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C PROG 3763

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NDHQ C PROG OTTAWA
AIG 1702
CMJ OTTAWA

INFO NDHQ JAG OTTAWA

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SUBJ: CANADIAN FORCES ORGANIZATION ORDER 3763 - OFFICE OF THE CHIEF
MILITARY JUDGE (OFFICE OF THE CMJ)

1. THIS ORDER, EFFECTIVE ON THE DATE OF ISSUE, SUPERSEDES CANADIAN
FORCES ORGANIZATION ORDER 3763 DATED 27 FEB 08
INTENTION
2. THIS IS AN ORGANIZATIONAL DOCUMENT AND IS NOT INTENDED FOR USE AS
AN AUTHORITY FOR OTHER THAN ORGANIZATIONAL PURPOSES
EXECUTION
3. IN ACCORDANCE WITH MINISTERIAL ORGANIZATION ORDER 2000007, THE
MINISTER OF NATIONAL DEFENCE HAS AUTHORIZED THE ORGANIZATION OF
THE OFFICE OF THE CMJ, DEPT ID 3763, AS A UNIT OF THE CANADIAN FORCES
EMBODIED IN THE REGULAR FORCE
ROLE
4. THE ROLE OF THE OFFICE OF THE CMJ IS TO:
 - A. APPOINT MILITARY TRIAL JUDGES TO PRESIDE AS PRESIDENTS OR
PRESIDING JUDGES AT STANDING COURTS MARTIAL AND SPECIAL GENERAL
COURTS MARTIAL;
 - B. APPOINT MILITARY TRIAL JUDGES TO OFFICIATE AS JUDGE ADVOCATES AT
DISCIPLINARY AND GENERAL COURTS MARTIAL;
 - C. APPOINT PRESIDENTS AND MEMBERS OF DISCIPLINARY AND GENERAL
COURTS MARTIAL; AND

D. PROVIDE COURT REPORTING SERVICES AND TRANSCRIPTS OF THE PROCEEDINGS OF COURTS MARTIAL
COMMAND AND CONTROL

5. THE OFFICER WHO HOLDS THE APPOINTMENT OF CMJ IS THE COMMANDING OFFICER OF THE OFFICE OF THE CMJ. THE COMMANDING OFFICER OF THE OFFICE OF THE CMJ IS DESIGNATED AS AN OFFICER HAVING THE POWER AND JURISDICTION OF AN OFFICER COMMANDING A COMMAND WITH RESPECT TO PERSONNEL ON THE STRENGTH OF THE OFFICE OF THE CMJ, EXCEPT IN RESPECT OF APPLICATIONS FOR REDRESS OF GRIEVANCE AND ANY DISCIPLINARY MATTER

6. AFTER ADJUDICATION OF A GRIEVANCE BY THE COMMANDING OFFICER OF THE OFFICE OF THE CMJ IN HIS CAPACITY AS A COMMANDING OFFICER, THE NEXT SENIOR AUTHORITY FOR THE GRIEVANCE IS THE CDS
LINGUISTIC DESIGNATION

7. THE OFFICE OF THE CMJ IS DESIGNATED A BILINGUAL UNIT
DISCIPLINE

8. THE COMMANDING OFFICER OF THE OFFICE OF THE CMJ SHALL NOT EXERCISE THE POWERS OF JURISDICTION OF A COMMANDING OFFICER OR OFFICER COMMANDING A COMMAND WITH RESPECT TO ANY DISCIPLINARY MATTER
SPECIAL INSTRUCTIONS

9. THE OFFICE OF THE CMJ SHALL BE SUPPORTED BY THOSE ELEMENTS AS SHOWN IN THE HUMAN RESOURCE MANAGEMENT SYSTEM AND HAS DETACHMENTS AS SHOWN IN THAT SYSTEM

10. THE COMMANDING OFFICER OF THE OFFICE OF THE CMJ IS AUTHORIZED TO COMMUNICATE DIRECTLY WITH SUCH AUTHORITIES AS ARE REQUIRED IN ORDER TO FULFILL THE ROLE AND FUNCTIONS OF HIS OFFICE. THE COMMANDING OFFICER IS AUTHORIZED TO COMMUNICATE DIRECTLY WITH SUPPORTING UNITS ON MATTERS PERTAINING TO SUPPORT SERVICES

11. THIS ORDER IS ISSUED ON BEHALF OF THE CHIEF OF THE DEFENCE STAFF

END OF ENGLISH TEXT/LE TEXTE FRANCAIS SUIT

OBJET: ORDONNANCE D ORGANISATION DES FORCES CANADIENNES 3763 -
CABINET DU JUGE MILITAIRE EN CHEF (CABINET DU JMC)

