

**DISCONTINUING A CIVIL APPEAL IN THE**  
**NOVA SCOTIA COURT OF APPEAL**

1. This form is used to discontinue a civil appeal at the Nova Scotia Court of Appeal, in accordance with Civil Procedure Rule 90.46. You may use this form if you are an appellant and wish to discontinue your appeal, or if you are a respondent who has cross-appealed, and you wish to discontinue your cross-appeal.
2. This form is not used in criminal appeals.
3. Read the attached Notice of Discontinuance and fill in the missing information. You will need to add the following information:
  - The year the appeal was started in the top left hand corner
  - The Court of Appeal file number (CA No \_\_\_\_ ) in the top right hand corner
  - The names of the parties (appellant(s) and respondent(s)) as they appear in the Notice of Appeal
  - Your name after 'The appellant, \_\_\_\_\_,'.
4. You must sign and date the Notice of Discontinuance.
5. You must file an original and two (2) copies of your Notice of Discontinuance with the Registrar of the Court if you do not wish to continue with your appeal before the Court of Appeal.
6. You must provide a copy of the Notice of Discontinuance to each party on the appeal.
7. You must also send a copy of the Notice of Discontinuance to the judge from whose judgment the appeal is brought.
8. For more information:  
Registrar, Nova Scotia Court of Appeal  
1815 Upper Water Street  
Halifax, NS  
Telephone: 424-8962  
Fax: 424-0524