *Provincial Offences Act* in sections 5(6), 5.1(2), 5.1(12), 9(1)(a), 11(1), 11(4), 17(4.1), 17.1(6.1), 18.1(5), 18.2(1), 18.3(1), 19(1), 19(4), 66(1), 69(1), remains in force until February 26, 2021.

THIS COURT FURTHER ORDERS that this Order be posted in a visible place in all court offices dealing with *Provincial Offences Act* matters in the province of Ontario as soon as practicable.

Lise Maisonneuve
Chief Justice of the Ontario Court of Justice