

Index

References preceded by “§” refer to sections in Part I of this book. For example, index entry “§1:1 Jurisdiction” means chapter 1, heading 1, Jurisdiction.

Index entries which are followed by “[]” indicate the legislation section numbers. For example, in **CANADA ELECTIONS ACT, Generally, § 3:7 to § 3:12 [Part 2]**, the bracketed number refers to Part 2 of the *Canada Elections Act*.

References preceded by “s” refers to sections in the *Supreme Court Act*. References preceded by “r” refer to rules in the *Rules of the Supreme Court of Canada*.

ABATEMENT

Generally, s 72 to s 78

ABRIDGING TIME

Generally, r 6

ACQUIESCENCE

Generally, r 6, r 63

ACT

Definition, r 2

ADDING PARTIES

Consent of person, r 18(2)

In opinion of Court or judge, r 18(5)

Motion served on proposed party, r 18(3)

Motion setting out reasons, r 18(1)

Parties to be served with all documents, r 18(4)

Time periods, r 18(4)

ADJOURNMENT

Affidavit in support, r 7(2)

Motion for, r 7(1)

Power to adjourn, s 33

ADMINISTRATIVE TRIBUNALS

As intervener, r 59

AFFIDAVITS GENERALLY

Cross-examination on affidavit, r 90

failure to attend, r 90(6)

AFFIDAVITS GENERALLY

—Cont’d

Cross-examination on affidavit, r 90

—Cont’d

leave of judge or Registrar, r

90(1), r 90(2), r 90(3)

production of documents on cross-examination, r 90(5)

transcript of cross-examination, r 90(4)

Definition, r 2

Informality not objection, s 84

Information or belief, r 89(2)

Limited to facts within knowledge of deponent, r 89(2)

Oaths administering, s 80

On leave to appeal, r 25

Outside Canada, s 82

validity, s 82

Record of court appealed from, r 89(3)

Substantiating any fact not matter of record, r 89(1)

AGENT

Change in contact information, r 17.1

Definition, r 2

Representation by agent, r 16

conducting business with Registrar, r 16(1)

party to appeal, r 16(1)

AGENT—Cont'd

- Representation by agent, **r 16**
 - Cont'd
 - notice where represent two opposing parties, **r 16, r 16(4); Form 16**
 - one party only except with consent, **r 16(3)**
 - permanent agent, appointment of, **r 16(5)**
- Service of documents on, **r 20(1)**
- Withdrawal of, **r 17(5)**

AMICUS CURIAE

- Appointment of, **r 92**

APPEALS

- See also **FACTUMS**
- Adding, removing or substituting parties, **r 18**
- Appellant's record, **r 38**
 - criminal matter, **r 38(1)(a)(iv)**
 - documents necessary to raise question, **r 38(3)**
 - documents reproduced in full, **r 38(4)**
 - evidence and affidavits, **r 38(1)(c)**
 - exhibits, **r 38(1)(d)**
 - filing electronic copy of lower court record, **r 38.1**
 - formal judgments and reasons for judgment, **r 38(1)(a)(i)**
 - notice of constitutional question, **r 38(1)(a)(iii)**
 - order or judgment granting leave to appeal, **r 38(1)(a)(ii)**
 - pleadings, order and entries, **r 38(1)(b)**
 - transcripts reproduced in full in separate document, **r 38(2)**
- Condensed books, **r 45**
- Defined, **s 2(1)**
- Discontinuance, **r 68, r 93(1)**
- Discretionary orders no appeal, **s 42**

APPEALS—Cont'd

- Dismissal of appeal
 - dismissal or judgment given, **s 45**
 - motion by respondent, **r 65(2)**
 - motion for extension of time, **r 65(1), r 65(2), r 65(3)**
 - notice of intention to dismiss, **r 65, r 65(1), r 65(2)(b); Form 65**
- Entry of appeals, **s 79**
- Error in law, **s 61**
- Exceptions (habeas corpus certiorari), **s 39**
- Extension of time, **s 59**
- Extension of time for leave to appeal, **s 59(1)**
- Extension of time to appeal, **s 40(4), s 59(1), s 59(3)**
- Extradition, **s 39(b)**
- From reasons for judgment, **s 40**
- From taxation by Registrar to judge, **r 84(2)**
- Further evidence, **s 62(3)**
- In forma pauperis, **s 59(4)**
- Interpretation, **s 2(1)**
- Intervention, **r 59**
- Leave of Federal Court of Appeal, **s 37.1**
- Leave of provincial court, **s 37**
- Leave of Supreme Court, **s 40(1)**
- Limited appeal, **s 57**
- New argument on appeal, **r 31, r 41**
- New evidence, **s 62(3)**
- New trial, **s 46**
- Non-compliance with Rules, excusing, **r 8(3)**
- Notice of appeal, **r 33, s 60**
 - Criminal Code, **r 33(1)(c)**
 - filing, **r 35, s 60**
 - Form 33A, **r 33(1)(a)**
 - legislative provisions set out, **r 33(1)(b)**
 - notice of constitutional question, **r 33(2)**
 - service, **r 35, s 60**

APPEALS—Cont'd

- Notice of hearing, **r 69, r 69(2); Form 69**
- Notice when convening session for hearing, **r 95; Form 95**
- Order of hearing, **s 79(2)**
- Per saltum, **s 38**
- Printing requirements for record dispensing with printing of record, **r 41**
- Proceedings in appeal, **s 56**
- Quashing appeal, **r 63, s 44**
- References, **s 36, s 53**
- Re-hearing, **r 76**
 - conduct of hearing, **r 76(5)**
 - motion for re-hearing, **r 76(1)**
 - no oral argument, **r 76(4)**
 - reply to response, **r 76(3)**
 - response to motion, **r 76(2)**
- Remand power, **s 46.1**
- Respondent's record, **r 39**
 - documents necessary to raise question, **r 39(3)**
 - documents reproduced in full, **r 39(4)**
 - evidence, **r 39(1)(b)**
 - exhibits, **r 39(1)(c)**
 - pleadings, order and entries, **r 39(1)(a)**
 - transcripts reproduced in full in separate document, **r 39(2)**
- Scheduling, **r 69**
- Security for costs, **s 60(1)(b), s 60(2)**
 - notice of deposit of security, **s 60(3)**
- Service and filing
 - appellant's documents, **r 35(1)**
 - factum in response, **r 35(2), r 35(3)**
 - interveners documents, **r 37**
 - notice of appeal, **r 34, s 60, s 69**
 - respondent's documents, **r 36(1)**
- Stated case, on, **s 62**
- Stay of execution of judgment, **s 65**

