*Form 63B*

# APPENDIX OF FORMS FORM 63B

**NOTICE OF APPEAL**

**(by a convicted person represented by counsel)**

Court of Appeal File No.\_

IN THE COURT OF APPEAL OF NEW BRUNSWICK BETWEEN:

(name of appellant)

APPELLANT

- and -

HIS MAJESTY THE KING

RESPONDENT

# NOTICE OF APPEAL (FORM 63B)

1. Appellant: . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

2. Date of conviction: . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

3. Name of Court: (Court of King’s Bench *or* Provincial Court)

4. Name of judge: . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

sitting with (*or* without) a jury.

5. The appellant was charged that he did (*here set out the indictable offence in the words of the indictment or infor- mation including reference to the statute creating the offence*).

6. Plea: . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .guilty (*or* not guilty). . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

7. Sentence: . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . (*give particulars*.). . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

1. The lawyers at trial:
   1. For the Crown
   2. For the accused
2. The appellant appeals against his conviction on grounds of appeal that involve a question of law alone (*or* applies for leave to appeal against his conviction on grounds of appeal that involve a question of fact or a question of mixed law and fact and, if leave is granted, appeals against his conviction *or* applies for leave to appeal against the sentence and, if leave is granted, appeals against the sentence).

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1. The appellant will ask this court to allow the appeal, quash the conviction and direct a judgment (*or* verdict) of acquittal to be entered (*or* allow the appeal, quash the conviction and order a new trial *or* allow the appeal and vary the sentence).

11. The grounds of appeal are . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

12. The appellant’s address for service is . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

13. (*If applicable*) The appellant is a young person as defined in the *Youth Criminal Justice Act* (Canada). DATED at . . . . . . . . . ., this . . . . day of . . . . . . . . . ., 20. . . .

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Counsel for appellant

TO: The Registrar of the Court of Appeal

SI/82-13; SI/87-176; SI/94-41; NBCA, 2022-12-22 (see Appendix G)

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