

CANADA / JUDGMENT

R. v. Gagnon

2016 SCC 6

COURT

Supreme Court of Canada

DECIDED

24 February 2016

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R. v. Gagnon Collection Supreme Court Judgments Date 2016-02-24 Neutral citation 2016 SCC 6 Report

[2016] 1 SCR 25 Case number 36581 Judges Cromwell, Thomas Albert; Wagner, Richard; Gascon, Clément; Côté, Suzanne; Brown, Russell On appeal from Quebec Notes SCC Case Information: 36581 Decision Content SUPREME COURT OF CANADA Citation: R. v. Gagnon, 2016 SCC 6, [2016] 1 S.C.R. 25 Appeal heard: February 23, 2016 Judgment rendered: February 23, 2016 Docket: 36581 Between: Frédéric Gagnon Appellant and Her Majesty The Queen Respondent Official English Translation Coram: Cromwell, Wagner, Gascon, Côté and Brown JJ. Reasons for Judgment: (para. 1) Cromwell J. (Wagner, Gascon, Côté and Brown JJ. concurring) R. v. Gagnon, 2016 SCC 6, [2016] 1 S.C.R. 25 Frédéric Gagnon Appellant v. Her Majesty The Queen Respondent Indexed as: R. v. Gagnon 2016 SCC 6 File No.: 36581. 2016: February 23. Present: Cromwell, Wagner, Gascon, Côté and Brown JJ. on appeal from the court of appeal for quebec Constitutional law — Charter of Rights — Arbitrary detention — Remedy — Exclusion of evidence — Detention of accused by police unlawful — Weighing of relevant factors not favouring exclusion of evidence — Canadian Charter of Rights and Freedoms, ss. 9, 24(2) . APPEAL from a judgment of the Quebec Court of Appeal (Doyon, Kasirer and Vaclair JJ.A.), 2015 QCCA 1138, [2015] AZ-51190659, [2015] J.Q. no 6206 (QL), 2015 CarswellQue 6218 (WL Can.), affirming the accused's conviction. Appeal dismissed. Mélanie Martel and Denis Barrette, for the appellant. Simon Blais and Benoît Lauzon, for the respondent. English version of the judgment of the Court delivered orally by

[1] Cromwell J. — This is an appeal as of right. We all agree, essentially for the reasons given by Doyon J.A. of the Quebec Court of Appeal, that it should be dismissed. The appeal is dismissed. Judgment accordingly. Solicitors for the appellant: Mélanie Martel, Joliette; Ouellet Nadon & Associées, Montréal. Solicitor for the respondent: Directeur des poursuites criminelles et pénales du Québec, Laval and Montréal.

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