APPEALS—Cont'd

- Stay of proceedings, **s 65.1**
- Steps in appeal, **§ 1:3**
- Style of cause, **r 22(3)**
- Time periods for appeals, **s 58**
- Transmission of records, **s 63**
- When to be brought, **s 58**

APPEARANCES

- Appeals, **r 71**
 - counsel, **r 71(1), r 71(7)**
 - motion, **r 71(6)**
 - no oral argument if no factum, **r 71(3)**
 - oral arguments, **r 71(5), r 71(5.1), r 71(5.2)**
 - reply, **r 71(1)(b), r 71(2)**
- Applications for leave, **r 69**
 - counsel, **r 70(a)**
 - oral arguments, **r 70(b), r 70(c)**
- Change of representation, **r 17**
 - change in contact information, **r 17.1**
 - electing to act in person, **r 17(2)**
 - electing to be represented by counsel, **r 17(3)**
 - notice of change, **r 17(1)**
- Failure to appear, **r 72**
- Motions, **r 70**

APPELLANT'S RECORD

- See also APPEALS
- Generally, **r 38**

APPLICATIONS FOR LEAVE

- See also INTRODUCTION, leave to appeal
- Affidavits in support, **r 25(1)(d)**
- Appearances, **r 70**
- Applications, **§ 1:2**
- Application to be in writing, **s 43(1)**
- Certificates of Counsel, **r 23, r 24**
 - accompanying documents, **r 23(2)**
 - certificate in Form 23A, **r 23(1)**
 - certificate in Form 23B, **r 23(3)**

APPLICATIONS FOR LEAVE

—Cont'd

- Certificates of Counsel, **r 23, r 24**
 - Cont'd
 - certificate in Form 23C, **r 23(4)**
 - Forms, **r 24**
 - revision of certificate, **r 23(6)**
 - when to file, **r 23(5)**
- Certificate whether or not sealing order or publication ban, **r 25(1)(c)**
- Criteria for granting leave, **§ 1:2**
 - affidavits in support, **§ 1:2**
 - cases likely to fail, **§ 1:2**
 - Chief Justice Lamer, **§ 1:2**
 - Chief Justice Laskin, **§ 1:2**
 - Justice Nesbitt, **§ 1:2**
 - Justice Sopinka, **§ 1:2**
 - matter of public importance or important question of law, **s 40, § 1:2**
 - question of law of national or public importance, **§ 1:2**
 - what constituting matters of public importance, **§ 1:2**
- Definition, **r 2**
- Delay, dismissal for, **r 63.1**
- Discretion of Court, **s 40(1)**
- Examples, **§ 1:2**
- For all judgments, and reasons for judgment, **r 25(1)(d)**
- Leave of Federal Court of Appeal, **s 37.1**
- Leave of provincial Court, **s 37**
- Leave of Supreme Court, **s 40(1)**
- Memorandum of argument, **r 25(2)**
- No rehearing, **r 74**
- Notice of application, **r 25(1)(a)**
- Oral hearing, **s 43(1.2), s 43(2)**
- Overview, **§ 1:2**
- Quorum, **s 43(3), s 43(4)**
- Reconsideration, **r 73**
 - motion for reconsideration, **r 73(3)**
 - affidavit setting out rare circumstances, **r 73(3)(b), r 73(4)**

APPLICATIONS FOR LEAVE

—Cont'd

- Reconsideration, **r 73**—Cont'd
 - motion for reconsideration, **r 73(3)**—Cont'd
 - content, **r 73(3)**
 - response by respondent, **r 73(5)**
 - rare circumstances, **r 73(1)**
 - service and filing of motion, **r 73(2)**
- Remand case, **s 43(1.1)**
- Reply, **r 28**
- Response, **r 27**
- Scheduling, **r 68(1)**
- Service and filing, **r 26**
 - original and two copies, filing, **r 26(1)**
- Style of cause, **r 22(2)**
- When to be brought, **s 58(1)(a)**

ARGUMENT

- Limits on appeal, **r 71(5)**
- Limits on applications and motions, **r 70**
- No oral argumentation on leave, **s 43(1)**

AUTHORITIES

- Definition, **r 2**
- Filing additional, **r 44**
- On appeal, **r 44**

BAIL

- Generally, **s 65.1**
- Commissioner of oaths able to receive recognizances of bail, **s 95**
- Criminal Code, **§ 3:13 to § 3:23**

**BANKRUPTCY AND
INSOLVENCY ACT**

- Generally, **§ 3:3 to § 3:6**

**BIAS, REASONABLE
APPREHENSION OF**

- Generally, **s 4**

BOOK OF AUTHORITIES

- Authorities to include, **r 44(2)**
- Provisions of legislative enactments, **r 44(1)(a)**
- Reasons for judgment for any case law relied on, **r 44(1)(b)**
- Required if authorities not available electronically, **r 44(1)**
- Service and filing
 - appellant's, **r 35(1)**
 - intervener, **r 37**
 - respondent's, **r 36(2)**

BRANDEIS BRIEF

- New evidence, **r 59**

CANADA ELECTIONS ACT

- Generally, **§ 3:7 to § 3:12**

CASE STATED ON APPEAL

- Generally, **s 62**
- Replaced by record, **r 38, r 39**

CERTIFICATE

- Of judgment, **s 51**
- Of taxation, **r 83(5)**
 - final and conclusive, **r 83(6)**

CERTIORARI

- No appeal, **s 39(a)**
- Writ of, **s 55**

CHIEF JUSTICE

- Appointment, **s 4(2)**
- Court convened by, **s 34**
- Entry of appeals, **s 79**
- “Judge” including, **s 2(1)**
- Oath of office, **s 10, s 11**
- Process of Court tested in name of, **s 94(1)**

CITATION OF CASES

- Style of, **r 42**

COMMISSIONER FOR OATHS

- Appointment of, **s 81(1)**
- Definition, **r 2**
- Effect of affidavits, **s 81(2)**
- Further powers, **s 95**

COMMISSIONER FOR OATHS**—Cont'd**

- No proof required of signature or seal of commissioner, **s 83**
- Oaths administering, **s 80**
- Oaths and witnesses, **r 91**
- Style of commissioners, **s 81(3)**

