



## MINUTES OF PROCEEDINGS

OTTAWA, Thursday, October 31, 2024

(122)

[English]

The Standing Senate Committee on Legal and Constitutional Affairs met this day at 11:35 a.m., in room B30, Senate of Canada Building, the chair, the Honourable Brent Cotter, presiding.

*Members of the committee present:* The Honourable Senators Arnot, Aucoin, Batters, Carignan, P.C., Clement, Cotter, Dalphond, Oudar, Pate, Prosper and Simons (11).

*Other senators present:* The Honourable Senator Senior (1).

*Participating in the meeting:* Emilie Doyon, Analyst, Library of Parliament.

Pursuant to the order of reference adopted by the Senate on Thursday, October 10, 2024, the committee continued its consideration of Bill C-40, An Act to amend the Criminal Code, to make consequential amendments to other Acts and to repeal a regulation (miscarriage of justice reviews).

### WITNESSES:

#### *Canadian Bar Association:*

Tony Paisana, Executive Member, Criminal Justice Section (*by videoconference*).

#### *Criminal Lawyers' Association:*

Jessica Zita, Member.

#### *Barreau du Québec:*

Catherine Claveau, President of the Quebec Bar (*by videoconference*);

Nicolas Le Grand Alary, Lawyer, Secretariat of the Order and Legal Affairs (*by videoconference*).

*Canadian Criminal Justice Association:*

Myles Frederick McLellan, Chair, Policy Review Committee.

*Canadian Association of Black Lawyers:*

K. Paul Erskine, Member, Criminal Justice and Police Reform Subcommittee (*by videoconference*).

*Canadian Council of Criminal Defence Lawyers:*

Mark Knox, Board member for Nova Scotia (*by videoconference*).

Tony Paisana, Jessica Zita and Catherine Claveau each made a statement and, together with Nicolas Le Grand Alary, answered questions.

At 12:43 p.m., the committee suspended.

At 12:47 p.m., the committee resumed.

Myles Frederick McLellan, K. Paul Erskine and Mark Knox each made a statement and answered questions.

At 1:39 p.m., the committee adjourned to the call of the chair.

*ATTEST:*

Vincent Labrosse

*Clerk of the Committee*