

## **CONDITIONAL SENTENCE PICKLIST**

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### **Disclaimers**

1. This picklist is intended to be used as a guide, not as a menu of options to select from in any given case. It sets out suggested standard wording for common types of conditions that arise; however, other than any compulsory conditions, many will not be appropriate in every case. Judges always have discretion in deciding how the law should be applied. They may or may not choose to use the picklist wording.
2. Anyone referring to the picklist is required to read the picklist number, if there is one, and the complete wording of the condition on the record.

## Introductory Statements

1. Section 742.3(2)(f) provides for the imposition of reasonable conditions that are desirable “for securing the good conduct of the offender and for preventing a repetition by the offender of the same offence or the commission of other offences.”
2. Some conditions contain exceptions or options that may or may not be applicable depending on the circumstances.

## Length of Order

TERM OF THE ORDER		You must comply with a conditional sentence order for a term of ____ months. The conditions are:_____
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## Compulsory Conditions

COMPULSORY CONDITIONS	6001	You must keep the peace and be of good behaviour.
		You must appear before the court when required to do so by the court.
		You must notify the court or your conditional sentence supervisor in advance of any change of name or address and promptly notify the court or supervisor of any change in employment or occupation.
		You must remain in British Columbia unless you have prior written permission from the Court or your conditional sentence supervisor to leave the province.

## Reporting

REPORT	6002	You must report in person to a conditional sentence supervisor at _____ by 3:00 PM today (date and time), and after that, you must report as directed by your supervisor.
REPORT BY PHONE	6003	You must report by telephone to a conditional sentence supervisor at (address and telephone) by 3:00 PM today (date and time). If the office is closed, you must continue calling daily during regular business hours until you have spoken to a supervisor and received further direction to report. After that, you must report as directed by your supervisor.

<p>REPORT AFTER RELEASE FROM JAIL SENTENCE</p>	<p>6004</p>	<p>You must report in person to the conditional sentence supervisor at _____ within (two business days) after your release from custody (completion of your conditional sentence) unless you have obtained, before your release (completion of your conditional sentence), written permission from the supervisor to report elsewhere or within a different time frame. After that, you must report as directed by your supervisor.</p>
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**No Contact and No Go**

<p>NO CONTACT</p>	<p>6101</p>	<p>You must have no contact or communication, directly or indirectly, with _____[name].</p> <p><u>Except:</u></p> <p>6101-A a. through (writing; email or text; telephone; name: _____; online banking; court documents served by a third party) (for the sole purpose of _____).</p> <p>6101-B b. for the sole purpose of arranging and picking up and dropping off your children for parenting or contact time.</p> <p>6101-C c. as allowed by a family or child protection order made by a judge or associate judge who has been given a copy of this order. You must immediately file a copy of this order in any family or child protection proceeding in which you are a party or become a party.</p> <p>6101-D d. during one attendance, with a peace officer (or _____[name]) for the purpose of picking up your belongings.</p> <p>6101-E e. through or in the immediate presence of _____[name] (but only after they have been informed by your conditional sentence supervisor of this order, (and your history as described in your criminal record, Pre-Sentence Report, if any, and these Reasons for Judgment)).</p> <p>6101-F f. if you are sober and have no alcohol, intoxicating substance or drugs in your body, except in accordance with a medical prescription.</p> <p>6101-G g. only if _____[name] is sober. If they become intoxicated in your presence, you must leave their presence immediately and not return to their presence until they contact you and satisfy you that they are now sober.</p>
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SUPREME COURT CSO PICKLIST – WEBSITE

	6101-H	h. through or in the immediate presence of a lawyer who has been given a copy of this order.
	6101-I	i. through or in the immediate presence of one or more of the following professionals, after they have been given a copy of this order: counsellor, family justice counsellor, mediator, or restorative justice counsellor.
	6101-J	j. in a public place (in the presence of _____ [name] / when other adults are present).
	6101-K	k. during scheduled court appearances or case conferences but only with a sheriff present unless a judge or associate judge waives this requirement.
NO SOCIAL MEDIA POSTS	6102	You must not distribute, publish, post, or make publicly available in any way, information, including comments and images, which refer to or depict _____ [name].
REMOVE POSTS	6103	Within 24 hours of your release from custody, you must take all necessary steps to remove from any network, including the internet, any website, social media page, or posting which you have created, maintained, or contributed to, which contains any words, or images which refer to or depict _____ [name].
NON-ASSOCIATION	6104	You must have no contact or communication directly or indirectly with _____ [name of co-accused]. <u>The exceptions are as follows:</u>
	6104-A	a. During scheduled court appearances.
	6104-B	b. Through or in the immediate presence of a lawyer who has been given a copy of this order and only to prepare your case.
NO GO	6105	You must not go to (or be within ___ metres of):
	6105-1	1. Any place where _____ [name] lives, works, attends school or worships, or happens to be. If you see them, you must leave their presence immediately without any words or gestures.
	6105-2	2. [Specific address]. <u>The exceptions are as follows:</u>
	6105-A	a. Once to get your belongings, and only in the presence of a peace officer (or _____ [name]).