COMMON LAW AND THE CIVIL CODE OF QUEBEC

- Generally, **s 45, s 46**

COMPUTATION OF TIME

- Holiday, **r 5(2)**
- July not included, **r 5, s 58**

CONDENSED BOOKS

- Of party's record and book of authorities, **r 45**

CONDITIONAL CROSS-APPEAL

- Generally, **r 29**

CONDITIONS

- Amendments, **s 49**
- Proportionality and, **r 4**

CONFIDENTIALITY ORDERS

- Generally, **s 25**

CONSTITUTION ACT

- See also **CONSTITUTIONAL QUESTION**
- Generally, **s 41, s 47, § 3:1, § 3:2**
- Charter remedies, **s 46**

CONSTITUTIONAL QUESTION

- New evidence, **s 62(3)**
- References by Governor in Council, **r 46**
 - answer and opinion for each question, **s 53(4)**
 - constitutional matters, **s 53(1)**
 - constitutional validity of any provincial Act, **s 53(5)**
 - notice to attorney general of province, **s 53(5)**
 - deemed important question, **s 53(3)**

CONSTITUTIONAL QUESTION

—Cont'd

- References by Governor in Council, **r 46**—Cont'd
 - educational matters, **s 53(1)(c)**
 - important questions of law or fact, **s 53(2)**
 - interpretation, **s 53(1)(a)**, **s 53(1)(b)**
 - notice of reference, **r 46**; **Form 46**
 - notice to person interested, **s 53(6)**
 - request counsel to argue case, **s 53(7)**

CONTEMPT OF COURT

- Non-payment of debt, for, **s 96**
- Reference, on, **s 53**
- Refusal to be examined, **s 89(1)**

COPIES FILED

- Appeals
 - 1 copy of notice of appeal, **r 34(3)**
- Appellant's documents, **r 35**
 - 20 copies of printed version of any volume of record containing Part I, **r 35(1)(b)(ii)**
 - one copy of electronic version of factum, record and, if any, book of authorities, **r 35(1)(b)(i)**
 - original and 23 copies of printed version of factum, **r 35(1)(b)(ii)**
 - two copies of all other volumes of printed version of record, **r 35(1)(b)(iii)**
 - two copies of printed version of book of authorities, if any, **r 35(1)(b)(iv)**
- Application for leave to appeal
 - 2 copies and original of application, **r 26(1)**

COPIES FILED—Cont'd

- Application for leave to appeal—Cont'd
 - 2 copies and original of reply, **r 28(1)(b)**
 - 2 copies and original of response, **r 27(1)(b)**
- Application for leave to cross-appeal
 - 2 copies and original of application, **r 21**, **r 29**
 - 2 copies and original of reply, **r 31(1)(b)**
 - 2 copies and original of response, **r 30(1)(b)**
- Intervenors documents, **r 37**
 - one copy of electronic version of factum and, if any, book of authorities, **r 37(b)(i)**
 - original and 23 copies of printed version of factum, **r 37(b)(ii)**
 - two copies of printed version of book of authorities, if any, **r 37(b)(iii)**
- Motion before court
 - 14 copies and original of motion, **r 53(1)(b)**
 - 14 copies and original of response, **r 54(1)(b)**
- Motion to judge or Registrar
 - copy of electronic version, original and copy of printed version of reply, **r 50(1)(b)**
 - copy of electronic version, original and copy of printed version of response, **r 49(1)(b)**
 - copy of electronic version of notice of motion, **r 48(1)(b)**
- Reconsideration of application for leave
 - 2 copies and original of motion for reconsideration, **r 73(2)**
 - 2 copies and original of statement of argument, **r 73(5)**

COPIES FILED—Cont'd

- Re-hearing of appeal
 - 14 copies and original of reply, **r 76(5)**
- Respondent's documents, **r 36**
 - one copy of electronic version of factum and, if any, book of authorities, **r 36(2)(b)(i)**
 - original and 23 copies of printed version of factum, **r 36(2)(b)(ii)**
 - two copies of printed version of book of authorities, if any, **r 36(2)(b)(iii)**

COSTS

- See also SECURITY FOR COSTS
- Amendment of document, **s 49**
- Crown entitled to costs solicitor or counsel salaried officer, **s 99**
- Disbursements
 - fees payable to Registrar, **r 82, r 82; Schedule A**
- Discontinuance or dismissal, **r 85**
- Payment of costs, **s 49**
 - criminal cases, **s 53**
 - due to or by Crown, **s 98**
 - solicitor and client costs, **s 47**
- Quashing of proceeding, **r 63(3)**
- Submissions on costs
 - appeal, factum on, **r 42(2)(d)**
- Taxation of costs, **r 83, r 84**
 - adjustment of costs, **r 83(7)**
 - bill of costs, **r 83, r 83(2); Form 83B**
 - certificate of taxation, **r 83(5)**
 - final and conclusive, **r 83(6)**
 - costs to be taxed between party and party, **r 83, r 83(1); Schedule B**
 - generally, **§ 1:3**
 - notice of taxation, **r 83, r 83(2); Form 83A**
 - objection to taxation of costs, **r 84**
 - clerical or calculation error, **r 84(1)**

COSTS—Cont'd

- Taxation of costs, **r 83, r 84**
 - Cont'd
 - objection to taxation of costs, **r 84—Cont'd**
 - costs in review, **r 84(4)**
 - evidence in support, **r 84(3)**
 - motion for review of taxation, **r 84(2)**
 - objection in letter for, **r 84(1)**
 - production of books, paper and documents, **r 83(8)**
 - reply in letter for, **r 83(4)**
 - response in letter for, **r 83(3)**

COUNSEL

- Appearances, **r 70, r 71**
 - appeals, **r 71**
 - applications for leave, **r 70**
 - motions, **r 70**
- Appointment by court, **r 92, s 53**
 - criminal appeals, Criminal Code, **r 63.1, § 3:13 to § 3:23**
 - request counsel to argue reference case, **s 53(7)**
- Attorneys or solicitors, **s 23**
- Barristers or advocates, **s 22**
- Change in contact information, **r 17.1**
- Crown entitled to costs despite solicitor or counsel salaried officer, **s 99**
- Definition, **r 2**
- Foreign counsel, **s 24**
- Officers of court, **s 24**
- Record in any motion, **r 92.1**
- Representation by, **r 15**
- Service of documents on, **r 20(1)**
- Withdrawal of, **r 17(4)**

COURT

- See also JURISDICTION OF COURT
- Business hour, **r 9**
- Court appealed from, **s 2(1)**
 - transmission of records, **s 63**

COURT—Cont'd

- Defined, s 2(1)
- Exclusive ultimate appellate jurisdiction, s 52
- Officers of Court, s 94(2)
- Proces of Court, s 94

