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THE ANNOTATED BUSINESS CORPORATIONS ACT OF ALBERTA

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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 9 (ss. 116, 120(9)), Part 11 (ss. 138(1), 143), Part 15 (s. 193), Part 17 (s. 215), Part 19 (ss. 240, 242, 243(4), 254). This release also features updates to Appendix A—Alberta Business Corporations Related Material.

Highlights:

- **Section 215—Other Grounds for Liquidation and Dissolution pursuant to Court Order—**Where there are generational dynamics present in the operation of a family corporation, there is no reason why the just and equitable provision in the BC legislation could not provide the mechanism to resolve the conflicts between the family members in the corporation (decided under British Columbia *Business Corporations Act*, S.B.C. 2002, c. 57, ss. 227; different wording, 324; different wording): *BAGRY v. BAGRY*, 2025 BCSC 2399, 2025 CarswellBC 3781.
- **Section 242—Relief by Court on the Ground of Oppression or Unfairness—**The court rejected the defendants' argument that oppression claims require individual evaluations and cannot be determined on a class-wide basis (decided under Canada *Business Corporation Act*, R.S.C. 1985, c. C-44, s. 241; different wording): *DZIEDZIEJKO v. CANOPY GROWTH*, 2025 ONSC 6766, 2025 CarswellOnt 21374 (Ont. S.C.J.).

  The plaintiff was an atypical oppression complainant because he controlled a supermajority of 65% of the corporation's common shares, but the court found that the allegation that the minority shareholders oppressed the plaintiff could be viable due to the leverage they exerted through a mechanism in the shareholders' agreement (decided under Canada *Business Corporation Act*, R.S.C. 1985, c. C-44, s. 241; different wording): *ALAN DANIELS v. LEONARD IVEY, ET AL.*, 2025 ONSC 5507, 2025 CarswellOnt 16096 (Ont. S.C.J.); leave to appeal refused 2026 ONSC 940, 2026 CarswellOnt 2450 (Ont. Div. Ct.).
- **Section 243(4)—Court Approval of Stay, Dismissal, Discontinuance or Settlement—**The court rejected the respondents' argument that a party seeking interim costs must further demonstrate that the financial difficulty arose out of the alleged oppressive acts of the respondent (decided under Ontario *Business Corporations Act*, R.S.O. 1990, c. B.16, s. 249(4); similar wording): *PETERSEN v. PETERSEN ET AL.*, 2026 ONSC 2468, 2026 CarswellOnt 6679 (Ont. S.C.J.).