

History of the BC Court of Appeal Rules

Court of Appeal Rules, 1924*

Effective October 8, 1924 – in force by Order in Council

Enabling Act: *Court Rules of Practice Act*, RSBC 1924, c. 224 (Rep. & Repl. by RSBC 1936, c. 249)
Court Rules of Practice Act, RSBC 1936, c. 249

*please note: the Court of Appeal Rules, 1924 can be found in *B.C. Supreme Court Rules* (KN352 A115 S8 1925) at page 297.

Replaced by Court of Appeal Rules, 1943 – effective July 2, 1943

Court of Appeal Rules, 1943*

Effective July 2, 1943 – in force by Order in Council

Enabling Act: *Court Rules of Practice Act*, RSBC 1936, c. 249 (Rep. & Repl. by RSBC 1948, c. 73, s. 76)
Court Rules of Practice Act, RSBC 1948, c. 73

*please note: the Court of Appeal Rules, 1943 and OIC can be found in *B.C. Supreme Court Rules* (KN352 A115 S8 1943) at p.293.

Replaced by Court of Appeal Rules, 1959 – effective December 15, 1959

Court of Appeal Rules, 1959, BC Reg #327/59*

Effective December 15, 1959

Enabling Act: *Court Rules of Practice Act*, RSBC 1948, c.293 (Rep. & Repl. by RSBC 1960, c. 82)
Court Rules of Practice Act, RSBC 1960, c. 82 (Rep. & Repl. by RSBC 1979, c. 77)
Court Rules Act, RSBC 1979, c. 77

*please note: the Court of Appeal Rules, 1959 can be found in *B.C. Supreme Court Rules* (KN352 A115 S8 1961) at p.331. They can also be found in the *B.C. Supreme Court Rules* (KN352 A115 S8 1971) at p.342.

Amendments to:

| Rule | Nature | BC Reg# (Section#) | Effective Date |
|----------|------------------------|--------------------|----------------|
| r. 4(3) | Repealed & Replaced by | 197/73 (1) | Sept. 4, 1973 |
| r. 8(1) | Repealed & Replaced by | 197/73 (2) | Sept. 4, 1973 |
| r. 10(2) | Repealed & Replaced by | 197/73 (3) | Sept. 4, 1973 |
| r. 16 | Repealed & Replaced by | 197/73 (4) | Sept. 4, 1973 |
| r. 17 | Repealed & Replaced by | 197/73 (4) | Sept. 4, 1973 |

| Rule | Nature | BC Reg# (Section#) | Effective Date |
|--------|------------------------|--------------------|----------------|
| r. 18 | Repealed & Replaced by | 197/73 (4) | Sept. 4, 1973 |
| r. 19 | Repealed & Replaced by | 197/73 (4) | Sept. 4, 1973 |
| r. 20 | Repealed & Replaced by | 197/73 (4) | Sept. 4, 1973 |
| r. 21 | Repealed & Replaced by | 197/73 (4) | Sept. 4, 1973 |
| r. 22 | Repealed & Replaced by | 197/73 (4) | Sept. 4, 1973 |
| r. 23 | Repealed & Replaced by | 197/73 (4) | Sept. 4, 1973 |
| r. 24 | Repealed & Replaced by | 197/73 (4) | Sept. 4, 1973 |
| r. 25 | Repealed & Replaced by | 197/73 (4) | Sept. 4, 1973 |
| r. 38 | Repealed & Replaced by | 197/73 (5) | Sept. 4, 1973 |
| r. 39 | New | 174/62 | Dec. 13, 1962 |
| r. 40 | New | 197/73 (6) | Sept. 4, 1973 |
| | | | |
| Sch. 1 | Repealed & Replaced by | 197/73 (7) | Sept. 4, 1973 |

Repealed & Replaced by BC Reg #303/82 – effective September 7, 1982.

Court of Appeal Rules, BC Reg #303/82

Effective September 7, 1982 – replacing BC Reg #241/60.