CRIMINAL APPEALS

- Appeal under other Act (Criminal Code, 691 etseq.), s 41, § 1:1
- Costs, s 47
- Exceptions, s 39
- Jurisdiction of Court, s 35, s 46, s 52, § 1:1
 - appeals as of right, § 1:1
 - Criminal Code, § 1:1
 - motion to quash appeal, § 1:1
 - question of law, § 1:1
 - appeals by leave under Criminal Code, § 1:1
 - appeals by leave under Supreme Court Act, § 1:1
 - constitutional issue, § 1:1
 - extraordinary remedies, involving, § 1:1
 - publication ban, § 1:1
 - sentence, relating to, § 1:1
 - court martial appeals, § 1:1
 - indictable offences, s 40
 - sentence cases, s 40(1)
- Leave to appeal, s 40(1)

CRIMINAL CODE

- Generally, § 3:13 to § 3:23
- Appeal by Attorney General, Criminal Code, § 3:13 to § 3:23
- Appeal from conviction, Criminal Code, § 3:13 to § 3:23
- Appointment of counsel, Criminal Code, § 3:13 to § 3:23
- Bail pending appeal, Criminal Code, § 3:13 to § 3:23
- Generally, § 4:1

CROSS-APPEALS

- Application for leave, r 29
 - filing original and two copies, r 29(1)

CROSS-APPEALS—Cont'd

- Application for leave, r 29—Cont'd
 - other grounds supporting judgment
 - appellant's factum, r 29(4)
 - respondent's factum, r 29(3)
 - reply, r 31
 - response to application, r 29, r 29(2)(b)
 - sending notice of application to all parties, r 21, r 29
- Service of application on all parties, r 29(1)(a)

DEATH OF PARTY

- Generally, s 72 to s 78
- Removing parties, r 18(4.1)
- Substituting parties, r 18
- Suggestion untrue, if, s 75

DEFINITIONS

- Words and phrases, r 2

DELAY, DISMISSAL FOR

- Appeals, r 65
 - motion by respondent, r 65(2)
 - motion for extension of time, r 65(1), r 65(2), r 65(3)
 - notice of intention to dismiss, r 65, r 65(1), r 65(2)(b); Form 65
- Application for leave to appeal, r 64
 - motion by Registrar, r 64(1)(b)
 - notice of intention, r 64, r 64(1)(b); Form 65
 - motion by respondent, r 64(1)(a)
 - extension of time, r 64(1)(a)(ii), r 64(2)
- Jurisdiction to dismiss for undue delay, s 71

DEPUTY REGISTRAR

- Appointment of, s 12(1)
- Duties, s 13, s 13(2)
- Duties of, s 19
- Office and residence, s 14

DEPUTY REGISTRAR—Cont'd

- Public Services Act, applicable to, s **20**
- Tenure and salary, s **13(1)**

DISCONTINUANCE

- Any proceeding by serving on all other parties, r **93**
- Costs of discontinuance, r **85**
- Notice of discontinuance, filing, r **93(1)**, s **69**
- Respondent entitled to costs, s **69(2)**

DOCUMENTS GENERALLY

- Amendments necessary, s **48**, s **49**
- Bookmarks for electronic documents, § **2:4**
- Cover, r **20(3)**
- Deemed filing, r **19(3)**
- Filing of documents in general, r **19(1)**
 - date of filing, r **19(3)**
 - filing of correspondence, r **19(7)**
 - requirements, r **19(4)**
 - service of documents, r **19(6)**
 - where fax transmission, r **19(5)**
- Guidelines for preparing, § **2:5**
- Heading, r **22**
 - style of cause, r **22(2)**, r **22(3)**, r **22(4)**
- Leave to appeal generally, r **28**
- Most commonly filed, checklist, § **2:2**
- Printing requirements, r **21**
- Proof of service, r **20(7)**
- Receipt by Registrar, r **19**
- Sealed and confidential documents, r **19.1**
- Service on parties, r **19**, r **19(6)**
- Specific requirements, § **2:3**
- Table of contents, r **24**

ELECTRONIC FILING

- Preface, § **1:3**

EVIDENCE

- New evidence, s **62(3)**

EVIDENCE—Cont'd

- Reference cases, r **46(2)**, r **46(3)**

EXAMINATION

- Examinations taken in Canada, s **91**
- Examinations taken outside Canada, s **92**
- Interrogatories or by commission, on, s **85**
 - directions concerning examination, s **85(2)**
 - duty of persons taking such examination, s **86**
 - effect of consent of parties to examination of witness, s **90**
 - further examination, s **87**
 - neglect or failure to attend, s **89**
 - notice to adverse party, s **88**
- Reading examination, s **93**
- Registrar, by, s **93**

EXTENSION OF TIME

- Appeals, s **40(4)**
- Generally, r **6**
- Longer, r **42**

FACTUMS

- Cover
 - appellant's factum, r **21**
 - interveners factum, r **21**
 - respondent's factum, r **21**
- Cross-appeal, r **43**
- Interveners factum, r **42(2)**, r **42(3)**, r **42(5)**
- Notice of constitutional question, r **42(6)**
- Number of pages, r **42(4)**, r **42(5)**
- Par II, r **42(2)(b)**
 - appellant's factum, r **42(2)(b)(i)**
 - interveners factum, r **42(2)(a)(iii)**
 - respondent's factum, r **42(2)(b)(ii)**
- Par III, r **42(2)(c)**
- Par IV, r **42(2)(d)**
- Part I, r **42(2)(a)**
 - appellant's factum, r **42(2)(a)(i)**

FACTUMS—Cont'd

- Part I, **r 42(2)(a)**—Cont'd
 - intervenor's factum, **r 42(2)(a)(iii)**
 - respondent's factum, **r 42(2)(a)(ii)**
- Par V, **r 42(2)(e)**, **r 42(3)**
- Par VI, **r 42(2)(f)**
- Par VII, **r 42(2)(g)**
- Published in both official languages, **r 42(2.1)**
- Reply factum, **r 42**

FEDERAL COURT OF CANADA

- Leave to appeal from, **s 37.1**

FEES

- Payable to Registrar, **r 82**, **r 82**;
Schedule A
 - paid to Consolidated Revenue Fund, **s 100**

FOREIGN COUNSEL

- Generally, **s 24**

FORMA PAUPERIS

- Affidavit in support of, **r 88(2)**
- Appeal in, by leave, **s 59(4)**
- Motion to judge or Registrar, **r 88(1)**
- Rules allowing appeals in forma pauperis, **s 59**

