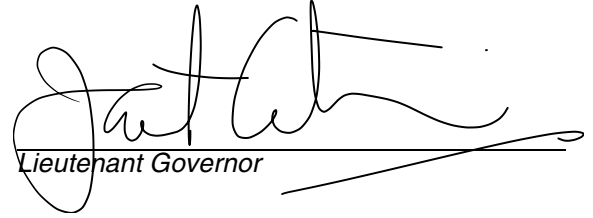


PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 619

, Approved and Ordered November 25, 2022



Lieutenant Governor

**Executive Council Chambers, Victoria**

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders that

- (a) the Supreme Court Civil Rules, B.C. Reg. 168/2009, are amended as set out in the attached Schedule 1,
- (b) the Supreme Court Family Rules, B.C. Reg. 169/2009, are amended as set out in the attached Schedule 2, and
- (c) effective January 1, 2026,
  - (i) the Supreme Court Civil Rules, B.C. Reg. 168/2009, are amended as set out in the attached Schedule 3, and
  - (ii) the Supreme Court Family Rules, B.C. Reg. 169/2009, are amended as set out in the attached Schedule 4.



Attorney General and Minister Responsible for Housing



Presiding Member of the Executive Council

*(This part is for administrative purposes only and is not part of the Order.)*

**Authority under which Order is made:**

Act and section: *Court Rules Act, R.S.B.C. 1996, c. 80, s. 1*

Other: *OIC 302/2009; OIC 303/2009*

R10637518

## **SCHEDULE 1**

*1 The following Part is added to the Supreme Court Civil Rules, B.C. Reg. 168/2009:*

### **PART 23.1 – METHOD OF ATTENDANCE AND APPLICATION RECORD PILOT PROJECTS**

#### **Rule 23.1-1 – Method of Attendance Pilot Project**

##### **Method of attendance**

- (1) Without limiting Rule 23-5 (2), (3), (4) or (4.1), the Chief Justice may direct that a class of applications, conferences or hearings may or must be attended by way of telephone, video conference or other communication medium.

##### **Directions may be different**

- (2) A direction made under subrule (1) may be different for different registries, types of applications, conferences or hearings, classes of persons or circumstances.

##### **Application to change method of attendance**

- (3) Despite a direction made under subrule (1), on application by a party or on its own initiative, the court may order that an application, conference or hearing be attended in person.

##### **Application must be made by requisition**

- (4) An application under subrule (3) for an order that an application, conference or hearing be attended in person must be made by requisition in Form 17.

##### **Directions apply**

- (5) A direction made under subrule (1) applies despite any provision of these Supreme Court Civil Rules that requires in-person attendance.

#### **Rule 23.1-2 – Electronic Transmission of Application Record Pilot Project**

##### **Electronic transmission of application record**

- (1) Despite Rule 23-3 (4) (b) and (5) (b) (ii), the Chief Justice may direct that the application record for an application in a class of applications may or must be transmitted electronically to a registry.

##### **Directions may be different**

- (2) A direction made under subrule (1) may be different for different registries, types of applications, classes of persons or circumstances.

##### **Application of other rules**

- (3) Rule 8-1 (15) (a) and (d), (19) and (20) does not apply to an application record that is transmitted electronically.

- 2 *Form 17 in Appendix A is amended by striking out “AND 23-5 (5), 25-5 (6),” and substituting “, 23-5 (5), 23.1-1 (4) AND 25-5 (6)”.*

## **SCHEDULE 2**

- 1 *The following Part is added to the Supreme Court Family Rules, B.C. Reg. 169/2009:*

### **PART 22.1 – METHOD OF ATTENDANCE AND APPLICATION RECORD PILOT PROJECTS**

#### **Rule 22.1-1 – Method of Attendance Pilot Project**

##### **Method of attendance**

- (1) Without limiting Rule 22-6 (2), (3), (4) or (4.1), the Chief Justice may direct that a class of applications, conferences or hearings may or must be attended by way of telephone, video conference or other communication medium.

##### **Directions may be different**

- (2) A direction made under subrule (1) may be different for different registries, types of applications, conferences or hearings, classes of persons or circumstances.

##### **Application to change method of attendance**

- (3) Despite a direction made under subrule (1), on application by a party or on its own initiative, the court may order that an application, conference or hearing be attended in person.

##### **Application must be made by requisition**

- (4) An application under subrule (3) for an order that an application, conference or hearing be attended in person must be made by requisition in Form F17.

##### **Directions apply**

- (5) A direction made under subrule (1) applies despite any provision of these Supreme Court Family Rules that requires in-person attendance.

#### **Rule 22.1-2 – Electronic Transmission of Application Record Pilot Project**

##### **Electronic transmission of application record**

- (1) Despite Rule 22-4 (4) (b) and (5) (b) (ii), the Chief Justice may direct that the application record for an application in a class of applications may or must be transmitted electronically to a registry.

##### **Directions may be different**

- (2) A direction made under subrule (1) may be different for different registries, types of applications, classes of persons or circumstances.

**Application of other rules**

- (3) Rule 10-6 (14) (a) and (d), (17) and (18) does not apply to an application record that is transmitted electronically.
  
- 2 *Form F17 in Appendix A is amended by striking out “AND 22-6 (5)” and substituting “, 22-6 (5) AND 22.1-1 (4)”.*

**SCHEDULE 3**

- 1 *Part 23.1 of the Supreme Court Civil Rules, B.C. Reg. 168/2009, is repealed.*
  
- 2 *Form 17 in Appendix A is amended by striking out “23-5 (5), 23.1-1 (4) AND 25-5 (6)” and substituting “23-5 (5) AND 25-5 (6)”.*

**SCHEDULE 4**

- 1 *Part 22.1 of the Supreme Court Family Rules, B.C. Reg. 169/2009, is repealed.*
  
- 2 *Form F17 in Appendix A is amended by striking out “, 22-6 (5) AND 22.1-1 (4)” and substituting “AND 22-6 (5)”.*