

Application for Review of Non-Custodial Youth Sentence

In the Youth Justice Court / Provincial Court
Canada: Province of British Columbia

Police Agency & File No.:	Court File No.(s):
DOB:	Ban Sec. No.

Applicant: (check applicable box) Provincial Director Young Person Young Person's Parent AG or agent (Crown) British Columbia

name _____ address _____ phone _____
postal code _____

young person _____ a young person within the meaning of the
 Youth Criminal Justice Act *Young Offenders Act* *Youth Justice Act* or the *Young Offenders (British Columbia) Act*
 was given a sentence disposition not involving custody, namely _____
 by the Court on _____ date _____ and the applicant requests a review of the sentence or disposition.

An Application is made for a review of this sentence/disposition on the grounds that:

the circumstances which lead to the sentence/disposition have changed materially;

the young person named above is unable to comply with or is having serious difficulty complying with the terms of the youth sentence/disposition;

the young person named above has contravened a condition of a Probation Order or a Intensive Support and Supervision Order made under the *Youth Criminal Justice Act* without a reasonable excuse;

the terms of the youth sentence/disposition are adversely affecting the opportunities available to the young offender to obtain services, education, or employment;

other (specify) _____

Request for Leave of the Court to Make Application (complete this section if applicable)
 To: A Youth Justice Court Judge / Provincial Court Judge
 Leave of the court is requested to make this applicable because less than six months (or 3 months in the case of *Youth Justice Act* sentence) have passed since the youth sentence was imposed.

Dated _____ date _____
 at _____ city _____
 British Columbia

The current address of the young person is: _____

Signature of applicant _____

Hearing date
 This application will be made to the Youth Justice / Provincial Court on _____ date _____ at _____ time _____ m.
 at _____ court location _____

Information About Notifying Parties of the Application

After an *Application for Review of Non-Custodial Youth Sentence* is completed, a Youth Justice Court Judge will decide if there are sufficient grounds for a review before a hearing date will be set and whether a progress report of the performance of the young person should be prepared. If the application is made before six months (or 3 months if *Youth Justice Act* sentence) have passed from the date of sentence / disposition, the Youth Justice Court Judge will decide if the matter should be heard.

If the applicant is the Young Person or a Parent:
 If a hearing date is set, a form called a *Notice of Review of Youth Sentence* is used to provide notice to the parties. A copy of the *Application for Review of Non-Custodial Youth Sentence* should be attached.

Any of the parties may waive their right to receive the *Notice of Review of Youth Sentence*. A copy of the *Application for Review of Non-Custodial Youth Sentence* is usually all they require.

For those who have not waived their right to receive notice, the applicant must give those parties five clear days notice of the hearing of the application.

If the applicant is the Provincial Director or the Attorney General or his agent:
 A *Summons for Appearance on Review of Youth Sentence* or a *Warrant for Arrest for Review of Youth Sentence* may be issued to compel the young person to appear for the review. A copy of the review application will also be attached.

Notice to Young Person
Right to Legal Counsel: You have the right to be represented by a lawyer.