

CANADA  
PROVINCE OF QUÉBEC  
DISTRICT OF GATINEAU

MUNICIPAL COURT  
MRC DES COLLINES-DE-L'OUTAOUAIS

Case No.: \_\_\_\_\_

\_\_\_\_\_  
Name, given name

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, province, postal code

\_\_\_\_\_  
Email

\_\_\_\_\_  
Telephone

**Applicant**

v.

Directeur des poursuites criminelles et pénales

MRC des Collines-de-l'Outaouais

Municipality of:

\_\_\_\_\_  
**Respondent / Prosecutor**

**APPLICATION FOR REVOCATION OF JUDGMENT AND/OR STAY OF EXECUTION**  
(Sections 250, 252 and 255 Code of Penal Procedure)

**TO A JUDGE OF THIS COURT OR TO A JUSTICE OF THE PEACE, THE APPLICANT SETS OUT THE FOLLOWING:**

***Judgment by default***

1- I was convicted by default, in the present case, on \_\_\_\_\_  
Date of judgment

2- I acquired knowledge of the judgment convicting me on \_\_\_\_\_  
Date of knowledge

***Grounds for the application***

1- I was prevented from submitting my defence for the following serious reason:

I was never served with the Statement of Offence.

Other grounds: \_\_\_\_\_

***Late filing*** (if applicable)

2- I was unable to file my application for revocation of judgment and/or stay within the prescribed 15 days after I acquired knowledge of the judgment for the following reasons:

\_\_\_\_\_

\_\_\_\_\_

***Grounds for contesting the merits of the judgment***

3- I contest the merits of the judgment convicting me by default for the following reasons:

*(Briefly state the reasons why you are not guilty of the offence)*

\_\_\_\_\_

\_\_\_\_\_

***Application for stay of execution of the judgment*** (if applicable)

4- I ask for a stay of execution of the judgment convicting me by default for the following reasons:  
*(Briefly state the nature of the adverse consequences that you would suffer if the judgment is executed)*

\_\_\_\_\_

\_\_\_\_\_

**FOR THESE REASONS, I ask:**

**TO BE RELIEVED of the consequences of the delay in submitting the Application for Revocation of Judgment within the prescribed time;**

**THAT the Application for Revocation of Judgment be granted;**

**THAT a stay of execution of the judgment rendered be ordered;**

At \_\_\_\_\_, this \_\_\_\_\_

**Applicant**

**SOLEMN AFFIRMATION**

I, the undersigned \_\_\_\_\_, born on \_\_\_\_\_  
(state your occupation or profession) \_\_\_\_\_  
domiciled and residing at \_\_\_\_\_

Solemnly affirm that:

- 1- I am the Applicant;
- 2- All the facts alleged in this application are true.

\_\_\_\_\_  
Applicant

**Solemnly affirmed before me**

At \_\_\_\_\_, this \_\_\_\_\_

\_\_\_\_\_  
**Person authorized to take  
solemn affirmation**

**NOTICE**

To: **The Prosecutor and the Collector of fines**  
Cour municipale de la MRC des Collines-de-l’Outaouais  
216, Old Chelsea Rd.  
Chelsea, Québec J9B 1J4

**TAKE NOTICE** that this Application for Revocation of Judgment and/or Stay of Execution  
will be submitted to the Cour municipale de la MRC des Collines-de-l’Outaouais,  
on \_\_\_\_\_ at \_\_\_\_\_

The court’s sitting will take place at:

- 216, Old Chelsea Rd. Chelsea, Québec, door No. 2;
- 188, Jeanne D’Arc St. Papineauville, Québec
- Palais de Justice de Maniwaki, 266, Notre-Dame St. 1<sup>st</sup> floor, Maniwaki, Québec

At \_\_\_\_\_, this \_\_\_\_\_

\_\_\_\_\_  
**Applicant**

**DECISION**

**On the Application for Revocation of Judgment and/or Stay of Execution, THIS COURT**

- RELIEVES the applicant of the consequences of his delay in submitting this application within the prescribed time.**
- GRANTS the Application for Revocation of Judgment.**
- ORDERS the stay of the judgment rendered on \_\_\_\_\_**  
\_\_\_\_\_
- ORDERS the prosecution to proceed with the trial.**
- ADJOURNS the new trial to \_\_\_\_\_**
- COSTS to be determined at the time of the judgment on the proceedings**
- DISMISS the application for revocation of judgment.**
  - WITH COSTS**             **WITHOUT COSTS**

At \_\_\_\_\_, this \_\_\_\_\_

\_\_\_\_\_  
**Judge, Justice of the Peace**