	6105-B	b. For picking up and dropping off your children for parenting time (you must remain inside your vehicle during the pickups and drop-offs).
	6105-C	c. As allowed by a family or child protection order made by a judge or associate judge who has been given a copy of this order. You must immediately file a copy of this order in any family or child protection proceeding in which you are a party or become a party.
	6105-D	d. In the immediate presence of ____ [name], for the sole purpose of _____.
	6105-E	e. If you are sober and do not have any alcohol, intoxicating substances or drugs in your body or your immediate possession, except with a medical prescription.
	6105-F	f. Only if _____[name] is sober. If they become intoxicated in your presence you must leave their presence immediately and not return to their presence until they contact you and satisfy you that they are sober.
	6105-G	g. While in a moving vehicle on your way to some other place for the sole purpose of _____.
NO GO VICTIM	6106	You must not be any place where ____ [name] happens to be. If you see them, you must leave the place immediately without any words or gestures.

### Address, Curfew and House Arrest

ADDRESS Consent to Change Required	6201	When first reporting to your conditional sentence supervisor, you must provide them with the address where you live and your phone number. You must not change your address or phone number without prior written permission from your supervisor.
ADDRESS AS APPROVED	6202	You must live at an address approved in advance by your conditional sentence supervisor and provide your supervisor with your phone number. You must not change your address or phone number without prior written permission from your supervisor.  <i>[Note: Community Corrections policy requires 48 hours to conduct an assessment of suitability of a residence.]</i>

SUPREME COURT CSO PICKLIST – WEBSITE

<p>SPECIFIC ADDRESS</p> <p>Report if expelled</p>	<p>6203</p> <p>6203-A</p>	<p>You must live at _____ (surety/treatment facility/recovery home) and provide your conditional sentence supervisor with your phone number. You must not change your address or phone number without prior written permission from your supervisor.</p> <p>a. If you are evicted or expelled from the place where you are living, you must tell your conditional sentence supervisor immediately. If the office is closed, you must contact your conditional sentence supervisor immediately when the office opens on the next business day.</p>
<p>CURFEW</p>	<p>6204</p>	<ol style="list-style-type: none"> <li>1. You must obey a curfew by being inside your residence at _____ [Address], (or on its lot), between [Time 1] and [Time 2], every day.</li> <li>2. You must present yourself immediately at the door to your residence or answer the phone when any peace officer or conditional sentence supervisor attends or calls to check on you during the curfew.</li> <li>3. You may be away from your residence during the curfew with the prior written permission of your conditional sentence supervisor. Such permission is to be given only for employment or other compelling reasons. You must carry the permission, which can be in electronic format, with you when you are outside your residence.</li> </ol>
<p>CURFEW Option 1</p>	<p>6205</p>	<p>You may also be away from your residence during the curfew hours:</p> <ol style="list-style-type: none"> <li>a. While at, or going directly to, or returning directly from a healthcare facility because of a medical emergency. If asked, you must provide your conditional sentence supervisor with proof of your attendance at the facility.</li> <li>b. In the immediate presence of ___[name] but only with the prior written permission of you conditional sentence supervisor.</li> </ol>

HOUSE ARREST	6206	<ol style="list-style-type: none"> <li>1. You must obey house arrest by being inside your residence at ___[Address], (or on its lot), between [Time 1] and [Time 2] (or 24 hours a day), every day.</li> <li>2. You must present yourself immediately at the door to your residence or answer the phone when any peace officer or conditional sentence supervisor attends or calls to check on you during the house arrest.</li> <li>3. You may be away from your residence during the house arrest with the written permission of your conditional sentence supervisor. Such permission is to be given only for employment or other compelling reasons. You must carry the permission with you when you are outside your residence.</li> </ol>
HOUSE ARREST Option 1	6207	<p>You may also be away from your residence during the house arrest hours:</p> <ol style="list-style-type: none"> <li>a. While at, or going directly to, or returning directly from a healthcare facility because of a medical emergency. If asked, you must provide your conditional sentence supervisor with proof of your attendance at the facility.</li> <li>b. In the immediate presence of ___[name] but only with the prior written permission of your conditional sentence supervisor.</li> </ol>

