

PROVINCE OF BRITISH COLUMBIA
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 264

, Approved and Ordered June 26, 2026

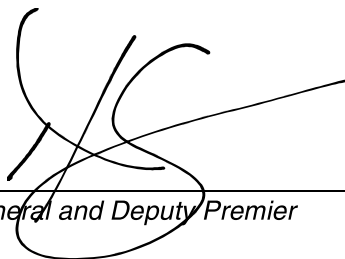


Lieutenant Governor

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, effective October 1, 2026,

- (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) the Tax Appeals Regulation, B.C. Reg. 135/2024, is amended as set out in the attached Schedule 3.



Attorney General and Deputy Premier



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: *Carbon Tax Act*, S.B.C. 2008, c. 40, s. 84.1; *Court Rules Act*, R.S.B.C. 1996, c. 80, s. 1; *Employer Health Tax Act*, S.B.C. 2018, c. 42, s. 106.1; *Insurance Premium Tax Act*, R.S.B.C. 1996, c. 232, s. 42; *Logging Tax Act*, R.S.B.C. 1996, c. 277, s. 43; *Mineral Tax Act*, R.S.B.C. 1996, c. 291, s. 44.1; *Motor Fuel Tax Act*, R.S.B.C. 1996, c. 317, s. 74; *Property Transfer Tax Act*, R.S.B.C. 1996, c. 378, s. 37.2; *Provincial Sales Tax Act*, S.B.C. 2012, c. 35, s. 245.1; *Residential Property (Short-Term Holding) Profit Tax Act*, S.B.C. 2024, c. 14, ss. 105 and 110; *Speculation and Vacancy Tax Act*, S.B.C. 2018, c. 46, s. 138.1; *Tobacco Act*, R.S.B.C. 1996, c. 452, s. 44.11

Other: _____

R10938918

SCHEDULE 1

1 Rule 8-1 of the Supreme Court Civil Rules, B.C. Reg. 168/2009, is amended

(a) in subrule (1) by striking out “files” and substituting “serves”,

(b) by repealing subrule (3) and substituting the following:

Notice of application

(3) A party wishing to apply under this rule must serve the following on each of the parties of record and on every other person, other than a party, who may be affected by the orders sought:

(a) a copy of an unfiled notice of application;

(b) a copy of any affidavit or other evidence that

(i) is to be referred to by the applicant at the hearing, and

(ii) has not already been served on that person;

(c) in the case of an application that is brought under Rule 9-7, any notice that the applicant is required to give under Rule 9-7 (9). ,

(c) in subrule (4) (d) by striking out “other documents” and substituting “other evidence”,

(d) by repealing subrule (4) (f) and substituting the following:

(f) subject to subrules (14.2) and (14.3), if the applicant wishes to propose a date and time for the hearing of the application, set out the proposed date and time, ,

(e) by repealing subrules (5), (6), (7) and (8),

(f) by repealing subrule (9) and substituting the following:

Application response

(9) A person who is served with the materials referred to in subrule (3) of this rule and who wishes to respond to the notice of application must serve the following on the applicant and every other party of record, within 5 business days after service or, in the case of an application under Rule 9-7, within 21 days after service:

(a) a copy of an unfiled application response;

(b) a copy of any affidavit or other evidence that

(i) is to be referred to by the application respondent at the hearing, and

(ii) has not already been served on that person;

(c) in the case of an application that is brought under Rule 9-7, any notice that the application respondent is required to give under Rule 9-7 (9). ,

(g) in subrule (10) (b) (ii) by striking out “other documents” and substituting “other evidence”,

(h) in subrule (10) (b) by striking out “and” at the end of subparagraph (ii), by adding “, and” at the end of subparagraph (iii) and by adding the following subparagraph:

- (iv) indicate whether the application respondent agrees with the applicant's proposed date and time for the hearing of the application, if any. ,

(i) in subrule (11) by striking out “filed” and substituting “served”,

(j) by repealing subrule (13) and substituting the following:

Applicant may reply

- (13) An applicant who wishes to reply to any materials served under subrule (9) must serve on each application respondent any reply affidavits as follows:
 - (a) subject to paragraph (b) of this subrule, within 3 business days after service;
 - (b) in the case of an application that is brought under Rule 9-7, within 5 business days after service. ,

(k) in subrule (14) by striking out “subrules (7)” and substituting “subrules (3)”,

(l) by adding the following subrules:

When application may be set for hearing

- (14.1) The applicant must not set an application down for hearing unless
 - (a) the applicant has served the materials referred to in subrule (3) in accordance with that subrule, and
 - (b) one of the following applies to each person required to be served under subrule (3):
 - (i) the person has served on the applicant an application response in accordance with subrule (9);
 - (ii) the period for the person to serve an application response under subrule (9) has expired.

Date and time of hearing

- (14.2) Subject to subrule (14.3), the hearing of an application must be set for 9:45 a.m. on a date on which the court hears applications or at such other time or date as has been fixed by the court or a registrar.

Date and time if hearing time more than 2 hours

- (14.3) If an application is estimated to take more than 2 hours, the date and time of the hearing must be fixed by a registrar.

How application may be set for hearing

- (14.4) An applicant may set an application down for hearing by filing the following:
 - (a) a notice of hearing of application in Form 33.01;
 - (b) the notice of application served under subrule (3);
 - (c) the original of any affidavit served under subrule (3), if not already filed;
 - (d) any other materials served under subrule (3), if not already filed.

When notice of hearing to be filed and served

- (14.5) A notice of hearing of application must be filed, and a copy of the filed notice of hearing of application must be served on each application respondent as follows:
- (a) subject to paragraph (b) of this subrule, at least 4 business days before the date set for the hearing of the application;
 - (b) if the application is estimated to take more than 2 hours, within 7 days after the registrar fixes the date and time of the hearing of the application and at least 14 days before the date set for the hearing of the application.

Reply affidavits to be filed by applicant

- (14.6) The applicant must file the original of every reply affidavit served under subrule (13) no later than 4 p.m. on the business day that is 2 business days before the date set for the hearing.

