

**Annex W  
to CMCR Draft Interim Report  
dated 21 July 2017**

**From:** [Bilodeau.Col.JGM@1.H Svcs.Gp.HQ@Edmonton](mailto:Bilodeau.Col.JGM@1.H Svcs.Gp.HQ@Edmonton)  
**To:** [+JAG-Consultations@JAG.MJ.Strat@Ottawa-Hull](mailto:+JAG-Consultations@JAG.MJ.Strat@Ottawa-Hull)  
**Cc:** [Flavin.Cdr.TCP@AJAG.Edmonton@Edmonton](mailto:Flavin.Cdr.TCP@AJAG.Edmonton@Edmonton)  
**Subject:** FW: OJAG Court Martial study - invitation for formation-level comments  
**Date:** April 11, 2017 6:10:21 PM

---

Good afternoon,

I have been offered the opportunity by Cdr Flavin to comment on our present Court Martial system.

The main concern I would like to express is the delays in the setting up of court martial proceedings after a decision has been made to proceed this way. Such delays is obviously impacting negatively both the alleged victims and accused. This has detrimental effect on their life and health in addition to creating significant issues for their unit in employing them. This is even more of a problem for our clinical personal as most of the time they cannot be employed in their clinical role based on the nature of the charges against them. The delays are also sometime causing member involved in the proceeding to have time to retire before the proceedings take place. This creates additional challenges for managing their entitlements at the unit level. Such delays are also conflicting with the approach of the summary trial in which the principle being applied is the timelier, the better. I believe having a more timely scheduling of our Court Martials would be achieving better results in support of our military disciplinary and justice system.

Please feel free to contact me back if you have any question on my comment.

Colonel Marc Bilodeau, CD, MD, CCFP(EM), CCPE

Commander | 1 Health Services Group  
Canadian Armed Forces

[marc.bilodeau@forces.gc.ca](mailto:marc.bilodeau@forces.gc.ca) | Tel.: 780-973-4011 ext. 2267 | CSN : 528-2267 | Mobile: 780-935-0380

Commandant | 1er Groupe des services de santé  
Forces armées canadiennes

[marc.bilodeau@forces.gc.ca](mailto:marc.bilodeau@forces.gc.ca) | Tél.: 780-973-4011 poste 2267 | RCCC : 528-2267 | Portable: 780-935-0380

---

**From:** Flavin Cdr TCP@AJAG Edmonton@Edmonton

**Sent:** April-07-17 3:59 PM

**To:** Nixon BGen MA2@JTFN@Yellowknife <[Mike.Nixon@forces.gc.ca](mailto:Mike.Nixon@forces.gc.ca)>; Doyle Col PJ@WCOMD@Cold Lake <[paul.doyle@forces.gc.ca](mailto:paul.doyle@forces.gc.ca)>; Hetherington BGen SC@3 Cdn Div HQ@Edmonton <[Simon.Hetherington@forces.gc.ca](mailto:Simon.Hetherington@forces.gc.ca)>; Bilodeau Col JGM@1 H Svcs Gp HQ@Edmonton <[MARC.BILODEAU@forces.gc.ca](mailto:MARC.BILODEAU@forces.gc.ca)>; Fletcher Col WH@1 CMBG HQ & Sig Sqn@Edmonton <[WILLIAM.FLETCHER@forces.gc.ca](mailto:WILLIAM.FLETCHER@forces.gc.ca)>; VanWeelderren Col E@41 CBG HQ@Calgary <[Eppo.Vanweelderren@forces.gc.ca](mailto:Eppo.Vanweelderren@forces.gc.ca)>; Lacroix Col SM@3 CDSG HQ@Edmonton

<[STEPHEN.LACROIX@forces.gc.ca](mailto:STEPHEN.LACROIX@forces.gc.ca)>

**Cc:** Barnet LCdr RMC@JTFN DJA@Yellowknife <[ROBYN.BARNET@forces.gc.ca](mailto:ROBYN.BARNET@forces.gc.ca)>; Bernatchez Maj JDH@DJA@Cold Lake <[HENRI.BERNATCHEZ@forces.gc.ca](mailto:HENRI.BERNATCHEZ@forces.gc.ca)>; Batty CWO AS@AJAG Edmonton@Edmonton <[ANTONY.BATTY@forces.gc.ca](mailto:ANTONY.BATTY@forces.gc.ca)>; Smith Maj GA@AJAG Edmonton@Edmonton <[GEOFFREY.SMITH@forces.gc.ca](mailto:GEOFFREY.SMITH@forces.gc.ca)>; Austin Maj DW@AJAG Edmonton@Edmonton <[DAVID.AUSTIN@forces.gc.ca](mailto:DAVID.AUSTIN@forces.gc.ca)>; Headrick LCdr JS@AJAG Edmonton@Edmonton <[Jayson.HEADRICK@forces.gc.ca](mailto:Jayson.HEADRICK@forces.gc.ca)>; RIPPON Maj GT@AJAG Edmonton@Edmonton <[GLEN.RIPPON@forces.gc.ca](mailto:GLEN.RIPPON@forces.gc.ca)>

**Subject:** OJAG Court Martial study - invitation for formation-level comments

Sirs,

This is to solicit your input, as Formation Commanders, on the JAG Court Martial review study, currently ongoing.

On 6 October 2016, Armed Forces Council members were invited by the JAG to solicit input from their respective organizations to the Court Martial Comprehensive Review Team (CMCRT). The requested deadline for these submissions was 25 November, 2016.

On 14 October 2016, the CDS released CANFORGEN 186/16 - <http://vcds.mil.ca/apps/canforgens/default-eng.asp?id=186-16&type=canforgen>. Various units and commands subsequently provided the CMCRT with written input on the Court Martial system in October and November. However, some large formations provided no feedback.

It may be the case that notwithstanding these steps, this study was not brought to your attention. Consequently, I am contacting you on behalf of the leader of the study team, to invite you to submit comments on the court martial system. There is still time to make submissions before the study is completed.

Submissions may be sent directly to the study's mailbox, at:

+JAG-Consultations@JAG MJ Strat@Ottawa-Hull/ [JAG.CMCRT-ERGCM@forces.gc.ca](mailto:JAG.CMCRT-ERGCM@forces.gc.ca)

If you do have questions about the study, there are two POC on the study team who are available to assist: LCdr Mike Madden and LCdr Clark Colwell.

Respectfully,

**Commander/ Capitaine de frégate Thomas Flavin**

**Assistant Judge Advocate General – Western Region, Office of the Judge Advocate General**  
**Department of National Defence / Government of Canada**  
[thomas.flavin@forces.gc.ca](mailto:thomas.flavin@forces.gc.ca) / Tel.: 780-973-4011 (4492)

**Assistant du Juge-avocat adjoint – Région de l'Ouest, Cabinet du Juge-avocat  
général  
Ministère de la Défense nationale / Gouvernement du Canada  
[thomas.flavin@forces.gc.ca](mailto:thomas.flavin@forces.gc.ca) / Tél.: 780-973-4011 (4492)**

*Je vous encourage à me répondre dans la langue officielle de votre choix. /  
Please feel free to respond in the official language of your choice.*