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ANNOTATED BRITISH COLUMBIA COURT ORDER ENFORCEMENT ACT

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This service offers a comprehensive and practical look at court order enforcement in the Province of British Columbia. It is designed to keep you current with the latest amendments to the law and new decisions, as well as decrease the amount of time you spend looking for them. Benefit from: annotations and commentary; a discussion of options available to creditors in terms of seizure and sale proceedings; the correct form and content of affidavits in garnishment proceedings; a review of the *Creditor Assistance Act*, and forms and precedents such as a precedent section on the enforcement of foreign judgments against assets situated in British Columbia.

What's New in this Update:

In this release case law has been updated throughout the service with updates to annotations for the *Court Order Enforcement Act*, the *Court Jurisdiction and Proceedings Transfer Act*, and the *Enforcement of Canadian Judgments and Decrees Act* as well as Practice Directions and Other Court Notices in Appendix C.

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Highlights

Court Jurisdiction and Proceedings Transfer Act — Section 4 — A defendant cannot avoid the provisions of ss. 3(d) and 8(a) of the Act by arguing that it no longer physically occupies its registered office. The obligation to maintain such an office rests with the partnership: *Mayer v. Merchant Law Group LLP*, 2023 BCSC 1797, 2023 CarswellBC 2996 (B.C. S.C.).

Enforcement of Canadian Judgments and Decrees Act — Section 5 — An Order of the Court of King's Bench of Alberta for the appointment of the guardianship of an adult may be registered under and is enforceable within British Columbia under the ECJDA: *M.F.G. v. K.J.M.*, 2023 BCSC 2322, 2023 CarswellBC 3907 (B.C. S.C.).