

Justice

2010 Annual Report

(Electronic Interception)
(Section 195(5) of the Criminal Code)

1. The number of applications made for authorizations sought by Crown agents, as required by s. 195(5)(a):

a) Section 184.2	<u>37</u>
b) Section 185	<u>10</u>
c) Section 188	<u>12</u>
d) Section 487.01(4)	<u>18</u>

2. The number of applications made for authorizations sought by specially designated peace officers under s. 188, as required by s. 195(5)(b).

a) Section 188	<u>1</u>
----------------	----------

3. The number of applications made for renewals of provincial authorizations:

a) Section 186	<u>14</u>
b) Section 487.01(4)	<u>12</u>

4. The number of applications granted under:

a) original authorizations	<u>37</u>
b) emergency authorizations	<u>1</u>
c) renewal authorizations	<u>10</u>

The numbers of applications refused under:

a) Section 185	<u>0</u>
b) Section 186	<u>0</u>
c) Section 188	<u>0</u>
d) Section 487.01(4)	<u>0</u>

The number of applications granted subject to conditions under:

a) Section 185	<u>15</u>
b) Section 186	<u>15</u>
c) Section 188	<u>1</u>
d) Section 487.01(4)	<u>12</u>

5. The number of persons identified in an authorization against whom proceedings were commenced at the instance of the Attorney General of Alberta in respect of:

- | | |
|--|-----------|
| a) an offence specified in the authorization | <u>24</u> |
| b) an offence other than an offence specified in the authorization but in respect of which an authorization may be given | <u>9</u> |
| c) an offence in respect of which an authorization may not be given | <u>5</u> |

6. The number of persons not identified in an authorization against whom proceedings were commenced at the instance of the Attorney General of Alberta in respect of:

- | | |
|--|----------|
| a) an offence specified in the authorization | <u>1</u> |
| b) an offence other than an offence specified in the authorization but in respect of which an authorization may be given | <u>5</u> |
| c) an offence other than an offence specified in such an authorization and for which no such authorization may be given | <u>0</u> |

And whose commission or alleged commission of the offence becomes known to a peace officer as a result of an interception of a private communication under an authorization.

7. The average period for which authorizations were given and for which renewals thereof were granted:

74 days

8. The number of authorizations that by virtue of one or more renewals thereof were valid:

- | | |
|---------------------------|-----------|
| a) for 60 days or less | <u>35</u> |
| b) for more than 60 days | <u>1</u> |
| c) for more than 90 days | <u>1</u> |
| d) for more than 120 days | <u>1</u> |
| e) for more than 180 days | <u>0</u> |
| f) for more than 240 days | <u>1</u> |

9. The number of notifications given pursuant to Section 196:

8

10. The offences in respect of which authorizations were given, specifying the number of authorizations given in respect of each such offence:

STATUTE	SECTION	NUMBER OF AUTHORIZATIONS
CRIMINAL CODE		
	151	1
	235	27
	235(1)	4
	236	1
	240	8
	255	1
	268	2
	271	1
	334	1
	344	3
	348	1
	348(1)(a)	1
	434	1
	464	2
	465	4
	465(1)(a)	5
Historical files using 1981 criminal code		
	144	1
	218(1)	1
	214(1)	1
	303	1

11. A description of all classes of places specified in an authorization and the number of authorizations in which each class of place was specified:

Example

Residential - Permanent

No. of Places/No. of Authorizations

30/7

Premises:

No. of Places/No. of Authorizations:

Residential - Permanent

32/19

Residential - Temporary

17/11

Non-Residential

66/10

Vehicles:

Private: 19/12

Commercial: 21/12

Other Places (describe): 35/20

12. From the following categories, specify the number of times in which a particular method of interception was authorized:

<u>Telecommunications</u>	<u>Microphone</u>	<u>Video</u>	<u>Other</u>
<u>110</u>	<u>38</u>	<u>9</u>	<u>7</u>

13. The number of persons arrested whose identity became known to a peace officer as a result of an interception under an authorization:

2

14. The number of criminal proceedings commenced at the instance of the Attorney General in Alberta in which private communications obtained by interception under an authorization were adduced in evidence and the number of such proceedings that resulted in a conviction:

a) Criminal proceedings adduced in evidence	<u>15</u>
b) resultant convictions	TO DATE <u>22</u>

15. The number of criminal investigations in which information obtained as a result of the interception of a private communication under an authorization was used although the private communication was not adduced in evidence in criminal proceedings commenced at the instance of the Attorney General as a result of the investigation.

5

16. The number of prosecutions commenced against officers or servants of Her Majesty in Right of Canada or members of the Canadian Forces for offences under Section 184 or Section 193:

0