



Court of Appeal for British Columbia

**Table of Concordance
Practice Directives & Notes
Updated March 1, 2018**

Table of Contents

CIVIL AND FAMILY PRACTICE DIRECTIVES AND NOTES.....6

 Addressing the Court.....6

 Adjournment of Appeals6

 Booking Civil Chambers Applications6

 Chambers Applications by Telephone or Videoconference6

 Citation of Authorities6

 Commencing an Appeal When Uncertain if Leave to Appeal is Required6

 Condensed Books7

 Consent Orders.....7

 Correction of Books Filed with Court7

 Costs7

 Court of Appeal Practice Directives.....7

 Court Sittings in Kamloops and Kelowna.....7

 Booking Civil Chambers Applications7

 Digital Recording Policy in Court of Appeal.....7

 Electronic Media in Appeal Books8

 Expedited Appeals8

 Factum Format8

 Family Law Appeals8

 Filing Written Argument in Court of Appeal Chambers.....8

 Five Justice Divisions.....8

 Frequently Cited Authorities9

Guidelines for Protecting Privacy Interests	9
in Reasons for Judgment	9
Hague Protocol for Appeals Regarding the Inter-Jurisdictional Abduction of Children.....	9
Joint Appeal Books and Transcript	9
Extracts	9
Judicial Settlement Conferences	9
Obtaining Oral Reasons for Judgment	10
Oral Reasons for Judgment	10
Order Made When Extension of Time	10
Refused.....	10
Preferred Filing Registry	10
Release of Court of Appeal Reserve Reasons for Judgment by email	10
Submission of Electronic Factums and Statements.....	11
Supplementary Arguments.....	11
Transcript Extracts	11
Use of the Facsimile in Court of Appeal	11
CRIMINAL PRACTICE DIRECTIVES AND NOTES	12
Access to Criminal Appeal Files	12
Addressing the Court.....	12
Adjournment of Appeals	12
Applications for a Court-Appointed Lawyer Under Section 684 of the Criminal	12
Code.....	12
Chambers Applications by Telephone or Videoconferencing	12
Citation of Authorities	12
Condensed Books	13
Correction of Books Filed with Court	13

Court of Appeal Practice Directives.....	13
Court Sittings in Kamloops and Kelowna.....	13
Criminal Conviction/Acquittal Appeals Timeline [pilot project].....	13
Criminal Transcripts.....	13
Digital Recording Policy in Court of Appeal.....	13
Double-Siding of Appeal Materials.....	14
Electronic Media in Appeal Books.....	14
Expedited Appeals.....	14
Extradition Appeals.....	14
Factums in Criminal Appeals.....	14
Five Justice Divisions.....	14
Forfeiture, Dangerous and Long Term Offender Appeals.....	14
Frequently Cited Authorities.....	15
Guidelines for Protecting Privacy Interests.....	15
in Reasons for Judgment.....	15
In Custody Appellants and New Trials.....	15
Ineffective Assistance of Trial Counsel.....	15
Mental Disorder Appeals.....	15
Obtaining Oral Reasons for Judgment.....	15
Oral Reasons for Judgment	16
Preferred Filing Registry.....	16
Publication Bans.....	16
Release of Court of Appeal Reserve Reasons for Judgment by email	16
Sentence Appeals.....	16
Submission of Electronic Factums and Statements.....	17
Summary Conviction Appeals.....	17

Supplementary Arguments.....	17
Use of Facsimile in Court of Appeal.....	17

CIVIL AND FAMILY PRACTICE DIRECTIVES AND NOTES

CURRENT TITLE	UPDATE HISTORY	PREVIOUS TITLE
Addressing the Court	New practice note - October 24, 2014	
Adjournment of Appeals	Replaced - September 19, 2011 Replaced - January 22, 2010 First issued - June 7, 2005	unchanged unchanged
Booking Civil Chambers Applications	New practice note - April 28, 2017	
Chambers Applications by Telephone or Videoconference	Replaced - September 19, 2011 Replaced - December 12, 2005 Replaced - March 7, 2002 First issued - March 2, 1998	current title unchanged unchanged Chambers Applications by Telephone
Citation of Authorities	Replaced - September 19, 2011 Replaced - June 18, 2007 First issued - March 7, 2002	unchanged unchanged
Commencing an Appeal When Uncertain if Leave to Appeal is Required	Replaced – May 8, 2017 Replaced - April 28, 2017 Replaced - September 19, 2011 First issued - May 5, 2008	unchanged unchanged