Documents to be filed by application respondent

- (14.7) Each application respondent must,
- (a) after the date on which the notice of hearing of application is filed and before the commencement of the hearing, file the following:
 - (i) the application response served under subrule (9);
 - (ii) the original of any affidavit served under subrule (9), if not already filed;
 - (iii) any other materials served under subrule (9), if not already filed, and
 - (b) bring copies of the filed materials to the hearing of the application. ,
- (m) in subrule (15) (b) (iv) by striking out “each filed application response” and substituting “every application response that has been served on the applicant”,***
- (n) by repealing subrule (15) (b) (v) and substituting the following:***
- (v) a copy of every filed pleading and any filed affidavit or other evidence that is to be relied on at the hearing;
 - (v.1) a copy of any affidavit or other evidence that has been served on the applicant by an application respondent; ,
- (o) in subrule (15) (e) (i) by striking out “three full business days” and substituting “5 business days” and by striking out “one full business day” and substituting “2 business days”,***
- (p) in subrule (16) by adding “, without leave of the court,” after “may”,***
- (q) in subrule (17) by striking out “one full business day” and substituting “2 business days”,***
- (r) in subrule (20) by striking out everything after “registry” and by adding the following paragraphs:***
- (a) no earlier than 9 a.m. on the business day that is 5 business days before the new date set for the hearing of the application and no later than 4 p.m. on

the business day that is 2 business days before the new date set for the hearing of the application, or

(b) if an earlier date is fixed by a registrar, on or before that date. ,

(s) in subrule (21) by striking out “filed and”, and

(t) by repealing subrule (21.1) (a) and (b) and substituting the following:

(a) file a notice of hearing of application in Form 33.01, and

(b) serve a copy of the filed notice of hearing of application on each application respondent at least 2 business days before the date set for the hearing.

2 Rule 9-7 is amended

(a) in subrule (8) (a) by striking out “notice of application and the other documents referred to in Rule 8-1 (3)” and substituting “copy of the unfiled notice of application and the other materials referred to in Rule 8-1 (3)”, and

(b) in subrule (10) (a) by striking out “Rule 8-1 (7) and (8)” and substituting “Rule 8-1 (3)”.

3 Rule 11-3 (8) is amended by striking out “documents that under Rule 8-1 (7)” and substituting “materials that under Rule 8-1 (3)”.

4 Rule 16-1 is amended

(a) in subrule (6) by striking out “response” and substituting “reply”, by striking out “responding” and substituting “reply” and by adding “of petition” after “notice of hearing”,

(b) in subrule (8) (a) and (b) by adding “of petition” after “notice of hearing” wherever it appears,

(c) in subrule (11) (e) (i) by striking out “three full business days” and substituting “5 business days” and by striking out “one full business day” and substituting “2 business days”,

(d) in subrule (12) by striking out “one full business day” and substituting “2 business days”,

(e) in subrule (15) (a) by striking out “three full business days” and substituting “5 business days” and by striking out “one full business day” and substituting “2 business days”, and

(f) in subrule (19) (b) (i) by adding “of petition” after “notice of hearing”.

5 Rule 22-8 (11) is repealed and the following substituted:

Proceeding for contempt

- (11) A party applying for an order for contempt must comply with Rule 8-1 and, without limiting this, the party must serve, by personal service, a copy of the unfiled notice of

application and the other materials referred to in Rule 8-1 (3) on the alleged contemnor.

6 *Rule 22-9 (1) is amended*

(a) by adding “serve or” before “file an application”, and

(b) in paragraph (a) by adding “serve or” before “file”.

7 *Rule 23-6 (3.1) and (8.8) is amended by striking out “one full business day” and substituting “2 business days”.*

8 *Rule 25-5 (3) (b) (ii) is amended by striking out “one full business day” and substituting “2 business days”.*

9 *Rule 25-14 (5) is amended by striking out “the notice of application and the other application materials referred to in Rule 8-1 (7)” and substituting “a copy of the unfiled notice of application and the other materials referred to in Rule 8-1 (3)”.*

10 *Forms 17, 32 and 33 in Appendix A are repealed and the following substituted:*

Form 17 (Rules 4-6 (1), 5-4 (1), 8-1 (22), 9-4 (1), 13-3 (25), 16-1 (16.1) and (17), 20-5 (3), 23-1(9) and 23-3 (10))

[Style of Proceeding]

REQUISITION - GENERAL

[Rule 22-3 of the Supreme Court Civil Rules applies to all forms.]

Filed by:[party(ies)].....

Required:

This requisition is supported by the following:

[Include a description of supporting document(s). Each affidavit included on the list must be identified as follows: "Affidavit #.....[sequential number, if any, recorded in the top right hand corner of the affidavit]..... of[name]....., made[date].....".]

1

2

Date:

.....

Signature of

[] filing party [] lawyer for filing party(ies)

.....[type or print name].....

FORM 32 (RULE 8-1 (4))

[Style of Proceeding]

NOTICE OF APPLICATION

[Rule 22-3 of the Supreme Court Civil Rules applies to all forms.]

[The notice of application must be served in accordance with Rule 8-1. A hearing date is not fixed until a Notice of Hearing of Application is filed.]

Name(s) of applicant(s):

To:*[name(s) of party(ies) or person(s) affected]*.....

TAKE NOTICE that an application will be made by the applicant(s) to the presiding judge or associate judge at the courthouse at*[address of registry in which the proceeding is being conducted]*..... on a date to be set by Notice of Hearing of Application for the order(s) set out in Part 1 below.

The applicant(s) estimate(s) that the application will take*[time estimate]*..... .

The applicant(s) propose(s) that the matter will be heard on*[insert date, date range, or assize]*..... .

[Check whichever one of the following boxes is correct.]

- ☐ This matter is within the jurisdiction of an associate judge.
- ☐ This matter is not within the jurisdiction of an associate judge.

Part 1: ORDER(S) SOUGHT

[Using numbered paragraphs, set out the order(s) that will be sought at the application and indicate against which party(ies) the order(s) is(are) sought.]

- 1
- 2

Part 2: FACTUAL BASIS

[Using numbered paragraphs, set out a brief summary of the facts supporting the application.]

- 1
- 2

[If any party sues or is sued in a representative capacity, identify the party and describe the representative capacity.]

Part 3: LEGAL BASIS

[Using paragraphs numbered sequentially from Part 2 above, specify any rule or other enactment relied on and provide a brief summary of any other legal arguments on which the applicant(s) intend(s) to rely in support of the orders sought. If appropriate, include citation of applicable cases.]

3

4

Part 4: MATERIAL TO BE RELIED ON

[Using numbered paragraphs, list the affidavits served with the notice of application and other affidavits and other documents already in the court file relevant to the application on which the applicant(s) will rely. Each affidavit included on the list must be identified as follows: "Affidavit #.....[sequential number, if any, recorded in the top right hand corner of the affidavit]..... of[name]....., made[date].....".]

