

SUPREME COURT OF CANADA -- JUDGMENTS IN APPEALS AND LEAVE APPLICATIONS

OTTAWA, 3/9/98. THE SUPREME COURT OF CANADA HAS TODAY DEPOSITED WITH THE REGISTRAR JUDGMENTS IN THE FOLLOWING APPEALS AND APPLICATIONS FOR LEAVE TO APPEAL.

FROM: SUPREME COURT OF CANADA (613)995-4330

COUR SUPRÊME DU CANADA -- JUGEMENTS SUR POURVOIS ET DEMANDES D'AUTORISATION

OTTAWA, 3/9/98. LA COUR SUPRÊME DU CANADA A DÉPOSÉ AUJOURD'HUI AUPRÈS DU REGISTRAIRE LES JUGEMENTS DANS LES APPELS ET LES DEMANDES D'AUTORISATION D'APPEL SUIVANTS.

SOURCE: COUR SUPRÊME DU CANADA (613)995-4330

APPEALS / APPELS:

25521 **HER MAJESTY THE QUEEN v. CONTINENTAL BANK OF CANADA** (Ont.)

CORAM: L'Heureux-Dubé, Gonthier, Cory, McLachlin, Iacobucci, Major and Bastarache JJ.

The appeal is dismissed with costs. All of the assessments are referred back to the Minister of National Revenue for reconsideration and reassessment in accordance with the reasons of the majority.

Le pourvoi est rejeté avec dépens. Toutes les cotisations sont renvoyées au ministre du Revenu national pour réexamen et établissement d'une nouvelle cotisation en conformité avec les motifs de la majorité.

25532 **CONTINENTAL BANK LEASING CORPORATION v. HER MAJESTY THE QUEEN - and - THE CANADIAN BANKERS' ASSOCIATION** (Ont.)

CORAM: L'Heureux-Dubé, Gonthier, Cory, McLachlin, Iacobucci, Major and Bastarache JJ.

The appeal is allowed with costs and the assessment is referred back to the Minister of National Revenue for reconsideration and reassessment in accordance with the reasons of the majority, L'Heureux-Dubé and Bastarache JJ. dissenting.

Le pourvoi est accueilli avec dépens et la cotisation est renvoyée au ministre du Revenu national pour réexamen et établissement d'une nouvelle cotisation en conformité avec les motifs de la majorité. Les juges L'Heureux-Dubé et Bastarache sont dissidents.

25738 **HER MAJESTY THE QUEEN - v. - HENRY GERARD CUERRIER - and - THE ATTORNEY GENERAL FOR ONTARIO, THE BRITISH COLUMBIA CIVIL LIBERTIES ASSOCIATION, THE CANADIAN AIDS SOCIETY, PERSONS WITH AIDS SOCIETY OF BRITISH COLUMBIA and CANADIAN HIV/AIDS LEGAL NETWORK** (Crim.) (B.C.)

CORAM: L'Heureux-Dubé, Gonthier, Cory, McLachlin, Major, Bastarache and Binnie JJ.

The appeal is allowed, the orders of the Court of Appeal and that of the trial judge are set aside and a new trial is directed.

Le pourvoi est accueilli, les ordonnances de la Cour d'appel et du juge de première instance sont annulées et un nouveau procès est ordonné.

APPLICATIONS FOR LEAVE / LES DEMANDES D'AUTORISATION:

26685 **BRUCE HAHN - v. - HER MAJESTY THE QUEEN** (Crim.)(P.E.I.)

CORAM: The Chief Justice and McLachlin and Iacobucci JJ.

The application for extension of time and the application for leave to appeal are dismissed.

La demande de prorogation de délai et la demande d'autorisation d'appel sont rejetées.

26521 **AGOSTINHO SILVA BONANCA, AND MARIA AUGUSTA BONANCA, ON HER OWN BEHALF AND BEHALF OF ALL OTHERS ENTITLED TO CLAIM UNDER THE FAMILY LAW ACT - v. - DONALD P. JONES, STANLEY WINSTON EPSTEIN, AND TORONTO WESTERN HOSPITAL** (Ont.)

CORAM: The Chief Justice and McLachlin and Iacobucci JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

26531 **INNOPAC INC. - v. - ROBERT J. REYNOLDS** (Ont.)

CORAM: The Chief Justice and McLachlin and Iacobucci JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.

26567 **ANDERSON T. WALCOTT - v. - HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO, ONTARIO PROVINCIAL GOVERNMENT, MINISTRY OF CITIZENSHIP CULTURE AND RECREATION, ONTARIO HUMAN RIGHTS COMMISSION, MINISTRY OF ENVIRONMENT AND ENERGY, YORK (ONTARIO) HYDRO, MINISTRY OF THE ATTORNEY GENERAL, ETOBICOKE SMALL CLAIMS COURT, NORTH YORK SMALL CLAIMS COURT, MASTER'S COURT, ONTARIO MINISTRY OF FINANCE, ONTARIO INSURANCE COMMISSION, TORONTO TRANSIT COMMISSION, BELL CANADA, SCHWERDT MAP ART, SOCIETY OF MANAGEMENT ACCOUNTANTS OF ONTARIO, BENCHARGE CREDIT SERVICE, ALLSTATE INSURANCE COMPANY OF CANADA, GENERAL ACCIDENT ASSURANCE CO., GENERAL MOTORS ACCEPTANCE CORPORATION OF CANADA, G.B.C. CANADA INC., THE CANADA TRUST COMPANY** (Ont.)

CORAM: The Chief Justice and McLachlin and Iacobucci JJ.

The application for leave to appeal is dismissed with costs.

La demande d'autorisation d'appel est rejetée avec dépens.
