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THE ANNOTATED BUSINESS CORPORATIONS ACT OF ALBERTA Brenda-Jean Currie Release No. 1, January 2026
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This looseleaf service provides complete coverage of Alberta corporations law including: full text of the *Alberta Business Corporations Act* and Regulations as amended, clear and concise summaries of key reported and unreported decisions interpreting the Act, tables of cases and statutes, relevant case law from other jurisdictions, and a thorough index. This publication also includes forms and a comprehensive table of concordance relating to the *Alberta Business Corporations Act*. This publication features useful materials such as Words and Phrases, Legal Issues in Focus, and Extra-Provincial Corporations Summaries.

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This release features updates to Part 1 (s. 1(jj)), Part 9 (s. 109(1)), Part 11 (ss. 136(5)(b), 142, 146), Part 15 (s. 193), Part 17 (ss. 215, 215(1)(b)(ii)), Part 18 (s. 231), Part 19 (ss. 239(b), 239(b)(i), 239(b)(iii), 239(b)(iv), 242, 244, 248). This release also features updates to Appendix A—Alberta Business Corporations Related Material.

Highlights:

- **Section 242—Relief by Court on the Ground of Oppression or Unfairness**—The courts have consistently declined to exercise statutory oppression jurisdiction in circumstances involving a business structure other than a corporation. The courts will look at the predominant legal structure or relationship. A limited partnership structure may include a corporation as the general partner, but that is a secondary consideration when the legal structure of the business relationship is predominantly that of a limited partnership. In this case, the plaintiffs took great care in establishing the limited partnership structure in which the entities were to operate. They could not now say that the predominant business structure was that of a corporation in an effort to assert an oppression remedy: *KUIPERS v. NEP LIMITED GP INC*, 2025 ABKB 278, 2025 CarswellAlta 1034, 63 B.L.R. (6th) 47.

Oppression is a fact-specific equitable remedy that looks at business realities, not merely narrow legalities. The court accepts that a shareholder has a reasonable expectation that corporate records will be kept properly; however, that expectation is informed by context, including fairness, the interests of the parties, the size, nature, and structure of the corporation as well as past practices. Nothing about the imperfect corporate records in this case met the tests for oppression, unfair prejudice, or unfair disregard (decided under Ontario *Business Corporations Act*, R.S.O. 1990, c. B.16, s. 245 “complainant”; similar wording): *FOCH v. SHARON GUN CLUB ET AL*, 2025 ONSC 4220, 2025 CarswellOnt 11568; additional reasons 2025 ONSC 5541, 2025 CarswellOnt 16048.