1

2

TO THE PERSONS RECEIVING THIS NOTICE OF APPLICATION: If you wish to respond to this notice of application, you must, within 5 business days after service of this notice of application or, if this application is brought under Rule 9-7, within 21 days after service of this notice of application, serve the following on the applicant and on every other party of record:

- (a) a copy of your unfiled application response;
- (b) a copy of the affidavits or other evidence that you intend to refer to at the hearing of this application and that has not already been served on that person;
- (c) if this application is brought under Rule 9-7, any notice that you are required to give under Rule 9-7 (9).

Date:

.....

Signature of [] applicant [] lawyer for applicant(s)

.....[type or print name].....

To be completed by the court only:

Order made

[] in the terms requested in paragraphs of Part 1 of this notice of application

[] with the following variations and additional terms:

.....
.....
.....

Date:

.....

Signature of [] Judge [] Associate Judge

APPENDIX

[The following information is provided for data collection purposes only and is of no legal effect.]

THIS APPLICATION INVOLVES THE FOLLOWING:

[Check the box(es) below for the application type(s) included in this application.]

- ☐ discovery: comply with demand for documents
- ☐ discovery: production of additional documents
- ☐ other matters concerning document discovery
- ☐ extend oral discovery
- ☐ other matter concerning oral discovery
- ☐ amend pleadings
- ☐ add/change parties
- ☐ summary judgment
- ☐ summary trial
- ☐ service
- ☐ mediation
- ☐ adjournments
- ☐ proceedings at trial
- ☐ case plan orders: amend
- ☐ case plan orders: other
- ☐ experts
- ☐ none of the above

FORM 33 (RULE 8-1 (10))

[Style of Proceeding]

APPLICATION RESPONSE

[Rule 22-3 of the Supreme Court Civil Rules applies to all forms.]

[The application response must be served then filed in accordance with Rule 8-1. A hearing date is not fixed until a Notice of Hearing of Application is filed.]

Application response of:[party(ies)]....., (the "application respondent(s)")

THIS IS A RESPONSE TO the notice of application of[party(ies)]..... dated
.....[date]..... .

The application respondent(s) *[Check whichever one of the following boxes is correct and complete the required information.]*

☐ I agree to the applicant's hearing date of[date].....

☐ I do not agree to the applicant's hearing date and propose the following date(s):
.....[date(s)].....

The application respondent(s) estimate(s) that the application will take[time estimate]..... .

Part 1: ORDERS CONSENTED TO

The application respondent(s) consent(s) to the granting of the orders set out in the following paragraphs of Part 1 of the notice of application on the following terms:[set out paragraph numbers and any proposed terms]..... .

Part 2: ORDERS OPPOSED

The application respondent(s) oppose(s) the granting of the orders set out in paragraphs[list paragraph numbers]..... of Part 1 of the notice of application.

Part 3: ORDERS ON WHICH NO POSITION IS TAKEN

The application respondent(s) take(s) no position on the granting of the orders set out in paragraphs[list paragraph numbers]..... of Part 1 of the notice of application.

Part 4: FACTUAL BASIS

[Using numbered paragraphs, set out a brief summary of the facts on which the orders sought in the application should not be granted.]

1

2

Part 5: LEGAL BASIS

[Using paragraphs numbered sequentially from Part 4 above, specify any rule or other enactment relied on and provide a brief summary of any other legal arguments on which the application respondent(s) intend(s) to rely in opposing the orders sought in the application. If appropriate, include citation of applicable cases.]

3

4

Part 6: MATERIAL TO BE RELIED ON

[Using numbered paragraphs, list the affidavits served with this application response and other affidavits and other documents already in the court file relevant to the application on which the application respondent(s) will rely. Each affidavit included on the list must be identified as follows: "Affidavit #.....[sequential number, if any, recorded in the top right hand corner of the affidavit]..... of[name]....., made[date].....".]

1

2

[Check whichever one of the following boxes is correct and complete any required information.]

- ☐ The application respondent has filed in this proceeding a document that contains the application respondent's address for service.
- ☐ The application respondent has not filed in this proceeding a document that contains an address for service. The application respondent's ADDRESS FOR SERVICE is: [Set out the address(es) for service in compliance with Rule 4-1 (1) of the Supreme Court Civil Rules and any additional address(es) under Rule 4-1 (2) that the application respondent wishes to include.].....

Date:

.....
Signature of ☐ application respondent
☐ lawyer for application respondent(s)
.....[type or print name].....

11 The following Form is added to Appendix A:

FORM 33.01 (RULE 8-1 (14.4 (a)))

[Style of Proceeding]

NOTICE OF HEARING OF APPLICATION

[Rule 22-3 of the Supreme Court Civil Rules applies to all forms.]

To:*[name(s) of application respondent(s), if any]*.....

TAKE NOTICE that the notice of application of*[party(ies)]*..... dated*[date]*..... will be heard at the courthouse at*[address]*..... on*[date]*..... at*[time of day]*..... .

1 Service

[Check the correct box(es) and complete the required information.]

- ☐ The notice of application was served on.....*[date(s)]*.....
- ☐ The application response(s) was(were) served on*[date(s)]*.....
- ☐ No application response has been served and the time to serve a response has expired.

2 Date of hearing

[Check whichever one of the following boxes is correct.]

- ☐ The parties have agreed as to the date of the hearing of the application.
- ☐ The parties have been unable to agree as to the date of the hearing but notice of the hearing will be given to the application respondents in accordance with Rule 8-1 (14.5) of the Supreme Court Civil Rules.
- ☐ The application is unopposed, by consent or without notice.

3 Duration of hearing

[Check the correct box(es) and complete the required information.]

- ☐ It has been agreed by the parties that the hearing will take*[time estimate]*..... .
- ☐ The parties have been unable to agree as to how long the hearing will take and
 - (a) the time estimate of the applicant(s) is minutes, and
 - (b) ☐ the time estimate of the application respondent(s) is minutes.
 - ☐ the application respondent(s) has(ve) not given a time estimate.

4 Jurisdiction

[Check whichever one (or more) of the following boxes is correct.]

- ☐ This matter is within the jurisdiction of an associate judge.
- ☐ This matter is not within the jurisdiction of an associate judge.
- ☐ The application is a summary trial brought under Rule 9-7.

☐ The application is seeking a final order.

☐ The application is seeking injunctive relief.

5 Orders sought

The orders being sought are as set out in the Notice of Application dated.....[date].....:

.....[set out paragraph numbers of orders from the Notice of Application and any additional proposed terms sought by consent].....

Date:

.....

Signature of ☐ applicant ☐ lawyer for applicant(s)

.....[type or print name].....

12 Forms 68 and 117.1 in Appendix A are repealed and the following substituted:

FORM 68 (RULE 16-1 (8))

No.

