

Nova Scotia Civil Procedure Rules

Amendment

May 10, 2012

The following Rules are amended as follows:

1. The words "trial readiness conference" in Rule 4.18(1) are changed to "finish date" and the words "deliver to each other party" are changed to "file".
2. The words "no request for trial dates is outstanding" in Rule 4.22(1) are changed to "no request for date assignment conference is filed".
3. Rule 68.03 is replaced by the following:

National and Provincial Registration

- 68.03 (1)** A party who starts a class proceeding, and a defendant or respondent who makes a motion for a certification order in a proceeding not started as a class proceeding, must deliver to the Canadian Bar Association and to the Executive Office of the Nova Scotia Judiciary registration documents and copies of the notice of action, notice of application, or notice of motion.
- (2) The registration document to be delivered to the Canadian Bar Association must be a completed National Class Action Database registration form as provided by the Association, and the registration document to be provided to the executive office must be completed in the form provided by the office on the Nova Scotia courts' website.
 - (3) The registration documents and the copy of the notice must be delivered no more than ten days after the day the proceeding is started, or the day the notice of motion is filed.
 - (4) The registration documents and the copy of the notice must be delivered electronically to the address respectively provided by the Canadian Bar Association and the Executive Office of the Nova Scotia Judiciary.
 - (5) This Rule 68.03 ceases to have effect with respect to the registration with the National Class Action Database when the Canadian Bar Association ceases to provide a national database for class proceedings.

4. Rule 94.02(5) is renumbered 94.02(6) and the following Rule 94.02(5) is added to Rule 94.02:
 - (5) For the purposes of Section 49 of the *Judicature Act*, Rules 94.02(1) to (4) apply to the calculation of a period of days provided in a provincial statute for starting an appeal, or applying for permission to appeal, and the period is not calculated as provided in the *Interpretation Act* or in any other statute.

Certificate

I, Joseph P. Kennedy, Chief Justice of the Supreme Court of Nova Scotia, certify that on May 10, 2012, a majority of the judges of the court made the foregoing amendments to the *Nova Scotia Civil Procedure Rules* effective on the day the Nova Scotia Court of Appeal also makes these amendments..

Signed May , 2012

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