



Policy:

Medical Assistance in Dying and Related Prosecutions

Policy Code:

MED 2

Effective Date:

May 20, 2022

Cross-references:

Sections 241.1 to 241.4 of the *Criminal Code* establish a comprehensive statutory framework for the provision and receipt of “medical assistance in dying”.

Where the police forward a Report to Crown Counsel involving or purportedly involving medical assistance in dying, Administrative Crown Counsel must refer the Report to Crown Counsel to a Regional Crown Counsel, Director, or their respective deputy for charge assessment.

Given the complex nature of the legal issues involved, charge assessment decisions will be made on a case-by-case basis following an examination of the facts and circumstances of each case as well as the relevant *Criminal Code* provisions in effect and BC Prosecution Service policy applicable at the time of the alleged offence.

A Regional Crown Counsel, Director, or their respective deputy who receives a Report to Crown Counsel covered by this policy must advise the Assistant Deputy Attorney General of the result of the charge assessment decision and, where applicable, the result of any prosecution.