FORMS

- Form 23A—Certificate (Applicant Respondent or Appellant), **r 23**
- Form 24A—Certificate (Appellant), **r 24**
- Form 33A—Notice of Appeal, **r 33(1)(a)**
- Form 83A—Notice of Taxation, **r 83(2)**
- Form 83B—Bill of Costs, **r 83(2)**
- Form 23B—Certificate (Applicant Respondent or Appellant), **r 23**
- Form 24B—Certificate (Respondent), **r 24**

FORMS—Cont'd

- Form 33B—Notice of Constitutional Question, **r 33(2)**
- Form 23C—Certificate (Applicant Respondent or Appellant), **r 23**
- Form 33C—Notice of Intervention Respecting Constitutional Question, **r 33(4)**
- Form 20—Affidavit of Service, **r 20(8)**, **r 20(9)**
- Form 95—Notice Convening the Supreme Court of Canada, **r 95**
- Form 16—Notice of Agent Representing Two Opposing Parties, **r 16(4)**
- Form 25—Notice of Application for Leave to Appeal, **r 25**
- Form 29—Notice of Application for Leave to Cross-Appeal, **r 29(2)(a)**
- Form 69—Notice of Hearing, **r 54**, **r 69**, **r 69(2)**; **Form 69**
- Form 65—Notice of Intention to Dismiss Appeal, **r 65(1)**
- Form 64—Notice of Intention to Dismiss Application, **r 64(1)(b)**
- Form 52—Notice of Motion to Court, **r 52(1)(a)**
- Form 47—Notice of Motion to Judge or Registrar, **r 47(1)(a)**
- Form 46—Notice of reference, **r 46**
- Form 67—Notice of Request, **r 67(1)**

FUGITIVE

- Generally, **s 44**

“GAP RULE”

- Generally, **r 3**

GUIDELINES

- For preparing all documents, **r 21**

HISTORY

- Court today, **§ 4:1**
- early years, **§ 4:1**
- abolition of appeals to, **§ 4:1**

HISTORY—Cont'd

- Court today, § 4:1—Cont'd
- early years, § 4:1—Cont'd
 - Act of Parliament, 1875, § 4:1
 - bills to abolish Supreme Court, § 4:1
 - criminal appeals, § 4:1
 - Criminal Code, § 4:1
 - Judicial Committee of the Privy Council, appeals to, § 4:1
 - jurisdiction, § 4:1
 - monetary jurisdiction for civil appeals, § 4:1
 - overturn own decisions, § 4:1
 - reference cases, § 4:1
 - rules, § 4:1
- modern court, § 4:1
 - case load in 2013, § 4:1
 - procedures streamlined, § 4:1
 - three sessions, § 4:1
- post war years, § 4:1
 - civil cases, leave required for, § 4:1
 - civil docket, control of, § 4:1
 - leave applications increasing, § 4:1
 - monetary limit on civil jurisdiction eliminated, § 4:1
 - workload, heavy, § 4:1
 - written applications, § 4:1

HOLIDAY

- Definition, r 2, r 5.1

IMMIGRATION CASES

- Jurisdiction, s 40

IN CAMERA APPEALS

- Generally, r 19.1

INHERENT JURISDICTION

- Generally, s 46

INTEREST

- On costs, s 47, s 50
- On judgment, s 50

INTEREST—Cont'd

- On money deposited as security, r 87

INTERVENER

- Appeals and cross-appeals
 - servicing and filing interveners documents, r 37
- Appearances by counsel
 - appeals, r 71(1), r 71(2)
 - no oral argument if no factum, r 71(3)
- Interveners factum, r 42(2), r 42(3), r 42(5)
- New argument, r 59
- Style of cause, r 22(2)(c), r 22(3)(c)

INTERVENTION, MOTION FOR

- Affidavit in support, r 57(1)
- Generally, r 57, § 1:3
- Interested person, r 55
- Order granting intervention, r 59
 - additional disbursements, r 59(1)
 - oral argument permitted, r 59(2)
 - terms imposed, r 59(1)(b)
- Submission to judge, r 58
- Time limits, r 56

INTRODUCTION

- Appeal process, overview of, § 1:3
 - appeal book, condensed, § 1:3
 - authorities, books of, § 1:3
 - broadcasting appeal hearings, § 1:3
 - constitutional questions, § 1:3
 - costs, taxation of, § 1:3
 - delay, dismissal for, § 1:3
 - electronic filing, § 1:3
 - entry of appeals, § 1:3
 - factums, § 1:3
 - generally, § 1:3
 - hearing, § 1:3
 - time limits, § 1:3
 - interventions, § 1:3
 - judgment, § 1:3
 - formal judgment, § 1:3

INTRODUCTION—Cont'd

Appeal process, overview of, § 1:3
—Cont'd
lock-ups, § 1:3
motion to quash, § 1:3
notice of appeal, § 1:3
Ottawa agents, § 1:3
publication bans, § 1:3
record, § 1:3
appellant, § 1:3
respondent, § 1:3
rehearings, § 1:3
sealing orders, § 1:3
time limits, § 2:1
appeal stage, § 2:1
leave stage, § 2:1
motion, § 2:1
video conferencing, § 1:3
Leave to appeal applications, § 1:2
criteria for granting leave, § 1:2
affidavits in support, § 1:2
cases likely to fail, § 1:2
Chief Justice Lamer, § 1:2
Chief Justice Laskin, § 1:2
Justice Nesbitt, § 1:2
Justice Sopinka, § 1:2
matter of public importance or
important question of law,
§ 1:2
question of law of national or
public importance, § 1:2
what constituting matters of
public importance, § 1:2
examples of leave applications,
§ 1:2
interlocutory orders, § 1:2
judicial discretion, § 1:2
law settled, § 1:2
practice and procedure, matters
of, § 1:2
record, adequate, § 1:2
similar point being in issue in
pending case, § 1:2
increase in leave applications,
§ 1:2, § 4:1

INTRODUCTION—Cont'd

Leave to appeal applications, § 1:2
—Cont'd
mootness, § 1:2
abstract questions of law, § 1:2
motion to quash, § 1:2
new approach, § 1:2
new evidence, motion to
adduce, § 1:2
principles relating to mootness,
§ 1:2
public law cases, § 1:2
procedure, § 1:2
affidavit in support, § 1:2
decision-making process, § 1:2
generally, § 1:2
leave to appeal application,
§ 1:2
motion book, § 1:2
objective case summaries,
§ 1:2
reconsideration, § 1:2
remand to Court of Appeal,
§ 1:2
reply to leave application,
§ 1:2
serving and filing, § 1:2
submission to court, § 1:2
technical deficiencies, § 1:2
time for applying, § 1:2