..... Registry

In the Supreme Court of British Columbia

Between

, Petitioner(s)

and

, Respondent(s)

[or, if there is no person against whom relief is sought:

Re:*[State the person by whom, or the entity in respect of which, relief is sought].*.....]

NOTICE OF HEARING OF PETITION

[Rule 22-3 of the Supreme Court Civil Rules applies to all forms.]

To:*[name(s) of petition respondent(s), if any].*.....

TAKE NOTICE that the petition of*[party(ies)]*..... dated*[date]*..... will be heard at the courthouse at*[address]*..... on*[date]*..... at*[time of day]*..... .

[Check whichever one of the following boxes is correct.]

- ☐ This matter is an application for judicial review.
- ☐ This matter is not an application for judicial review.

1 Date of hearing

[Check whichever one of the following boxes is correct.]

- ☐ The parties have agreed as to the date of the hearing of the petition.
- ☐ The parties have been unable to agree as to the date of the hearing but notice of the hearing will be given to the petition respondents in accordance with Rule 16-1 (8) (b) of the Supreme Court Civil Rules.
- ☐ The petition is unopposed, by consent or without notice.

2 Duration of hearing

[Check the correct box(es) and complete the required information.]

- ☐ It has been agreed by the parties that the hearing will take*[time estimate]*..... .
- ☐ The parties have been unable to agree as to how long the hearing will take and
 - (a) the time estimate of the petitioner(s) is minutes, and
 - (b) ☐ the time estimate of the petition respondent(s) is minutes.

☐ the petition respondent(s) has(ve) not given a time estimate.

3 Jurisdiction

[Check whichever one of the following boxes is correct.]

- ☐ This matter is within the jurisdiction of an associate judge.
☐ This matter is not within the jurisdiction of an associate judge.

Date:

.....
Signature of ☐ petitioner ☐ lawyer for petitioner(s)

.....*[type or print name]*.....

FORM 117.1 (RULE 22-9 (1))

[Style of Proceeding]

REQUISITION – LEAVE (VEXATIOUS LITIGANT)

[Rule 22-3 of the Supreme Court Civil Rules applies to all forms.]

Filed by:*[requesting person(s)]*.....

Required:

1. Leave to file and/or serve the attached documents.

The reasons why the Court should grant leave to file and/or serve these documents are:

.....
.....
.....

2. ☐ The requesting person is not under a legal disability

☐ The requesting person is under a legal disability, namely

.....
.....

3. ☐ A copy of the order that requires the requesting person to seek leave of the court to file and/or serve the attached documents is attached to this requisition

Contact information of requesting person:

[address and phone number of requesting person]

.....
.....

Date:

.....

Signature of person requesting leave

.....*[type or print name]*.....

To be completed by the court only: ☐ Request granted – A copy of this signed requisition granting leave must be attached to the documents when serving or filing them. ☐ Request denied ☐ Hearing required without notice to intended defendant(s) ☐ Hearing required on notice to intended defendant(s) (directions for service if any) Signature of Judge or Associate Judge Name of Judge/Associate Judge (please print) Date:
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- 13** *Schedule 1 to Appendix C is amended in item 5 of the table by adding “notice of hearing of application,” after “set a matter for hearing by”.*
- 14** *Schedule 4 to Appendix C is amended in item 5 of the table by adding “notice of hearing of application,” after “set a matter for hearing by”.*

SCHEDULE 2

1 *Rule 6-3 (1) (e) of the Supreme Court Family Rules, B.C. Reg. 169/2009, is amended by striking out “documents referred to in Rule 10-6 (6)” and substituting “materials referred to in Rule 10-6 (2)”.*

2 *Rule 10-6 is amended*

(a) in subrule (1) by striking out “files” and substituting “serves”,

(b) by repealing subrule (2) and substituting the following:

Notice of application

(2) A party wishing to apply under this rule must serve the following on each of the parties and on every other person, other than a person named as a party, who may be affected by the orders sought:

- (a) a copy of an unfiled notice of application;
- (b) subject to Rule 15-2.1, a copy of any affidavit or other evidence that
 - (i) is to be referred to by the applicant at the hearing, and
 - (ii) has not already been served on that person;
- (c) in addition to the materials referred to in paragraphs (a) and (b) of this subrule, in the case of an application that is brought under Rule 11-3, any notice that the applicant is required to give under Rule 11-3 (9);
- (d) in addition to the materials referred to in paragraphs (a) to (c) of this subrule, in the case of an application that is in relation to an agreement filed in, or to start, a family law case, a copy of the filed agreement;
- (e) in addition to the materials referred to in paragraphs (a) to (c) of this subrule, in the case of an application that is in relation to a determination of a parenting coordinator filed under Rule 2-1.1 (1),
 - (i) a copy of the filed determination, and
 - (ii) if the parenting coordinator was engaged under an agreement filed under Rule 2-1 (2), a copy of the filed agreement;
- (f) in addition to the materials referred to in paragraphs (a) to (c) of this subrule, in the case of an application that is in relation to an arbitration award filed in, or to start, a family law case, a copy of the filed arbitration award.

[If an order is sought to appoint a person as the guardian of one or more children, the affidavit referred to in Rule 15-2.1 must be served with the other application materials.],

(c) by adding the following subrule:

Personal service required in some cases

(2.1) In the case of the following applications, the materials referred to in subrule (2) of this rule must be served by personal service in accordance with Rule 6-3 (2):

- (a) an application to change, suspend or terminate a final order;

- (b) an application to set aside or replace the whole or any part of an agreement filed under Rule 2-1 (2);
- (c) an application to change or set aside a determination of a parenting coordinator filed under Rule 2-1.1 (1);
- (d) an application to change, suspend or terminate an arbitration award filed under Rule 2-1.2 (1);
- (e) an application under Rule 21-7 for an order for contempt;
- (f) an application under section 231 (2) of the *Family Law Act* for an order that a person be imprisoned. ,

(d) in subrule 3 (d) by striking out “other documents” and substituting “other evidence”;

(e) by repealing subrule (3) (f) and substituting the following:

- (f) subject to subrules (13.2) and (13.3), if the applicant wishes to propose a date and time for the hearing of the application, set out the proposed date and time, ,

(f) by repealing subrules (4), (5), (6) and (7),

(g) by repealing subrule (8) and substituting the following:

Application response

- (8) A person who is served the materials referred to in subrule (2) and who wishes to respond to the notice of application must serve the following on the applicant and every other party, within the applicable period referred to in subrule (8.1):
 - (a) a copy of an unfiled application response that complies with subrule (9) and, if applicable, subrule (10);
 - (b) a copy of any affidavit or other evidence that
 - (i) is to be referred to by the application respondent at the hearing, and
 - (ii) has not already been served on that person;
 - (c) in the case of an application that is brought under Rule 11-3, any notice that the application respondent is required to give under Rule 11-3 (9). ,