1. LA PRESENTE ORDONNANCE REMPLACE L ORDONNANCE D ORGANISATION
DES FORCES CANADIENNES 3763 DU 28 FEV 08 ET ENTRE EN VIGUEUR LE JOUR DE
SA PUBLICATION

BUT

2. LE BUT DE LA PRESENTE ORDONNANCE EST D ENONCER LE MODE D
ORGANISATION DU CABINET DU JMC. CE DOCUMENT NE DOIT SERVIR QU A DES
FINS D ORGANISATION

APPLICATION

3. CONFORMEMENT A L ARRETE MINISTERIEL D ORGANISATION 2000007, LE
MINISTRE DE LA DEFENSE NATIONALE A AUTHORISE LA CONSTITUTION DU
CABINET DU JMC, ID SVC 3763, QUI EST ORGANISE COMME UNE UNITE DES
FORCES CANADIENNES INCORPORE DANS LA FORCE REGULIERE

ROLE

4. LE ROLE DU CABINET DU JMC EST:

A. DE NOMMER LES JUGES MILITAIRES QUI PRESIDENT EN TANT QUE PRESIDENT
OU JUGE PRESIDANT LES COURS MARTIALES PERMANENTES ET LES COURS
MARTIALES GENERALES SPECIALES;

B. DE NOMMER LES JUGES MILITAIRES QUI FONT FONCTION DE JUGE-AVOCAT
DEVANT LES COURS MARTIALES DISCIPLINAIRES ET GENERALES;

C. DE NOMMER LES PRESIDENTS ET LES MEMBRES DES COURS MARTIALES
DISCIPLINAIRES ET GENERALES;

D. DE FOURNIR DES SERVICES DE STENOGRAPHIE JUDICIAIRE ET LES
TRANSCRIPTIONS DES DELIBERATIONS DES COURS MARTIALES
COMMANDEMENT ET CONTROLE

5. L OFFICIER QUI EST NOMME JMC EST LE COMMANDANT DU CABINET DU JMC.
LE COMMANDANT DU CABINET DU JMC EST CONSIDERE COMME UN OFFICIER
AYANT LE POUVOIR ET LA COMPETENCE D UN COMMANDANT DE

COMMANDEMENT EN CE QUI CONCERNE LE PERSONNEL FAISANT PARTIE DE L
EFFECTIF DU JMC, SAUF POUR CE QUI EST DES DEMANDES DE REGLEMENT DE
GRIEFS ET DE TOUTE QUESTION DISCIPLINAIRE

6. APRES L ARBITRAGE D UN GRIEF PAR LE COMMANDANT DU CABINET DU JMC
EN SA QUALITE DE COMMANDANT, L AUTORITE IMMEDIATEMENT SUPERIEURE
A L EGARD DU GRIEF EST LE CEMD

DESIGNATION LINGUISTIQUE

7. LE CABINET DU JMC EST DESIGNE UNITE BILINGUE
DISCIPLINE

8. LE COMMANDANT DU CABINET DU JMC NE DOIT PAS EXERCER LES POUVOIRS
NI LA COMPETENCE D UN COMMANDANT OU D UN COMMANDANT DE
COMMANDEMENT A L EGARD DE TOUTE QUESTION DISCIPLINAIRE
INSTRUCTIONS SPECIALES

9. LE CABINET DU JMC EST SOUTENU PAR LES ELEMENTS INDIQUES DANS LE
SYSTEME DE GESTION DES RESSOURCES HUMAINES ET POSSEDE LES
DETACHEMENTS ENUMERES PAR CE SYSTEME

10. LE COMMANDANT DU CABINET DU JMC EST AUTORISE A COMMUNIQUER
DIRECTEMENT AVEC CES AUTORITES, LE CAS ECHEANT, AFIN D EXERCER LE
ROLE ET LES FONCTIONS DE SON BUREAU. LE COMMANDANT EST AUTORISE A
COMMUNIQUER DIRECTEMENT AVEC LES UNITES DE SOUTIEN EN CE QUI
CONCERNE LES SERVICES DE SOUTIEN

11. CETTE ORDONNANCE EST PROMULGUEE AU NOM DU CHEF D ETAT-MAJOR DE
LA DEFENSE

G.LEFEBVRE, CIV, DDFP/DPFD 2-2, 613-901-6149

**BELAIR,
SYLVAIN 093** Digitally signed by
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S. BELAIR, CAPT(N), DDFP/DPFD, 613-904-5728

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