

1
RULING

... Preceding submissions.

5 THE COURT: I've decided this issue many times,
always the same way. Justice Clarke's, in
Brampton, strict application in examining an of-
fence notice to determine that it is complete and
readable on its face would leave it incomplete if
10 the section number is not present. To rule other-
wise would be to effectively abrogate the require-
ment to ever have to fill in a section or subsec-
tion number on an offence notice, that if it is not
necessary or surplus there should not be a category
15 in the offence notice at all. Thank you. I quash
the ticket. I am well aware that there are cases
going different ways but that's the way I have
always decided it.

MR. MURPHY: Thank you, Your Honour.

MR. FOURNIER: Thank you, Your Honour. My final
20 matter, permission to be excused?

THE COURT: Yes, thank you.

MR. FOURNIER: Thank you.

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2
RULING

Form 2
Certificate of Transcript
Evidence Act, Subsection 5(2)

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I, Alan Zuidema, certify that this document is a true and accurate transcript of the recording of R. vs. Recto Cachero in the Ontario Court of Justice held at 45 Main Street East, Hamilton, Ontario, taken from Recording No. 208-80/2008 and as certified in **Form 1**.

April 21, 2008

Date

Alan Zuidema

Signature of Authorized Person

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