Enabling Act: *Court Rules Act*, RSBC 1979, c. 77 (Rep. & Repl. by RSBC 1996, c. 80)
Court Rules Act, RSBC 1996, c. 80

Amendments to:

| Rule | Nature | BC Reg# (Section#) | Effective Date |
|----------|------------------------|--------------------|----------------|
| r. 4(4) | New | 221/84(1) | June 29, 1984 |
| r. 5.1 | New | 236/95(1) | Sept. 5, 1995 |
| r. 6(1) | Amended by | 23/90(1) | Feb. 14, 1990 |
| r. 9(3) | Amended by | 236/95(2) | Sept. 5, 1995 |
| r. 9(5) | Repealed & Replaced by | 221/84(2) | June 29, 1984 |
| r. 10(1) | Amended by | 23/90(2) | Feb. 14, 1990 |
| r. 10(3) | Repealed & Replaced by | 23/90(2) | Feb. 14, 1990 |
| r. 10(4) | Repealed by | 23/90(2) | Feb. 14, 1990 |
| r. 17 | Repealed by | 236/95(3) | Sept. 5, 1995 |
| r. 19(1) | Amended by | 253/86(1) | Jan. 1, 1987 |
| r. 19(2) | Repealed & Replaced by | 23/90(3) | Feb. 14, 1990 |
| r. 19(3) | New | 253/86(1) | Jan. 1, 1987 |
| r. 24.1 | New | 221/84(3) | June 29, 1984 |

| Rule | Nature | BC Reg# (Section#) | Effective Date |
|-------------------|------------------------|--------------------|----------------|
| r. 26 | Amended by | 221/84(4) | June 29, 1984 |
| r. 26.1 | New | 23/90(4) | Feb. 14, 1990 |
| r. 26(2) | Repealed & Replaced by | 236/95(4) | Sept. 5, 1995 |
| r. 26(2.1) | New | 236/95(4) | Sept. 5, 1995 |
| r. 26(3) | New | 253/86(2) | Jan. 1, 1987 |
| r. 26(4) | New | 253/86(2) | Jan. 1, 1987 |
| r. 29 | Repealed & Replaced by | 236/95(5) | Sept. 5, 1995 |
| r. 29(1) | Amended by | 479/82 | Oct. 22, 1982 |
| | Repealed & Replaced by | 194/90(1) | Sept. 1, 1990 |
| r. 30 | Repealed by | 23/90(5) | Feb. 14, 1990 |
| r. 31 | Repealed by | 23/90(5) | Feb. 14, 1990 |
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| Appendix A | | | |
| Form 1 | Amended by | 23/90(6-7) | Feb. 14, 1990 |
| | Repealed & Replaced by | 236/95(6) | Sept. 5, 1995 |
| | Repealed & Replaced by | 181/98(a) | June 4, 1998 |
| Form 2 | Amended by | 252/86(3) | Jan. 1, 1987 |
| | Amended by | 23/90(7) | Feb. 14, 1990 |
| | Repealed & Replaced by | 236/95(6) | Sept. 5, 1995 |
| | Repealed & Replaced by | 181/98(a) | June 4, 1998 |
| Form 3 | Amended by | 23/90(8) | Feb. 14, 1990 |
| Form 4 | Amended by | 221/84(5-8) | June 29, 1984 |
| | Amended by | 193/90 | July 1, 1990 |
| Form 5 | Amended by | 221/84(9-10) | June 29, 1984 |
| Form 6 | Amended by | 221/84(11-12) | June 29, 1984 |
| Form 7 | Amended by | 221/84(13) | June 29, 1984 |
| | Amended by | 253/86(4) | Jan. 1, 1987 |
| Form 8 | New | 236/95(7) | Sept. 5, 1995 |
| Form 9 | New | 236/95(7) | Sept. 5, 1995 |
| Form 10 | New | 236/95(7) | Sept. 5, 1995 |
| Form 11 | New | 236/95(7) | Sept. 5, 1995 |
| | | | |
| Appendix B | | | |
| | Repealed & Replaced by | 253/86(5) | Jan. 1, 1987 |
| | Repealed & Replaced by | 236/95(8) | Sept. 5, 1995 |

| Rule | Nature | BC Reg# (Section#) | Effective Date |
|---------------|---------------|---------------------------|-----------------------|
| s.1 | Amended by | 194/90(2) | Sept. 1, 1990 |
| s.3 | Amended by | 194/90(3) | Sept. 1, 1990 |
| s.4 | Amended by | 194/90(4) | Sept. 1, 1990 |
| s.5 | Amended by | 194/90(5) | Sept. 1, 1990 |
| s.6. | Amended by | 194/90(6) | Sept. 1, 1990 |
| s.8 | Amended by | 194/90(7) | Sept. 1, 1990 |
| | | | |
| Tariff | | | |
| Item 3 | Amended by | 181/98(b) | Jun 4, 1998 |
| Item 12 | Amended by | 194/90(8) | Sep 1, 1990 |
| Item 16 | Amended by | 221/84(14) | June 29, 1984 |

Repealed and Replaced by BC Reg #297/2001 – effective March 1, 2002