JUDGE

Absent judge, opinion of, s 27
notice of deposit of judgment, s
27(4)
Ad hoc judge, s 30
Admiralty judge, s 31
Appointment, s 4
Cessation of office, s 9(2)
Defined, s 2(1)
Delivery of judgments, s 26, s 27
No other office to be held, s 7
Oath of office, s 10, s 11
Puisne, s 4, s 11
Quebec judges, s 6, s 6.1

JUDGE—Cont'd

- Quorum, s 25, s 29, s 43(3), (4)
 - five constituting quorum for certain criminal appeals, s 43(4)
 - four constituting quorum by consent, s 29
- Residence, s 8
- Rules and orders making, s 97
- Tenure of office, s 9(1)
- When judge not to sit, s 28(1)
- Who may be appointed, s 5

JUDICIAL INTERIM RELEASE

- Generally, s 65.1
- Criminal Code, § 3:13 to § 3:23

JUDICIAL PROCEEDING

- Defined, s 2(1)

JURISDICTION OF COURT

- Civil jurisdiction, § 1:1
 - appeals as of right, § 1:1
 - Bankruptcy and Insolvency Act, § 1:1
 - Canada Elections Act, § 1:1
 - Companies' Creditors Arrangement Act, § 1:1
 - Competition Act, § 1:1
 - judicial proceedings, appeal from decision in, § 1:1
 - leave applications, § 1:1
 - court of appeal refusing leave, where, § 1:1
 - final judgments, § 1:1
 - jurisdiction to grant leave, § 1:1
 - per saltum appeals, § 1:1
 - provincial court of appeal or Federal Court of Appeal, to, § 1:1
 - provincial statute cannot remove right of appeal, § 1:1
 - Winding-up and Restructuring Act, § 1:1

JURISDICTION OF COURT**—Cont'd**

- Criminal jurisdiction, § 1:1
 - appeals as of right, § 1:1
 - Criminal Code, § 1:1
 - motion to quash appeal, § 1:1
 - question of law, § 1:1
 - appeals by leave under Criminal Code, § 1:1
 - appeals by leave under Supreme Court Act, § 1:1
 - constitutional issue, § 1:1
 - extraordinary remedies, involving, § 1:1
 - publication ban, § 1:1
 - sentence, relating to, § 1:1
 - court martial appeals, § 1:1
 - Entrenchment in Constitution, § 1:1
 - Exclusive ultimate appellate jurisdiction, s 52
 - Inter-governmental disputes, s 35.1
 - Mandate of modern court, § 1:1
 - Reference cases, § 1:1
 - appeals from provincial references, s 36
 - reference power
 - intervene, right to, § 1:1
 - refusal to answer question if imprecise, § 1:1
 - section 53, § 1:1
 - validity of, § 1:1
 - references by Governor in Council, s 53
 - Throughout Canada, s 35
- LAST KNOWN ADDRESS**
 - Definition, r 2
- LAST KNOWN EMAIL ADDRESS**
 - Definition, r 2
- LAST KNOWN FAX NUMBER**
 - Definition, r 2
- MONITOR**
 - Status, r 59

MOOTNESS

- Abstract questions of law, § 1:2
- Case law, r 63
- Motion to quash, § 1:2
- New approach, § 1:2
- New evidence, motion to adduce, § 1:2
- Principles relating to mootness, § 1:2
- Public law cases, § 1:2

MOTIONS

- See also CONSTITUTIONAL QUESTION, MOTION TO STATE, and INTERVENTION MOTION FOR
- Appearances, r 70
- Certificates of Counsel, r 23, r 24
 - accompanying documents, r 23(2), r 23(5)
 - certificate in Form 23A, r 23(1), r 23(5)
 - certificate in Form 23B, r 23(3)
 - certificate in Form 23C, r 23(4), r 23(5)
- Forms, r 24
- revision of certificate, r 23(6)
- when to file, r 23(5)
- Consent to reversal of judgment, s 67
- Extension or abridgment of time, r 6
 - affidavit in support, r 6(2)
- Motion before Court, r 52
 - affidavit, r 52(1)(b)
 - memorandum of argument, r 52(1)(c), r 52(2)
 - notice of motion, r 52(1)(a)
 - response to motion, r 54
 - serving and filing, r 53
 - transcripts or evidence relied on, r 52(1)(d)
- Motion to judge or registrar, r 47
 - affidavit, r 47(1)(b)
 - memorandum of argument, r 47(1)(c), (2)

MOTIONS—Cont'd

- Motion to judge or registrar, r 47
 - Cont'd
 - new evidence, s 62(3)
 - no oral arguments, r 47(3)
 - notice of motion, r 47(1)(a)
 - response to motion, r 49
 - serving and filing, r 48
 - transcripts or evidence relied on, s 47(1)(d)
- No reconsideration or re-hearing, r 75
- Official languages, r 11(3)
- Reply to motion, r 50
- Response to motion, r 49, r 54
- Serving and filing, r 48, r 53
- Submission to judge or Registrar, r 51

NATIONAL DEFENCE ACT

- Generally, § 3:24

NEW ARGUMENT

- By appellant, r 42
- By Court, r 31
- By intervener, r 59
- By respondent, r 31

NEW EVIDENCE

- Generally, s 62

NOTICE

- Remote participation by a judge, r 95.1

NOTICE CONVENING COURT

- Notice, r 95, r 95; Form 95

NOTICE OF APPEAL

- Form 33, s 60(1)(a)

NOTICE OF NAME

- Required, r 14

NOTICE OF REMOTE PARTICIPATION BY A JUDGE

- Notice, r 95.1; Form 95.1

NOTICE TO PROFESSIONGenerally, **r 94****OATHS AND WITNESSES**

Commissioner of oaths
 definition, **r 2**
 effect of affidavits, **s 81(2)**
 Registrar as, **r 91(1)**
 Oaths and witnesses, **r 91**

OBJECTIVE CASE SUMMARIES

See also SUBMISSION TO
 COURT
 Generally, **§ 1:2**
 Motion, **r 11(3)**
 Notice of name where registered in
 both official languages, **r 14**

OFFICERS OF THE COURTStatus, **r 59****OFFICIAL LANGUAGES**

Communication with Court, **r 11(1)**
 Hearing, **r 11(2)**

OPEN COURT PRINCIPLESealing order, **r 19.1****ORAL HEARINGS**

Leave to appeal, **s 43(1.2), s 43(2)**
 Motions, **r 47(3)**

ORDERS AND JUDGMENTS

“Final judgment” defined, **s 2(1)**
 “Judgment” defined, **s 2(1)**
 Judgment given on appeal, **s 45**
 Judgment of Court, **r 73**
 amending judgment, **r 81**
 effective date of judgment, **r 80**
 New trial ordered, **s 46**
 Order signed by judge or Registrar,
 r 77
 Payment of money, **s 96**
 Reversal of judgment, consent to, **s**
 70
 Review of order of Registrar, **r 77**