### No Go and No Contact with Minors

NO GO PARKS OR SCHOOLS	6301	<p>You must not go to any public park, public swimming area, community centre, or theatre where persons under the age of ___ years are present or can reasonably be expected to be present, or a daycare centre, school ground, or playground.</p> <p><u>The exceptions are as follows:</u></p>
	6301-A	<ol style="list-style-type: none"> <li>a. With the prior written permission of your conditional sentence supervisor. Such permission is to be given only for compelling reasons. You must carry the permission, which can be in electronic format, with you when you are in the prohibited area.</li> </ol>
	6301-B	<ol style="list-style-type: none"> <li>b. In the immediate presence of _____ [name] (and only after they have been told by your conditional sentence supervisor about this order, and your history as</li> </ol>

	6301-C	described in your criminal record, Pre-Sentence Report, if any, and these Reasons for Judgment). c. In the immediate presence of _____ [name].
NO CONTACT WITH MINORS	6302	You must not have any contact or communication, directly or indirectly, or be in the presence of any person under the age of ____.
		<u>The exceptions are as follows:</u>
	6302-A	a. With the prior written permission of your conditional sentence supervisor. Such permission is to be given only for compelling reasons. You must carry the permission, which can be in electronic format, with you at all times.
	6302-B	b. In the immediate presence of _____ [name] (and only after they have been told by your conditional sentence supervisor about this order, (and your history as described in your criminal record, Pre-Sentence Report, if any, and these Reasons for Judgment).
	6302-C	c. In the immediate presence of _____ [name].
	6302-D	d. It is your child.
	6302-E	e. In the immediate presence of the child’s guardian(s).
ACTIVITIES WITH CHILDREN	6303	You must not engage in volunteer work or employment that would bring you in contact with persons under the age of __ years without the prior written permission of your conditional sentence supervisor. You must carry the permission, which may be in electronic format, when you are engaged in the activity.

## Stalking, Intimate Relationship Status and Voyeurism

PROVIDE CELL NUMBER AND VEHICLE INFORMATION	6401	<p>You must provide your conditional sentence supervisor with:</p> <ol style="list-style-type: none"> <li>1. The carrier information and phone number of any mobile device you possess;</li> <li>2. The make, model, colour and licence plate numbers of any vehicle that you drive. You must not drive any vehicle other than those for which you have provided this information to your supervisor.</li> <li>3. Upon the request of a peace officer, you must give them access to any cell phone you have in your possession so they can verify compliance with this condition.</li> </ol>
CHANGES IN INTIMATE RELATIONSHIP STATUS	6402	<p>You must provide your conditional sentence supervisor with the details of your intimate relationship status. You must inform your supervisor within two business days of any change in your intimate relationship status.</p>
VOYEURISM	6403	<p>You must not possess any device capable of recording images.</p>

## Drugs and Alcohol

NO ALCOHOL OR DRUGS	6501	<p>You must not possess or consume alcohol, or controlled substances as defined in the <i>Controlled Drugs and Substances Act</i>, or any other intoxicating substance, except with a medical prescription.</p>
NO ALCOHOL	6502	<p>You must not possess or consume alcohol.</p>
NO DRUGS	6503	<p>You must not possess or consume controlled substances as defined in the <i>Controlled Drugs and Substances Act</i> except with a medical prescription.</p>
NO ALCOHOL Except at Home	6504	<p>You must not possess or consume alcohol, except while inside your residence, or while transporting it sealed directly to your residence. You must not be intoxicated in any public place.</p>
NO GO LIQUOR OUTLETS	6505	<p>You must not enter any liquor store, beer and wine store, bar, pub, lounge, nightclub, beer garden or any other business from which minors are prohibited at any time by the terms of a liquor licence.</p>

