

YCJA Access Periods Chart – Non-Disclosure Provisions

Where the time periods set out in s. 119(2)(a) to (j) of the YCJA have expired, the court, review board, police or government agency may not use or disclose the records kept regarding a young person, unless a Youth Justice Court judge orders otherwise under s. 123(1). **It is an offence under s. 138(1) to provide access or to disclose the records without judicial authority after these time periods have elapsed.**

The following chart is an illustration of the non-disclosure provisions of the YCJA:

Youth Sentence Disposition	Access Period	Direction After Access Period Has Passed
Extra Judicial Sanction	s. 119(2)(a) two years after young person consents to sanction	NO disclosure of records without a YCJA court order under s.119(1)(s) or s. 123.
Acquitted	s. 119(2)(b) two months after expiry of appeal period or three months after all appeal proceedings have been completed.	NO disclosure of records without a YCJA court order under s. 119(1)(s) or s. 123.
Dismissal, Withdrawal, or Reprimand	s. 119(2)(c) two months after dismissal, withdrawal, or finding of guilt with reprimand	NO disclosure of records without a YCJA court order under s. 119(1)(s) or s. 123.
Stay	s. 119(2)(d) if no proceedings are taken against the young person within one year of the stay, at the end of that period	NO disclosure of records without a YCJA court order under s. 119(1)(s) or s. 123.
Absolute Discharge	s. 119(2)(e) one year after young person found guilty	NO disclosure of records without a YCJA court order under s. 119(1)(s) or s. 123.
Conditional Discharge	s. 119(2)(f) three years after the young person found guilty	NO disclosure of records without a YCJA court order under s. 119(1)(s) or s. 123.
Summary Conviction Offence	s. 119(2)(g) three years after completion of the sentence (subject to (i) and (j))	NO disclosure of records without a YCJA court order under s. 119(1)(s) or s. 123.
Indictable Offence	s. 119(2)(h) five years after completion of the sentence (subject to (i) and (j))	NO disclosure of records without a YCJA court order under s. 119(1)(s) or s. 123.
Subsequent Summary Conviction Offence	s. 119(2)(l) if during the period in (g) or (h), young person is found guilty (as a young person) of a subsequent summary conviction offence, the latest of: (i) the period set out in (g) or (h) i.e. three or five years after the completion of the initial sentence (ii) three years after the sentence is completed for the subsequent offence.	NO disclosure of records without a YCJA court order under s. 119(1)(s) or s. 123.
Subsequent Indictable Offence	s. 119(2)(j) if during the period in (g) or (h), young person is found guilty (as a young person) of a subsequent indictable offence the period ending five years after the sentence for the subsequent indictable offence has been completed.	NO disclosure of records without a YCJA court order under s. 119(1)(s) or s. 123.