(h) by repealing subrule (8.1) and substituting the following:

Time for service

- (8.1) The application respondent must serve the materials referred to in subrule (8) within whichever of the following periods applies to the application:
 - (a) subject to paragraphs (b) and (c) of this subrule, within 5 business days after service of the materials referred to in subrule (2);
 - (b) in the case of an application under Rule 11-3, within 21 days after service of the materials referred to in subrule (2) of this rule;
 - (c) in the case of the following applications, within 14 days after service of the materials referred to in subrule (2) of this rule:
 - (i) an application to change, suspend or terminate a final order;

- (ii) an application to set aside or replace the whole or any part of an agreement filed under Rule 2-1 (2);
 - (iii) an application to change or set aside a determination of a parenting coordinator filed under Rule 2-1.1 (1);
 - (iv) an application to change, suspend or terminate an arbitration award filed under Rule 2-1.2 (1). ,
- (i) in subrule (9) (b) (ii) by striking out “other documents” and substituting “other evidence”,**
- (j) in subrule (9) (b) by striking out “and” at the end of subparagraph (ii), by adding “, and” at the end of subparagraph (iii) and by adding the following subparagraph:**
- (iv) indicate whether the application respondent agrees with the applicant’s proposed date and time for the hearing of the application, if any. ,
- (k) in subrule (10) by striking out “filed” and substituting “served”,**
- (l) by repealing subrule (12) and substituting the following:**

Applicant may reply

- (12) An applicant who wishes to reply to any materials served under subrule (8) must serve on each application respondent any reply affidavits, as follows:
- (a) subject to paragraph (b) of this subrule, within 3 business days after service;
 - (b) in the case of the following applications, within 5 business days after service:
 - (i) an application that is brought under Rule 11-3;
 - (ii) an application to change, suspend or terminate a final order;
 - (iii) an application to set aside or replace the whole or any part of an agreement filed under Rule 2-1 (2);
 - (iv) an application to change or set aside a determination of a parenting coordinator filed under Rule 2-1.1 (1);
 - (v) an application to change, suspend or terminate an arbitration award filed under Rule 2-1.2 (1). ,
- (m) in subrule (13) by striking out “subrules (6)” and substituting “subrules (2)”,**
- (n) by adding the following subrules:**

When application may be set for hearing

- (13.1) The applicant must not set an application down for hearing unless
- (a) the applicant has served the materials referred to in subrule (2) in accordance with that subrule, and
 - (b) one of the following applies to each person required to be served under subrule (2):
 - (i) the person has served on the applicant an application response in accordance with subrule (8);

- (ii) the period for the person to serve an application response under subrule (8) has expired.

Date and time of hearing

- (13.2) Subject to subrule (13.3), the hearing of an application must be set for 9:45 a.m. on a date on which the court hears applications or at such other time or date as has been fixed by the court or a registrar.

Date and time if hearing time more than 2 hours

- (13.3) If an application is estimated to take more than 2 hours, the date and time of the hearing must be fixed by a registrar.

How application may be set for hearing

- (13.4) An applicant may set an application down for hearing by filing the following:
 - (a) a notice of hearing of application in Form F31.1;
 - (b) the notice of application served under subrule (2);
 - (c) subject to Rule 15-2.1, the original of any affidavit served under subrule (2), if not already filed;
 - (d) any other materials served under subrule (2), if not already filed.

[If an order is sought to appoint a person as the guardian of one or more children, the affidavit referred to in Rule 15-2.1 must be provided to the court with the other application materials.]

When notice of hearing to be filed and served

- (13.5) A notice of hearing of application must be filed, and a copy of the filed notice of hearing of application must be served on each application respondent as follows:
 - (a) subject to paragraphs (b) and (c) of this subrule, at least 4 business days before the date set for the hearing of the application;
 - (b) subject to paragraph (c) of this subrule, in the case of the following applications, at least 7 days before the date set for the hearing of the application:
 - (i) an application to change, suspend or terminate a final order;
 - (ii) an application to set aside or replace the whole or any part of an agreement filed under Rule 2-1 (2);
 - (iii) an application to change or set aside a determination of a parenting coordinator filed under Rule 2-1.1 (1);
 - (iv) an application to change, suspend or terminate an arbitration award filed under Rule 2-1.2 (1);
 - (c) if the application is estimated to take more than 2 hours, within 7 days after the registrar fixes the date and time of the hearing of the application and at least 14 days before the date set for the hearing of the application.

Reply affidavits to be filed by applicant

- (13.6) The applicant must file the original of every reply affidavit served under subrule (12) no later than 4 p.m. on the business day that is 2 business days before the date set for the hearing.

Documents to be filed by application respondent

- (13.7) Each application respondent must,
- (a) after the date on which the notice of hearing of application is filed and before the commencement of the hearing, file the following:
 - (i) the application response served under subrule (2);
 - (ii) the original of any affidavit served under subrule (8), if not already filed;
 - (iii) any other materials served under subrule (9), if not already filed, and
 - (b) bring copies of the filed materials to the hearing of the application. ,
- (o) in subrule (14) (b) (iv) by striking out “each filed application response” and substituting “every application response that has been served on the applicant”,***
- (p) by repealing subrule (14) (b) (v) and substituting the following:***
- (v) a copy of every filed pleading and any filed affidavit or other evidence that is to be relied on at the hearing;
 - (v.1) a copy of any affidavit or other evidence that has been served on the applicant by an application respondent, ,
- (q) in subrule (14) (c) (iii) by striking out “authorities and” and substituting “authorities, and”,***
- (r) in subrule (14) (e) (i) by striking out “three full business days” and substituting “5 business days” and by striking out “one full business day” and substituting “2 business days”,***
- (s) in subrule (15) by striking out “one full business day” and substituting “2 business days”,***
- (t) in subrule (18) by striking out everything after “registry” and by adding the following paragraphs:***
- (a) no earlier than 9 a.m. on the business day that is 5 business days before the new date set for the hearing of the application and no later than 4 p.m. on the business day that is 2 business days before the new date set for the hearing of the application, or
 - (b) if an earlier date is fixed by a registrar, on or before that date. ,
- (u) in subrule (19) by striking out “filed and”, and***
- (v) by repealing subrule (19.1) (a) and (b) and substituting the following:***
- (a) file a notice of hearing of application, and
 - (b) serve a copy of the filed notice of hearing of application on the application respondents at least 2 business days before the date set for the hearing.