## Counselling and Treatment

<p>COUNSELLING</p>	<p>6601</p>	<p>You must attend, participate in, and complete any intake, assessment, counselling or education program directed by your conditional sentence supervisor.</p> <p><u>This may include, but is not limited to, counselling or programming for:</u></p> <ul style="list-style-type: none"> <li>a. anger management</li> <li>b. violence prevention</li> <li>c. alcohol or drug addiction</li> <li>d. spousal abuse prevention</li> <li>e. psychiatric or psychological health</li> <li>f. sexual offence prevention</li> <li>g. gambling addiction</li> <li>h. parenting skills</li> <li>i. other</li> </ul>
<p>TREATMENT</p>	<p>6602</p>	<p>You must attend, participate in and complete any intake, assessment, program, treatment or a full-time live-in treatment program as directed by your conditional sentence supervisor. This may include, programming or treatment for:</p> <ul style="list-style-type: none"> <li>a. alcohol or drug addiction;</li> <li>b. psychiatric and psychological health;</li> <li>c. sexual offending.</li> </ul>

## Community Work

<p>COMMUNITY WORK</p> <p>Max 240* hrs and must be complete within 18 mos.</p>	<p>6701</p>	<p>You must complete ___ hours of community work under the direction of your conditional sentence supervisor. Your community work service must be completed by _____.</p> <p><i>[*Note: There may be issues with resources available for community work. Input from community corrections is useful.]</i></p>
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<p>COMMUNITY WORK</p> <p>Hours per Month</p>	6702	<p>You must complete ___ (max. 240*) hours of community work under the direction of your conditional sentence supervisor. Your community work service must be completed at a rate of no fewer than ___ hours per month. (must complete first 18 months of the order)</p> <p><i>[*Note: There may be issues with resources available for community work. Input from community corrections is useful.]</i></p>
<p>COMMUNITY WORK</p> <p>For the Benefit</p>	6703	<p>Your community work service may be completed for the benefit of ____, with the permission of your conditional sentence supervisor.</p>
<p>COMMUNITY WORK</p> <p>Counselling Credit</p>	6704	<p>Any hours spent receiving counselling under this order will result in a one for one reduction in your community work service hours.</p>

### Restitution

<p>RESTITUTION</p> <p>Monthly Amounts</p>	6801	<p>You must pay restitution in the amount of \$___ to the Clerk of the Court for the benefit of ____ [name], payable in monthly installments of \$___, on the ___ day of each month starting on ____, and continuing until the restitution is paid.</p>
<p>RESTITUTION</p> <p>Due Date</p>	6802	<p>You must pay restitution in the amount of \$___ to the Clerk of the Court for the benefit of _____. Your restitution must be paid by _____.</p>

### Apology and Restorative Justice

<p>APOLOGY</p>	6803	<p>You must (may) apologize to ____ [name] in the manner directed by your conditional sentence supervisor and to the satisfaction of your supervisor by _____.</p>
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RESTORATIVE JUSTICE	6804	You must participate in a restorative justice program to address the impact of your crime on the victim, at the direction of your conditional sentence supervisor. If you are subject to a no-contact condition with another person(s) participating in the program, you must only have contact and communication with that person(s) at the time and in the manner directed by your conditional sentence supervisor.
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### Computers and Internet

RESTRICTED NETWORK AND INTERNET	6901	<p>You must not access any computer network including the internet to:</p> <ol style="list-style-type: none"> <li>1. Access any content that violates the law;</li> <li>2. Access, directly or indirectly, or maintain any personal profile on any social media sites, social networks, internet discussion forums or chat rooms;</li> <li>3. Communicate or attempt to communicate with any person you know to be or who reasonably appears or represents themselves to be under the age of ____ years, unless they are members of your family.</li> <li>4. And, upon the request of a peace officer, you must give them access to any device in your possession that is capable of accessing the internet or any computer network so they can verify compliance with this condition.</li> </ol>
NO NETWORK OR INTERNET	6902	<ol style="list-style-type: none"> <li>1. You must not access any computer network including the internet.</li> <li>2. Upon the request of a peace officer, you must give them access to any device in your possession that is capable of accessing the internet or any computer network so they can verify compliance with this condition.</li> </ol>

### Trafficking and Drug Production

ONE CELL PHONE	6903	You must not possess or use any mobile communication device. <i>[Exceptions below]</i>
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One cell phone exceptions	6903-A	<p><u>The exceptions are as follows:</u></p> <p>a. You may possess one cell phone that has only one phone number and is registered in your name.</p> <p>b. You must not use a pay as you go service, or possess more than one SIM card for the phone that is registered in your name.</p>
	6903-B	

