

Legal Brainteaser Scenario: Answer Key



The legal consequences given are based on information provided without reading anything more into the scenarios or taking into account any additional investigation that might take place. These are the charges that could arise but may not necessarily be laid.

Person Involved	Legal Consequences Note: Laws cited may be subject to change. Consequences were based on law at date of MAAW Kit publication.
Barry (age 16)	<ol style="list-style-type: none"> 1. Minor Consumption—Section 121(5) LCA*—No set fine, would have to go to court. 2. Possession of a substance—(Schedule II) CDSA*—Fine, jail, or both and YCJA*—see NOTE below.
Joel (age 17)	<ol style="list-style-type: none"> 1. Minor Consumption—Section 121(5) LCA*—No set fine, would have to go to court. 2. Impaired (if he exhibited signs) and over .08 (if he blew into breathalyzer) while having care and control of a vehicle—Section 253 (a) & (b) Criminal Code*—Fine, jail, or both and YCJA*—see NOTE below. 3. Prohibit driving 1 year if convicted of (2) not to mention provincial suspension. 4. Vehicle impounded for 30 days—Section 242.1(1.1) HTA*.
19-year-old	<ol style="list-style-type: none"> 1. Possession of a substance (Schedule II) CDSA*—Fine, jail, or both. 2. Supplying liquor to a minor if evidence supports—Section 121(5) LCA*—Fined \$900.
20-year-old	<ol style="list-style-type: none"> 1. Supplying liquor to a minor if evidence supports—Section 121(5) LCA*—Fined \$900.

NOTE: Youth aged 18 and under fall within the jurisdiction of the new *Youth Criminal Justice Act*. Options for police in the area of CDSA and Criminal Code charges can include: doing nothing (unlikely in the case of impaired driving); issuing a verbal warning; issuing a caution (written warning); referring to an agency that has agreed to take on the client, such as: Addictions Foundation of Manitoba (AFM), Child and Family Services (extra judicial measures); laying a charge and moving to court. Park Rangers would likely evict them as well for rowdy behaviour, and parents of minors would be notified.

***Canadian and Manitoba Laws Cited:**

LCA—Liquor Control Act

CDSA—Controlled Drugs and Substances Act

Canadian Criminal Code

HTA—Highway Traffic Act

YCJA—Youth Criminal Justice Act