CIVIL AND FAMILY PRACTICE DIRECTIVES AND NOTES

CURRENT TITLE	UPDATE HISTORY	PREVIOUS TITLE
Condensed Books	Replaced - September 19, 2011 First issued - March 26, 2007	unchanged
Consent Orders	New practice directive – February 28, 2018	
Correction of Books Filed with Court	New practice note - August 2, 2013	
Costs	New practice directive - May 30, 2013	
Court of Appeal Practice Directives	Replaced - September 19, 2011 Replaced - December 6, 2007 First issued - March 21, 2007	unchanged unchanged
Court Sittings in Kamloops and Kelowna	Replaced - June 27, 2014 Replaced - April 17, 2012 Replaced - September 19, 2011 First issued - September 8, 2010	current title unchanged unchanged Court Sittings in Kamloops, Kelowna, and Prince George
Booking Civil Chambers Applications	New practice note – May 8, 2017	
Digital Recording Policy in Court of Appeal	Repealed - March 16 , 2015 Replaced September 19, 2011 First issued - June 2, 2008	included in Records and Courtroom Access Policy unchanged

CIVIL AND FAMILY PRACTICE DIRECTIVES AND NOTES

CURRENT TITLE	UPDATE HISTORY	PREVIOUS TITLE
Electronic Media in Appeal Books	New practice directive - May 13, 2016	
Expedited Appeals	Replaced - December 12, 2011 First issued - September 19, 2011	unchanged
Factum Format	Repealed - February 18, 2013 Replaced September 19, 2011 First issued - March 21, 2007	unchanged
Family Law Appeals	Replaced February 28, 2018 Replaced September 19, 2011 First issued - January 12, 2004	unchanged unchanged
Filing Written Argument in Court of Appeal Chambers	Replaced - March 1, 2012 First issued - September 19, 2011	unchanged
Five Justice Divisions	Replaced - February 3, 2012 Replaced - September 19, 2011 Replaced - September 2, 2010 Replaced - December 12, 2005 Replaced - March 7, 2002 First issued - March 2, 1998	unchanged unchanged unchanged unchanged unchanged

CIVIL AND FAMILY PRACTICE DIRECTIVES AND NOTES

CURRENT TITLE	UPDATE HISTORY	PREVIOUS TITLE
Frequently Cited Authorities	Replaced - October 21, 2011 Replaced - September 19, 2011 Replaced - June 11, 2009 First issued - July 6, 2006	unchanged unchanged unchanged
Guidelines for Protecting Privacy Interests in Reasons for Judgment	New practice directive - September 19, 2011	
Hague Protocol for Appeals Regarding the Inter-Jurisdictional Abduction of Children, including international abductions engaging The 1980 Hague Convention on the Civil Aspects of International Child Abduction (the "Hague Convention")	Replaced - September 19, 2011 New practice directive - July 21, 2009	current title Protocol for Appeals Regarding the Inter-Jurisdictional Abduction of Children, including international abductions engaging The 1980 Hague Convention on the Civil Aspects of International Child Abduction (the "Hague Convention")
Joint Appeal Books and Transcript Extracts	Replaced - September 19, 2011 First issued - December 6, 2007	unchanged
Judicial Settlement Conferences	Replaced - June 27, 2014 Replaced - September 19, 2011 First issued - December 12, 2005	unchanged unchanged