ORDERS AND JUDGMENTS**—Cont’d**

Stay of execution of judgment, **s 65**
 fiat to sheriff when security
 deposited, **s 66**
 money levied and not paid over
 before fiat, **s 67**
 perishable property, delivery of, **s**
 68
 Stay of execution of proceeding, **s**
 65.1

OTTAWA AGENT

Conducting business with Registrar,
 r 16(1)
 party to appeal, **r 16(1)**
 Generally, **§ 1:3**
 Notice where represent two oppos-
 ing parties, **r 16; Form16**
 One party only except with consent,
 r 16(3)
 Permanent agent, appointment of, **r**
 16(5)

**OVERRULING PREVIOUS
DECISIONS**Generally, **s 46****PARTY**

See also ADDING PARTIES,
 STYLE OF CAUSE, and
 SUBSTITUTING PARTIES
 Confirmation of name, **r 14**
 Definition, **r 2**
 Notice of name, **r 14**

PERSONDefinition, **r 2****PRINTING**

Definition, **r 2**
 Documents in general, **r 21(1)**

PROCEEDINGDefinition, **r 2****PUBLICATION BAN**

Availability, **s 25**
 Generally, **§ 1:3**

QUASH, MOTION TO

- Costs if proceeding quashed, **r 63(3)**
- Criminal appeal, **r 63, § 1:1**
- Criminal Code, **§ 3:13 to § 3:17 [691(1)(a); 693(1)(a)]**
- Generally, **§ 1:3**
- Motion to quash, **r 63**
- Quashing proceedings in certain cases, **s 44**
- Stay of proceedings, **r 63(2)**
- Time limit, **r 63(1)**

RECONSIDERATION OF APPLICATION FOR LEAVE

- Motion for reconsideration, **r 73(3)**
 - affidavit setting out rare circumstances, **r 73(3)(b), r 73(4)**
 - content, **r 73(3)**
 - response by respondent, **r 73(5)**
- Rare circumstances, **r 73(1)**
- Service and filing of motion, **r 73(2)**

RECORD

- Appellant's record, **r 38**
- Changes to on leave, **r 32(2)**
- Respondent's record, **r 39**
- Transmission of records, **s 63**

RECUSAL

- Appointment of judges, **s 4**
- Certificate of counsel, **r 25(1)(d)**
- When judge not to sit, **s 28**

REDACTED COPIES

- Sealing Order, **r 19, r 25**

REFERENCES

- Appeals from provincial references, **s 36**
- Generally, **§ 1:1**
 - intervene, right to, **§ 1:1**
 - refusal to answer question if imprecise, **§ 1:1**
 - section 53, **§ 1:1**
 - validity of, **§ 1:1**
- New evidence, **r 46(2), r 46(3), s 62**

REFERENCES—Cont'd

- References by Governor in Council, **r 46**
 - answer and opinion for each question, **s 53(4)**
 - constitutional matters, **s 53(1)**
 - constitutional validity of any provincial Act, **s 53(5)**
 - notice to attorney general of province, **s 53(5)**
 - deemed important question, **s 53(3)**
 - educational matters, **s 53(1)(c)**
 - important questions of law or fact, **s 53(2)**
 - interpretation, **s 53(1)(a), s 53(1)(b)**
 - motion to Chief Justice, **r 46(4)**
 - new evidence, **r 46(2), r 46(3)**
 - notice of reference, **r 46, r 46(1); Form 46**
 - notice to person interested, **s 53(6)**
 - request counsel to argue case, **s 53(7)**
- Report upon private bill or petition, **s 54**

REGISTRAR

- Appointment, **s 12(1)**
- Defined, **s 2(1)**
- Documents, receiving, **r 19(2)**
- Functions, **s 15**
- Jurisdiction as judge in chambers, **s 18**
- Library, **s 16**
- Notices to the profession, **r 94**
- Office and residence, **s 14**
- Order binding, **r 12**
- Public Services Act, applicable to, **s 20**
- Records, keeping
 - documenting proceedings of Court, **r 10(1)**
 - official version, **r 10(3)**
 - types of records, **r 10(2)**

- REGISTRAR—Cont’d**
 Reference to Court or judge, **r 13**
 Reporting of judgments, **s 17**
 Taxation of costs, **r 83**
 objection to taxation, **r 84**
 Tenure and salary, **s 13**
- RE-HEARING OF APPEAL**
 Conduct of hearing, **r 76(5)**
 Motion for re-hearing, **r 76(1)**
 No oral argument, **r 76(4)**
 Reply to response, **r 76(3)**
 Response to motion, **r 76(2)**
- REMEDIES**
 Charter remedies, **s 46**
 Generally, **s 46**
 Judgment given on appeal, **s 45**
- REMOVING PARTIES**
 In opinion of Court or judge, **r 18(5)**
 Name removed from style of cause, **r 18(4.1)**
- REPLY**
 Application for leave to appeal, **r 28**
 Application for leave to cross-appeal, **r 31**
 Factum on appeal, **r 42**
 Motion, **r 50**
 Taxation of costs, **r 83(4)**
- REPRESENTATION**
 Any party other than individual, **r 15(3)**
 By agent, **r 16**
 By counsel, **r 15**
 Change in contact information, **r 17.1**
 Change of, **r 17**
 electing to act in person, **r 17(2)**
 electing to be represented by counsel, **r 17(3)**
 notice of change, **r 17(1)**
 In person, **r 15(2)**
 Withdrawal of agent, **r 17(5)**
- REPRESENTATION—Cont’d**
 Withdrawal of counsel, **r 17(4)**
- RESPONDENT’S RECORD**
 See also APPEALS
 Generally, **r 39**
- RETIREMENT**
 Judges, **s 27(2)**
- REVERSAL OF JUDGMENT**
 Authority for, **s 70**
- RULES**
 Applicability, **r 1**
 Authority for, **s 97**
 “Gap rule,” **r 3**
 Judges making rules and orders, **s 97**
 Non-compliance document
 excluding from costs, **r 8(3)**
 refusing, **r 8(2)**
 excusing, **r 8(1)**
 Where no provisions, **r 3**
- SCHEDULING**
 Appeals, **r 69**
 notice of hearing, **r 69, r 69(2); Form 69**
 Motions and applications for leave, **r 54, r 68**
 notice of hearing, **r 54, r 69; Form 69**
 Order of hearings, **s 79**
- SEALED AND CONFIDENTIAL DOCUMENTS**
 Filing of, **r 19.1**
- SEALING ORDERS**
 Certificate whether or not sealing or error publication ban, **r 25(1)(c)**
 Confidentiality and sealing orders, **s 25**
 Generally, **§ 1:3**

