

## Legal rights: Written lecture

- Life, liberty and security of the person
  - The right not to be deprived of life, liberty, and security except in accordance with the principles of fundamental justice.
- To be secure against unreasonable search or seizure.
- Not to be arbitrarily detained or imprisoned.
- On arrest or detention
  - To be informed promptly of the reasons for arrest or detention;
  - To retain and instruct counsel without delay and to be informed of that right; and
  - To have the validity of the detention determined by way of habeas corpus and to be released if the detention is not lawful.
- If charged with an offence, the right
  - To be informed without unreasonable delay of the specific offence;
  - To be tried within a reasonable time;
  - Not to be compelled to be a witness in proceedings against that person in respect of the offence;
  - To be presumed innocent until proven guilty according to law in a fair and public hearing by an independent and impartial tribunal;
  - Not to be denied reasonable bail without just cause;
  - Trial by jury where the maximum punishment for the offence is imprisonment for five years or a more severe punishment;
    - Except in the case of an offence under military law tried before a military tribunal.
  - Not to be found guilty on account of any act or omission unless, at the time of the act or omission, it constituted an offence under Canadian or international law.
  - No double jeopardy.
    - If finally acquitted of the offence, not to be tried for it again and, if finally found guilty and punished for the offence, not to be tried or punished for it again; and

- If found guilty of the offence and if the punishment for the offence has been varied between the time of commission and the time of sentencing, to the benefit of the lesser punishment.
- Not to be subjected to any cruel and unusual treatment or punishment.
- The right against self-discrimination.
  - Except in a prosecution for perjury or for the giving of contradictory evidence.
- The right to an interpreter if a party or witness in any proceedings.