3 Rule 11-3 is amended

- (a) *in subrule (8) (a) by striking out* “notice of application and the other documents referred to in Rule 10-6 (6)” *and substituting* “copy of the unfiled notice of application and the other materials referred to in Rule 10-6 (2)”,
 - (b) *in subrule (10) (a) by striking out* “Rule 10-6 (6) and (7)” *and substituting* “Rule 10-6 (2)”, *and*
 - (c) *in subrule (10) (b) by striking out* “Rule 10-6 (8)” *and substituting* “Rule 10-6 (8) and (8.1)”.
- 4** *Rule 13-4 (6) is amended by striking out* “documents that under Rule 10-6 (6)” *and substituting* “materials that under Rule 10-6 (2)”.
- 5** *Rule 15-2.1 is amended*
- (a) *in subrule (1) by striking out* “applicant must” *and substituting* “applicant must,”
 - (b) *in subrule (1) (a) by adding* “subject to subrule (1.1),” *before* “file with the court”, *and*
 - (c) *by adding the following subrule:*

Application under Rule 10-6

- (1.1) If the order referred to in subrule (1) of this rule is sought on an application under Rule 10-6, the applicant must serve and file the affidavit in Form F101 in accordance with that Rule.

- 6** *Rule 17-1 is amended*
- (a) *in subrule (6) by striking out* “response” *and substituting* “reply”, *by striking out* “responding” *and substituting* “reply” *and by adding* “of petition” *after* “notice of hearing”,
 - (b) *in subrule (8) (a) and (b) by adding* “of petition” *after* “notice of hearing” *wherever it appears*,
 - (c) *in subrule (11) (e) (i) by striking out* “three full business days” *and substituting* “5 business days” *and by striking out* “one full business day” *and substituting* “2 business days”,
 - (d) *in subrule (12) by striking out* “one full business day” *and substituting* “2 business days”,
 - (e) *in subrule (15) (a) by striking out* “three full business days” *and substituting* “5 business days” *and by striking out* “one full business day” *and substituting* “2 business days”, *and*
 - (f) *in subrule (19) (b) (i) by adding* “of petition” *after* “notice of hearing”.
- 7** *Rule 21-7 (11) is repealed and the following substituted:*

Proceeding for contempt

- (11) A party applying for an order for contempt must comply with Rule 10-6 and, without limiting this, the party must serve, by personal service, a copy of the unfiled notice of application and the other materials referred to in Rule 10-6 (2) on the alleged contemnor.

8 Rule 21-8 (1) is amended

(a) by adding “serve or” before “file an application”, and

(b) in paragraph (a) by adding “serve or” before “file”.

9 Rule 22-7 is amended

(a) in subrule (3.1) by striking out “one full business day” and substituting “2 business days”,

(b) in subrule (3.1) (b) (iii) by striking out “these rules” and substituting “these Supreme Court Family Rules”, and

(c) in subrule (8.8) by striking out “one full business day” and substituting “2 business days”.

10 Forms F17 and F31 in Appendix A are repealed and the following substituted:

**Form F17 (Rules 6-6 (1), 7.1-1 (4), 7-2 (1), 10-6 (20), 10-9 (2), 15-1 (3.4), 15-6 (25),
17-1 (16.1) and (17), 20-5 (3), 22-2 (9) and 22-4 (10))**

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Respondent:

REQUISITION – GENERAL

[Rule 21-1 of the Supreme Court Family Rules applies to all forms.]

Filed by:[party(ies)].....

Required:

This requisition is supported by the following:

[Include a description of supporting document(s). Each affidavit included on the list must be identified as follows:

*"Affidavit #.....[sequential number, if any, recorded in the top right hand corner of the affidavit]..... of
.....[name]....., made[date]....."*

1

2

Date:

.....

Signature of

[] filing party [] lawyer for filing party(ies)

.....[type or print name].....

FORM F31 (RULE 10-6 (3))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Respondent:

NOTICE OF APPLICATION

[Rule 21-1 of the Supreme Court Family Rules applies to all forms.]

[The notice of application must be served in accordance with Rule 10-6. A hearing date is not fixed until a Notice of Hearing of Application is filed.]

Name(s) of applicant(s):

To:*[name(s) of party(ies) or person(s) affected]*.....

TAKE NOTICE that an application will be made by the applicant(s) to the presiding judge or associate judge at the courthouse at*[address of registry in which the family law case is being conducted]*..... on a date to be set by Notice of Hearing of Application for the order(s) set out in Part 1 below.

The applicant(s) estimate(s) that the application will take*[time estimate]*..... .

The applicant(s) propose(s) that the matter will be heard on*[insert date, date range, or assize]*..... .

[Check whichever one of the following boxes is correct.]

- ☐ This matter is within the jurisdiction of an associate judge.
- ☐ This matter is not within the jurisdiction of an associate judge.

Part 1: ORDER(S) SOUGHT

[Using numbered paragraphs, set out the order(s) that will be sought at the application and indicate against which party(ies) the order(s) is(are) sought.]

1
2

Part 2: FACTUAL BASIS

[Using numbered paragraphs, set out a brief summary of the facts supporting the application.]

1

2

[If any party sues or is sued in a representative capacity, identify the party and describe the representative capacity.]

Part 3: LEGAL BASIS

[Using paragraphs numbered sequentially from Part 2 above, specify any rule or other enactment relied on and provide a brief summary of any other legal arguments on which the applicant(s) intend(s) to rely in support of the orders sought.]

3

4

Part 4: MATERIAL TO BE RELIED ON

[Using numbered paragraphs, list the affidavits served with the notice of application and other affidavits and other documents already in the court file relevant to the application on which the applicant(s) will rely. Each affidavit included on the list must be identified as follows: "Affidavit #.....[sequential number, if any, recorded in the top right hand corner of the affidavit]..... of[name]....., made[date]....."]

1

2

TO THE PERSONS RECEIVING THIS NOTICE OF APPLICATION: If you wish to respond to this notice of application, you must, within the time for response to application described below, serve the following on the applicant and every other party:

- (i) a copy of your unfiled application response;
- (ii) a copy of the affidavits or other evidence that you intend to refer to at the hearing of this application and that has not already been served on that person;
- (iii) if this application is brought under Rule 11-3, any notice that you are required to give under Rule 11-3 (9).

