



*Manitoba  
Department of Justice  
Prosecutions*

*Guideline No: 6:CRI:1*

*Policy Directive*

*Subject: Criminal Convictions – Crown Attorneys*

*Date: April 20, 1990*

*Reviewed: May, 2017*

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**POLICY STATEMENT:**

There are several categories of offenders and its must be borne in mind that no firm rule can apply, though the following will have application in the absence of extraordinary circumstances:

1. Regulatory Offences:

Convictions for speeding, imprudent driving, and so on will not usually warrant disciplinary action: However, the attendant behavior of the Crown Attorney with the enforcement official may in certain cases, attract censure. This applies to any situation.

2. Impaired Driving:

This and related offences are no longer being treated routinely by the courts or society. Convictions in this category will result in a minimum suspension of two (2) consecutive weeks without pay, with additional time imposed according to exacerbating features of the case. These would include a high reading, public endangerment, abusive behavior, and so on.

3. Theft:

Convictions for crimes of moral turpitude will result in immediate dismissal irrespective of whether a discharge is imposed.

4. Other Criminal Offences:

Convictions for crimes of violence or other serious matters, particularly indictable offences may result in termination, according to the particular case.

In the event of an acquittal, the record may nevertheless be reviewed, with a view to disciplinary consequences. Though it may fall short of the standard for criminal conduct,

it may be conduct which falls short of what is expected of crown counsel in their professional and/or public department.

**RATIONALE:**

The fact of convictions for criminal and some quasi-criminal offences is an embarrassment to the Crown office, where a prosecutor is found guilty of these kinds of misconduct. In many respects, it impairs the ability of the prosecutor to be perceived as impartial and representative of the best ideals of the community.