

### Waiver of Delay

I, \_\_\_\_\_, currently of \_\_\_\_\_, Nova Scotia, am charged with:

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I have instructed my counsel, \_\_\_\_\_, to seek a transfer of this charge(s) to the Nova Scotia Mental Health Court Program (the "Program") in Dartmouth, Nova Scotia.

I understand that my charge(s) may not be accepted into the Program after the screening process is completed and that my charge(s) may be sent back to Provincial Court in \_\_\_\_\_.

I further understand that after the screening process is completed, the Crown retains the right to withhold consent to allow my application in the Program to proceed.

I confirm that if my charge(s) does not remain in the Program in Dartmouth, Nova Scotia, for any reason, that I will not argue or raise the issue of "delay," a right that is provided to me pursuant to Section 11(b) of the *Charter of Rights and Freedoms*. I will not seek to have any charge(s) dismissed due to the delay associated with my referral or my participation in the Program.

My counsel, \_\_\_\_\_, has advised me about delay, pursuant to Section 11(b) of the *Charter of Rights and Freedoms*, and I understand that I am waiving the ability to pursue a *Charter* remedy due to my application request or my participation in the Program in Dartmouth, Nova Scotia.

Dated at \_\_\_\_\_, Nova Scotia, this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

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Counsel for Participant

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Signature of Participant