Time for response to application

The documents referred to above must be served within whichever of the following periods applies to the application:

- (a) unless one of the following paragraphs applies, within 5 business days after service of this notice of application,
- (b) if this application is brought under Rule 11-3, within 21 days after service of this notice of application, and
- (c) if this application is brought to change, suspend or terminate a final order, to set aside or replace the whole or any part of an agreement filed under Rule 2-1 (2), to change or set aside a determination of a parenting coordinator filed under Rule 2-1.1 (1), or to change, suspend or terminate an arbitration award filed under Rule 2-1.2 (1), within 14 days after service of this notice of application.

Date:
Signature of [] applicant [] lawyer for applicant(s)
.....[type or print name].....

To be completed by the court only: Order made [] in the terms requested in paragraphs of Part 1 of this notice of application [] with the following variations and additional terms: Date: Signature of [] Judge [] Associate Judge
--

APPENDIX

[The following information is provided for data collection purposes only and is of no legal effect.]

THIS APPLICATION INVOLVES THE FOLLOWING:

[Check the box(es) below for the application type(s) included in this application.]

- ☐ discovery: comply with demand for documents
- ☐ discovery: production of additional documents
- ☐ other matters concerning document discovery
- ☐ extend oral discovery
- ☐ other matter concerning oral discovery
- ☐ amend pleadings
- ☐ add/change parties
- ☐ summary judgment
- ☐ summary trial
- ☐ service
- ☐ interim order
- ☐ change order
- ☐ adjournments

- ☐ proceedings at trial
- ☐ appointment of additional expert(s): financial matters
- ☐ other matters concerning experts
- ☐ none of the above

11 The following Form is added to Appendix A:

FORM F31.1 (RULE 10-6 (13.4 (a)))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Respondent:

NOTICE OF HEARING OF APPLICATION

[Rule 21-1 of the Supreme Court Family Rules applies to all forms.]

To:[*name(s) of application respondent(s), if any*].....

TAKE NOTICE that the notice of application of[*party(ies)*]..... dated[*date*]..... will be heard at the courthouse at[*address*]..... on[*date*]..... at[*time of day*]..... .

1 Service

[Check the correct box(es) and complete the required information.]

- ☐ The notice of application was served on.....[*date(s)*].....
- ☐ The application response(s) was(were) served on[*date(s)*].....
- ☐ No application response has been served and the time to serve a response has expired.

2 Date of hearing

[Check whichever one of the following boxes is correct.]

- ☐ The parties have agreed as to the date of the hearing of the application.
- ☐ The parties have been unable to agree as to the date of the hearing but notice of the hearing will be given to the application respondents in accordance with Rule 10-6 (13.5) of the Supreme Court Family Rules.
- ☐ The application is unopposed, by consent or without notice.

3 Duration of hearing

[Check the correct box(es) and complete the required information.]

- ☐ It has been agreed by the parties that the hearing will take[*time estimate*].....
- ☐ The parties have been unable to agree as to how long the hearing will take and
(a) the time estimate of the applicant(s) is minutes, and

(b) ☐ the time estimate of the application respondent(s) is minutes.

☐ the application respondent(s) has(ve) not given a time estimate.

4 Jurisdiction

[Check whichever one of the following boxes is correct.]

☐ This matter is within the jurisdiction of an associate judge.

☐ This matter is not within the jurisdiction of an associate judge.

☐ The application is a summary trial brought under Rule 11-3.

☐ The application is seeking a final order.

☐ The application is seeking injunctive relief.

5 Orders sought

The orders being sought are as set out in the Notice of Application dated.....*[date]*.....:

.....*[set out paragraph numbers of orders from the Notice of Application and any additional proposed terms sought by consent]*.....

Date:

.....

Signature of ☐ applicant ☐ lawyer for applicant(s)

.....*[type or print name]*.....

12 Forms F32, F75, F82.2, F82.3, F82.4 and F94.1 in Appendix A are repealed and the following substituted:

Form F32 (Rule 10-6 (9))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Respondent:

APPLICATION RESPONSE

[Rule 21-1 of the Supreme Court Family Rules applies to all forms.]

[The application response must be served in accordance with Rule 10-6. A hearing date is not fixed until Notice of Hearing of Application is filed.]

Application response of:[party(ies)]....., (the "application respondent(s)")

THIS IS A RESPONSE TO the notice of application of[party(ies)]....., dated
.....[date]..... .

The application respondent(s) *[Check whichever one of the following boxes is correct and complete the required information.]*

☐ I agree to the applicant's hearing date of[date].....

☐ I do not agree to the applicant's hearing date and propose the following date(s):
.....[date(s)].....

The application respondent(s) estimate(s) that the application will take[time estimate]..... .

Part 1: ORDERS CONSENTED TO

The application respondent(s) consent(s) to the granting of the orders set out in the following paragraphs of Part 1 of the notice of application on the following terms:[set out paragraph numbers and any proposed terms]..... .

Part 2: ORDERS OPPOSED

The application respondent(s) oppose(s) the granting of the orders set out in paragraphs[list paragraph numbers]..... of Part 1 of the notice of application.

Part 3: ORDERS ON WHICH NO POSITION IS TAKEN

The application respondent(s) take(s) no position on the granting of the orders set out in paragraphs[list paragraph numbers]..... of Part 1 of the notice of application.

Part 4: FACTUAL BASIS

[Using numbered paragraphs, set out a brief summary of the material facts on which the orders sought in the application should not be granted.]

1
2

Part 5: LEGAL BASIS

[Using paragraphs numbered sequentially from Part 4 above, specify any rule or other enactment relied on and provide a brief summary of any other legal arguments on which the application respondent(s) intend(s) to rely in opposing the orders sought in the application.]

3
4

Part 6: MATERIAL TO BE RELIED ON

[Using numbered paragraphs, list the affidavits served with this application response and other affidavits and other documents already in the court file relevant to the application on which the application respondent(s) will rely. Each affidavit included on the list must be identified as follows: "Affidavit #.....[sequential number, if any, recorded in the top right hand corner of the affidavit]..... of[name]....., made[date].....".]

1
2

[Check whichever one of the following boxes is correct and complete any required information.]

- ☐ The application respondent has filed in this family law case a document that contains the application respondent's address for service.
- ☐ The application respondent has not filed in this family law case a document that contains an address for service. The application respondent's ADDRESS FOR SERVICE is:[Set out an address for service that complies with Rule 6-1 (1) of the Supreme Court Family Rules and any additional address(es) under Rule 6-1 (2) that the application respondent wishes to include.].....

Date:
Signature of ☐ application respondent
☐ lawyer for application respondent(s)
.....[type or print name].....

Form F75 (Rule 17-1 (8))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Petitioner:

Respondent:

NOTICE OF HEARING OF PETITION

[Rule 21-1 of the Supreme Court Family Rules applies to all forms.]

