

Nova Scotia Civil Procedure Rules

Amendment

June 24, 2011

The following Rules are amended as follows:

1. The text of Rule 4.20(3)(c) is replaced by:

the public interest in making the best use of court facilities, judges' time, and the time of court staff;
2. Rule. 4.20(4) is added as follows:

The judge who hears a motion for an adjournment after the finish date must presume both of the following, unless the contrary is established:
 - (a) losing trial dates adversely affects a party's tangible and intangible interests;
 - (b) a late adjournment adversely affects the efficient scheduling of facilities and time.
3. The text of Rule 5.11(2)(c) is replaced by:
 - (c) if an adjournment would result, the public interest in making the best use of court facilities, judges' time, and the time of court staff.
4. The words "a standard heading written in accordance with Rule 82 - Administration of Civil Proceedings, be entitled Affidavit of Service, and include" are added after the word "contain" and before the phrase "all of the following" in Rule 31.05(2).
5. The words "Rule 60 - " in Rule 47.02(2) are changed to "Rule 60A - ".
6. The comma at the end of Rule 63.01(v) is changed to a semi-colon.
7. The comma after "purpose" in Rule 68.06(3) is removed.
8. The words "and allows for an injunction to stop an abusive litigant from bringing proceeding in the future without permission of a judge" are removed from Rule 88.01(3).

9. Form 31.05 is amended by adding a draft heading that is the same as that in Form 24.03.

Certificate

I, Joseph P. Kennedy, Chief Justice of the Supreme Court of Nova Scotia, certify that on June 24, 2011, a majority of the judges of the court made the foregoing amendments to the *Nova Scotia Civil Procedure Rules*.

Signed June 24, 2011

Joseph P. Kennedy
Chief Justice of the Supreme Court
of Nova Scotia