SECRET HEARINGS

Generally, s 25

SECURITY FOR COSTS

Approval of, s 60(2)

Deposit of security on appeal, s 60(1)(b)

Dispensing with security, r 87
affidavit in support, r 88(2)
motion to judge or Registrar, r 88(1)

Exceptions, s 64

Fiat to sheriff where security deposited, s 66

Interest paid on money deposited as security, r 87

Notice of deposit of security, s 60(3)

On appeal, s 60(1)(b), s 60(2), s 60(3)

On extension of time, s 59(2)

On stay of execution, s 65(3), s 66(1)

Payment out of, s 65
motion to judge, r 86(3)
motion to Registrar, r 86(1)
payment to party to who paid security, r 86(2)

Stay of execution, s 65(3)

SENTENCE CASES

Generally, § 1:1

Jurisdiction, s 40

SERVICE

Application for leave, r 26

Attempt to service, r 20(6)

Change in contact information, r 17.1

Deemed date of service, r 20(4), r 20(5)

Deemed service, r 20(4)

Filed documents, r 19(6), r 19(7)

Of documents, r 19, r 19(6), r 20(1)
email transmission, r 20(1)(d.1),
r 20(3.1)

SERVICE—Cont'd

Of documents, r 19, r 19(6), r 20(1)

—Cont'd

fax transmission, r 20(1)(d), r 20(3)

mail, r 20(1)(b), r 20(1)(c)

personal, r 20(1)(a)

printed and electronic documents,
r 20(2)

Proof of service, r 20, r 34

Substitutional service, r 20(10)

SESSION

Court adjourning, s 33

Court convened at any time, r 95

Notice convening, r 95, s 34

Power to adjourn, s 33

Quorum of judges, s 25

Session, r 95; Form 95

Three sessions, s 32

dates of sessions, s 32(2)

dates varied, s 32(3)

length of sessions, s 32(4)

SHERIFF

Ex officio officers of Court, s 94(2)

Fiat to sheriff where security deposited, s 66

Judgment to be carried out by court below, s 51

Of County of Carleton, s 21

STANDING

Mootness in appeal, § 1:2

Motion to quash, r 63

STARE DECISIS

Generally, s 46

STAY

Bail pending appeal, s 65.1

Bankruptcy and Insolvency Act,
§ 3:3 to § 3:6

Criminal Code, § 3:13 to § 3:23

Motion to stay, r 62, s 65.1

STAY—Cont'd

- Stay of execution of judgment, s **65**
 - automatic stays of execution, s **65(1)**
 - exceptions, s **65(1)**
 - fiat to sheriff where security deposited, s **66**
 - modify or vary stay, s **65(4)**
 - money levied and not paid over before fiat, s **67**
 - perishable property, delivery of, s **68**
 - security deposited, s **65(3)**
- Stay of proceedings, s **65.1**
 - application for leave to appeal, s **65.1(1)(2)**
 - modify or vary stay, s **65.1(3)**

STYLE OF CAUSE

- Appeal, r **22(3)**
- Application for leave, r **22(2)**
- Motion, r **22(3.1)**
- Party added, removed or substituted, r **18, r 22(4)**

SUBMISSION TO COURT

- Applications, submission of, r **32**
 - application for leave to appeal, r **32(1)(a)**
 - application for leave to cross-appeal, r **32(1)(b)**
 - leave of Registrar, r **32(2)**
 - oral hearing, r **32(3)**
- Generally, § **1:2**
 - decision-making process, § **1:2**
 - objective case summaries, § **1:2**
- Motions, submission of, r **51**
 - motion for intervention, r **58**

SUBSTITUTING PARTIES

- Consent of person, r **18(2)**
- In opinion of Court or judge, r **18(5)**
- Motion served on proposed party, r **18(3)**
- Motion setting out reasons, r **18(1)**
- Parties to be served with all documents, r **18(4)**

SUBSTITUTING PARTIES**—Cont'd**

- Time periods, r **18(4)**

SUPREME COURT OF CANADA

- Constitution of court, s **4**
 - recusal, s **4, s 28**
- Court of record, s **3**
- Defined, s **2(1)**
- General Court of Appeal, s **3**
- Original court continued, s **3**

SUR-REPLY ON LEAVE

- Generally, r **28**

SUSPENSION OF JUDGMENT

- Generally, s **46**

TARIFF

- Costs to be taxed between party and party, r **83, r 83(1); Schedule B**
- Fees payable to Registrar, r **82, r 82; Schedule A**

TAXATION OF COSTS

- Adjustment of costs, r **83(7)**
- Bill of costs, r **83**
- Certificate of taxation, r **83(5)**
 - final and conclusive, r **83(6)**
- Costs to be taxed between party and party, r **83, r 83(1); Schedule B**
- Notice of taxation, r **83, r 83(2); Form 83A**
- Objection to taxation of costs, r **84**
 - clerical or calculation error, r **84(1)**
 - objection in letter for, r **84(1)**
 - motion for review of taxation, r **84(2)**
 - costs in review, r **84(4)**
 - evidence in support, r **84(3)**
- Production of books, paper and documents, r **83(8)**
- Reply in letter for, r **83(4)**
- Response in letter for, r **83(3)**

TIME

- Computation of time and holiday, **r 5(2)**
- Extension or abridgment, **r 6**
- Generally, **r 5**
- Timetable on leave and appeal, **r 28, § 2:1**

TRANSLATION

- Bilingual, **r 11**
- Sign language, **r 11**

VEXATIOUS PROCEEDINGS

- Order stay of proceedings, **r 66(1)**
- Order that no further documents be filed, **r 66(2)**

VEXATIOUS PROCEEDINGS

—Cont'd

- Registrars notice, **r 67, r 67(1); Form 67**
- response to notice, **r 67(2)**

VIDEO CONFERENCING

- Generally, **§ 1:3**

WITNESS

- Defined, **s 2(1)**
- Oaths and witnesses, **r 91**

YOUTH CRIMINAL JUSTICE ACT

- Generally, **§ 3:25 et seq.**