To:[*name(s) of petition respondent(s), if any*].....

TAKE NOTICE that the petition of[*party(ies)*]..... dated[*date*]..... will be heard at the courthouse at[*address*]..... on[*date*]..... at[*time of day*]..... .

1 Date of hearing

[Check whichever one of the following boxes is correct.]

- ☐ The parties have agreed as to the date of the hearing of the petition.
- ☐ The parties have been unable to agree as to the date of the hearing but notice of the hearing will be given to the petition respondents in accordance with Rule 17-1 (8) (b) of the Supreme Court Family Rules.
- ☐ The petition is unopposed, by consent or without notice.

2 Duration of hearing

[Check the correct box(es) and complete the required information.]

- ☐ It has been agreed by the parties that the hearing will take[*time estimate*]..... .
- ☐ The parties have been unable to agree as to how long the hearing will take and
 - (a) the time estimate of the petitioner(s) is minutes, and
 - (b) ☐ the time estimate of the petition respondent(s) is minutes.
 - ☐ the petition respondent(s) has(ve) not given a time estimate.

3 Jurisdiction

[Check whichever one of the following boxes is correct.]

- ☐ This matter is within the jurisdiction of an associate judge.
- ☐ This matter is not within the jurisdiction of an associate judge.

Date:

.....
Signature of [] petitioner [] lawyer for petitioner(s)

.....[*type or print name*].....

Form F82.2 (Rule 18-3 (15))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Appellant:

Respondent:

**APPELLANT'S STATEMENT OF ARGUMENT
SPECIFIED APPEAL FROM PROVINCIAL COURT**

[Rule 21-1 of the Supreme Court Family Rules applies to all forms.]

Part 1: STATEMENT OF FACTS

The facts of this case are as follows:

[Using numbered paragraphs, set out a concise statement of the relevant facts of the case making reference for each fact to the reasons for judgment or to the page and line numbers of the transcript.]

1

2

Part 2: ISSUES ON APPEAL

The appellant agrees with the order appealed from except as follows:

[Using paragraphs numbered sequentially from Part 1 above, set out in what respect the order appealed from is in error.]

3

4

Part 3: ARGUMENT

The decision or order appealed from is opposed because:

[Using paragraphs numbered sequentially from Part 3 above, set out a concise argument why the order is alleged to be in error including the points of law or fact with a reference to the exhibit or page and line numbers of the transcript and the authorities in support of each point.]

5

6

Part 4: ORDER SOUGHT

[This part must set out the order sought by the appellant.]

Date:

.....

Signature of

[] filing party [] lawyer for filing party(ies)

.....[*type or print name*].....

Form F82.3 (Rule 18-3 (17))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Appellant:

Respondent:

**RESPONDENT'S STATEMENT OF ARGUMENT
SPECIFIED APPEAL FROM PROVINCIAL COURT**

[Rule 21-1 of the Supreme Court Family Rules applies to all forms.]

Part 1: STATEMENT OF FACTS

The respondent's position on the appellant's statement of facts is as follows:

[Using numbered paragraphs, set out a concise statement of the respondent's position with respect to the appellant's statement of facts together with a concise statement of any other facts that the respondent considers relevant making reference for each fact to the reasons for judgment or to the page and line numbers of the transcript.]

1

2

Part 2: ISSUES ON APPEAL

The respondent's position on the appellant's statement of issues on appeal is as follows:

[Using paragraphs numbered sequentially from Part 1 above, set out the respondent's position with respect to the issues as stated by the appellant.]

3

4

Part 3: ARGUMENT

The decision or order appealed from is opposed because:

[Using paragraphs numbered sequentially from Part 3 above, set out a concise argument why the order sought by the appellant should not be made including the points of law or fact with a reference to the exhibit or page and line numbers of the transcript and the authorities in support of each point.]

5

6

Part 4: ORDER SOUGHT

[This part must set out the order sought by the respondent.]

Date:

.....

Signature of

[] filing party [] lawyer for filing party(ies)

.....[type or print name].....

Form F82.4 (Rule 18-3 (18))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Appellant:

Respondent:

**APPELLANT'S REPLY
SPECIFIED APPEAL FROM PROVINCIAL COURT**

[Rule 21-1 of the Supreme Court Family Rules applies to all forms.]

Part 1: STATEMENT OF FACTS

The appellant's reply to the respondent's statement of facts is as follows:

[Using numbered paragraphs, reply to the facts raised in the respondent's Statement of Argument that the appellant could not have reasonably addressed in the appellant's Statement of Argument.]

1

2

Part 2: ARGUMENT

The appellant's reply to the respondent's argument is as follows:

[Using paragraphs numbered sequentially from Part 1 above, reply to arguments raised in the respondent's Statement of Argument that the appellant could not have reasonably addressed in the Appellant's Statement of Argument, including the points of law or fact with a reference to the exhibit or page and line numbers of the transcript and the authorities in support of each point.]

3

4

Date:

.....

Signature of

[] filing party [] lawyer for filing party(ies)

.....[type or print name].....

FORM F94.1 (RULE 21-8 (1))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Respondent:

REQUISITION – LEAVE (VEXATIOUS LITIGANT)

[Rule 21-1 of the Supreme Court Family Rules applies to all forms.]

Filed by:[requesting person(s)].....

Required:

1. Leave to file and/or serve the attached documents.

The reasons why the Court should grant leave to file and/or serve these documents are:

.....
.....
.....

2. ☐ The requesting person is not under a legal disability

☐ The requesting person is under a legal disability, namely

.....
.....

3. ☐ A copy of the order that requires the requesting person to seek leave of the court to file and/or serve the attached documents is attached to this requisition

Contact information of requesting person:

[address and phone number of requesting person]

.....
.....

Date:

 Signature of person requesting leave
[type or print name].....

To be completed by the court only: ☐ Request granted – A copy of this signed requisition granting leave must be attached to the documents when serving or filing them. ☐ Request denied ☐ Hearing required without notice to intended defendant(s) ☐ Hearing required on notice to intended defendant(s) (directions for service if any) Signature of Judge or Associate Judge Name of Judge/Associate Judge (please print) Date:
--

- 13** *Schedule 1 to Appendix C is amended in item 5 of the table by adding “notice of hearing of application,” after “set a matter for hearing by”.*

- 14** *Schedule 4 to Appendix C is amended in item 5 of the table by adding “notice of hearing of application,” after “set a matter for hearing by”.*

SCHEDULE 3

- 1 Section 12 (1) of the Tax Appeals Regulation, B.C. Reg. 135/2024, is amended by adding “of petition” after “notice of hearing” wherever it appears.***