



Block Fees

Case Categories, Charges, and Schedule

April 2011

Block Fee Information Modules

- Module 1 – Introduction
- Module 2 – Case Categories, Charges and Schedule
- Module 3 - Compendium of Rules
- Module 4 - Block Fee Process
- Module 5 – Block Fee Systems (Portal)



Block Fees: Case Categories,
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Module 2 – Case Categories, Charges, and Schedule

Module 1

- Provided a brief introduction to block fees, its history, some of its benefits, and how block fees will work at a very high level.



Module 2

- Provides details regarding the types of cases (example: Summary Conviction 1) and types of charges (example: theft under) included in block fees phase 2.
- Discusses charges and processes excluded from block fees.
- Defines the types of block fees (example: guilty pleas) and what is included in that type of block fee (example: preparation).



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Block Fee Case Categories & Processes

Category		Example Charges*
Summary I	Includes all provincial and federal non-CCC offences and all summary conviction and Crown-option offences where the Crown proceeds summarily and the maximum sentence is six months	<ul style="list-style-type: none"> ▪ Assault ▪ Theft under ▪ Forgery and credit card offences ▪ Minor weapons offences
Summary II	Includes all Crown-option offences where the Crown proceeds summarily and the maximum penalty is greater than six months	<ul style="list-style-type: none"> ▪ Assault causing bodily harm or with a weapon ▪ Threatening death or bodily harm ▪ Breach of probation ▪ Cruelty to animals
Indictable	Includes all offences and Crown-option offences (except excluded charges) where the Crown proceeds by way of indictment	<ul style="list-style-type: none"> ▪ Aggravated assault ▪ Theft over ▪ Weapons trafficking ▪ Gambling offences
Excluded	Very serious criminal charges or offences such as murder, terrorism offences, etc are excluded. <ul style="list-style-type: none"> • paid under hourly tariff; <u>not</u> part of the block fee program 	<ul style="list-style-type: none"> ▪ Murder – first and second degree ▪ Kidnapping ▪ Child pornography offences ▪ Arson
Certain cases and processes are excluded from block fees		<ul style="list-style-type: none"> ▪ YCJA cases ▪ BCM / CCR cases ▪ Miscarriage of justice reviews ▪ Appeals

*For a complete list please see the Tariff and Billing Handbook



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Block Fee Schedule

- The case categories establish the fees to be paid for charges as follows:

Paid By Block Fees	Paid by Hourly Tariff
<ul style="list-style-type: none">▪ Summary I▪ Summary II▪ Indictable	<ul style="list-style-type: none">▪ Excluded charges and excluded processes▪ Preliminary inquiries and trials



Block Fee Schedule

Summary I, II, & Indictable Cases (Block Fees Available)		What is Included / When it is Payable
Resolution Block	Guilty Pleas	▪ Fee is inclusive of preparations, attendances, etc., in event case is resolved by guilty plea of one or all charges prior to matter being set down for trial
	Stay/Withdrawal	▪ Fee is inclusive of preparations, attendances etc., in event case is resolved by withdrawal of one or all charges prior to matter being set down for trial

*A resolution block fee may be combined with standard, authorized and vulnerable block fees



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Summary I, II, & Indictable Cases (Block Fees Available)		When it is Payable
Standard and Authorized Blocks	Bail Hearing	<ul style="list-style-type: none"> ▪ For preparation and attendance at completed bail hearing ▪ Once per certificate unless in accordance with existing tariff handbook
	Charter Motion	<ul style="list-style-type: none"> ▪ For preparation of materials if defence or Crown files <i>Charter</i> application ▪ Once per certificate unless in accordance with existing tariff handbook
	JPT	<ul style="list-style-type: none"> ▪ For preparation and attendance at a judicial pre-trial ▪ Once per certificate in accordance with existing tariff handbook
	Bail Review	<ul style="list-style-type: none"> ▪ For preparation and attendance at a bail review ▪ Once per certificate in accordance with existing tariff handbook ▪ Prior authorization required from District Office



Block Fee Schedule

Summary I, II, & Indictable Cases (Block Fees Available)		When it is Payable
Vulnerable Client Blocks	Mental Health Fee	<ul style="list-style-type: none">▪ Payable if:<ul style="list-style-type: none">- Section 85 appointment made- Client has prior s. 85, CCB or ORB certificate- Client appears in Mental Health Court- Treatment order is in place- Court has signed Form 48- Contested fitness hearing▪ Once per certificate▪ District Office can grant authorizations if not requested at intake
	Gladue Fee	<ul style="list-style-type: none">▪ Persons on Gladue panel▪ Once per certificate in accordance with existing tariff handbook