## Firearms and Weapons

<p>FIREARMS &amp; WEAPONS PROHIBITION</p> <p><i>And Exception</i></p>	6904	<p>You must not possess, directly or indirectly, any weapon as defined by the <i>Criminal Code</i>, <u>including</u>:</p> <p>a. firearms and ammunition;</p> <p>b. cross-bows, prohibited or restricted weapons or devices, or explosive substances;</p> <p>c. anything used, designed to be used, or intended for use in causing death or injury to any person, or to threaten or intimidate any person;</p> <p>d. any imitation of all of the above, including any compressed air guns or BB/pellet guns; or</p> <p>e. any related authorizations, licenses and registration certificates, and you must not apply for any of these.</p> <p><u>Exception for Employment or Sustenance</u></p> <p><u>The exceptions are as follows:</u></p> <p>You may possess a firearm and ammunition for (employment or sustenance) purposes on the following conditions:</p>
	6904-A	a) you are properly licensed;
	6904-B	b) you are sober;
	6904-C	c) you possess the firearm and ammunition only while at, or going directly to or returning directly from (a legal hunt / your employment); and,
	6904-D	d) you are in the presence of ____ [name].

NO FIREARMS IN RESIDENCE	6905	You must not be in any residence in which any other person keeps or stores any firearm, cross-bow, prohibited weapon, restricted weapon, prohibited device, ammunition or explosive substance.
SURRENDER FIREARMS	6906	If you possess any of the items prohibited by this order, you must immediately go to ____ [police station], provide a peace officer with a copy of this order and arrange to go with the officer to the location(s) where all the items are and surrender them to the officer.
KNIVES	6907  6907-A  6907-B  6907-C	<p>You must not possess any knife outside your residence, except for the immediate preparation or eating of food.</p> <p><u>The exceptions are as follows:</u></p> <p>a. while on your property;</p> <p>b. while at work, or going directly to and from work. If asked, you must provide your conditional sentence supervisor with the details of your location and hours of employment;</p> <p>c. with the prior written permission of your conditional sentence supervisor. You must carry the permission, which may be in electronic format, when you possess any knives outside your residence.</p>

### Commercial Crimes

CREDIT CARDS AND IDENTIFICATION	6908  6908-A  6908-B	<p>You must not possess any identification documents, including credit cards, debit cards, cheques, negotiable instruments, driver’s licences, birth certificates, social insurance cards, mail, invoices, or bills other than ones in your name.</p> <p><u>The exceptions are as follows:</u></p> <p>a. items lawfully issued in the names of your immediate family members; <u>or</u></p> <p>b. for purposes immediately and directly related to your employment.</p>
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SUPREME COURT CSO PICKLIST – WEBSITE

ACCOUNT INFORMATION DATA	6909  6909-A  6909-B	<p>You must not possess any account information, credit or debit card data or any electronic storage medium, including any credit or identification card with a data strip or security chip, that contains personal information other than your account information or data.</p> <p><u>The exceptions are as follows:</u></p> <p>a. account information or data lawfully issued in the names of your immediate family members; <u>or</u></p> <p>b. for purposes immediately and directly related to your employment.</p>
IDENTITY THEFT EQUIPMENT	6910	<p>You must not possess any equipment or material, including scanners, card laminators, magnetic strip encoders, embossers, or blank plastic credit, debit or bank cards as defined in section 321 of the <i>Criminal Code</i>.</p>
INFORM EMPLOYER	6911	<p>Before seeking, obtaining, or continuing any employment, or becoming a volunteer in any capacity, that involves having authority over the real property, money or valuable security of another person or corporation, you must provide the employer or the organization with a copy of this order.</p>
NO WORKING IN PRIVATE RESIDENCE	6912	<p>You must not engage in any employment that requires you to enter another person’s private residence unless you have the prior written permission of your conditional sentence supervisor. You must carry the permission, which may be in electronic format, when engaged in such employment.</p>

## Vehicles

<p>NO GO DRIVER'S SEAT</p> <p>Except for work</p>	6913	<p>You must not occupy the driver's seat of any motor vehicle.</p> <p><u>The exceptions are as follows:</u></p>
	6913-A	<p>a. While at work or going directly to or from work. If asked, you must provide your conditional sentence supervisor with the details of your employment including the hours and location.</p>
	6913-B	<p>b. When going directly to or returning directly from a healthcare facility because of a medical emergency. If asked, you must provide your conditional sentence supervisor with proof of your attendance at the facility.</p>
	6913-C	<p>c. With the prior written permission of your conditional sentence supervisor. You must carry the permission, which may be in electronic format, when occupying the driver's seat of a motor vehicle</p> <p>You must immediately provide a copy of the permission from your conditional sentence supervisor, which may be in electronic format, to any peace officer who finds you in the driver's seat of a motor vehicle.</p>