Determining your Eligibility for a Pardon or Record Suspension

All applications are now being processed using the *Criminal Records Act* eligibility criteria in place at the time of the **first offence**. Consult the chart below to see which eligibility criteria apply to you.

How do I know which eligibility criteria and waiting period apply to my application ? › *I committed my first offence*...*

* Individuals with only conviction(s) for simple possession of cannabis are eligible to apply for a "Cannabis Record Suspension."

Under the eligibility criteria, after the completion of any sentence including imprisonment, probation and the payment of any fine(s), the waiting period is:

Before June 29, 2010

- 5 years — *An offence prosecuted by indictment*
- 3 years — *An offence punishable on summary conviction*

Between June 29, 2010 and March 12, 2012

- 10 years — *Serious personal injury offence (within the meaning of 752 of the Criminal Code), including manslaughter, for which the applicant was sentenced to a prison term of 2 years or more, or an offence referred to in Schedule 1 that was prosecuted by indictment*
- 5 years — *Any other offence prosecuted by indictment or an offence referred to in Schedule 1 that is punishable on summary conviction*
- 3 years — *An offence other than the ones mentioned above, that is punishable on summary conviction*

On or after March 13, 2012

- 10 years — *An offence prosecuted by indictment*
- 5 years — *An offence punishable on summary conviction*

A person is ineligible if they:

- *have been convicted of an offence referred to in Schedule 1 of the Criminal Records Act;*
- *have been convicted of more than three offences prosecuted by indictment, each with a sentence of two years or more.*

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