CIVIL AND FAMILY PRACTICE DIRECTIVES AND NOTES

CURRENT TITLE	UPDATE HISTORY	PREVIOUS TITLE
Obtaining Oral Reasons for Judgment	Repealed - March 16, 2015 Replaced - September 19, 2011 First issued - April 4, 2011	included in Records and Courtroom Access Policy unchanged
Oral Reasons for Judgment	Repealed - March 16, 2015 Replaced - September 19, 2011 First issued - December 12, 2005	included in Records and Courtroom Access Policy unchanged
Order Made When Extension of Time Refused	Replaced - September 19, 2011 First issued - September 8, 2010	unchanged
Preferred Filing Registry	Replaced - September 19, 2011 First issued - December 3, 2007	current title; minor changes to language Notice to the Profession titled variously <i>Hearings in Victoria</i> and <i>Preferred Filing Registry</i>
Release of Court of Appeal Reserve Reasons for Judgment by email	Repealed - February 14, 2017 Replaced - September 19, 2011 First Issued - August 31, 2010	reserve judgments to be made available on Court of Appeal website at/before 10:00am on day of release unchanged

CIVIL AND FAMILY PRACTICE DIRECTIVES AND NOTES

CURRENT TITLE	UPDATE HISTORY	PREVIOUS TITLE
Submission of Electronic Factums and Statements	Replaced June 27, 2014 Replaced September 19, 2011 Replaced May 5, 2008 First issued - December 12, 2005	current title unchanged unchanged Filing of Electronic Factums and Statements
Supplementary Arguments	Replaced - September 19, 2011 Replaced - December 12, 2005 Replaced - March 7, 2002 First issued - March 2, 1998	unchanged unchanged unchanged
Transcript Extracts	Replaced - September 19, 2011 Replaced - December 6, 2007 First issued - December 12, 2005	unchanged unchanged
Use of the Facsimile in Court of Appeal	Replaced - December 12, 2005 Replaced - March 7, 2002 First issued - March 2, 1998	unchanged unchanged

CRIMINAL PRACTICE DIRECTIVES AND NOTES

CURRENT TITLE	UPDATE HISTORY	PREVIOUS TITLE
Access to Criminal Appeal Files	Repealed - August 24, 2012 Replaced - September 19, 2011 First issued - March 2, 1998	included in Records and Courtroom Access Policy unchanged
Addressing the Court	New practice note - October 24, 2014	
Adjournment of Appeals	Replaced - September 19, 2011 First issued - January 22, 2010	unchanged
Applications for a Court-Appointed Lawyer Under Section 684 of the Criminal Code	Replaced September 19, 2011 Replaced - November 8, 2010 First issued - December 12, 2005	unchanged unchanged
Chambers Applications by Telephone or Videoconferencing	Replaced - September 19, 2011 Replaced - December 12, 2005 Replaced - March 7, 2002 First issued - March 2, 1998	Current title unchanged unchanged Chambers Applications by Telephone
Citation of Authorities	Replaced - September 19, 2011 Replaced - June 18, 2007 Replaced - March 7, 2002 First issued - March 2, 1998	unchanged unchanged unchanged

CRIMINAL PRACTICE DIRECTIVES AND NOTES

CURRENT TITLE	UPDATE HISTORY	PREVIOUS TITLE
Condensed Books	Replaced - September 19, 2011 First issued - March 26, 2007	unchanged
Correction of Books Filed with Court	New practice note - August 2, 2013	
Court of Appeal Practice Directives	Replaced - September 19, 2011 Replaced - December 6, 2007 First issued - March 21, 2007	unchanged unchanged
Court Sittings in Kamloops and Kelowna	Replaced - June 27, 2014 Replaced - April 17, 2012 Replaced - September 19, 2011 First issued - September 8, 2010	current title unchanged unchanged Court Sittings in Kamloops, Kelowna, and Prince George
Criminal Conviction/Acquittal Appeals Timeline [pilot project]	Replaced - January 13, 2014 Replaced March 28, 2012 First issued - May 14, 2010	unchanged unchanged
Criminal Transcripts	New practice note - May 30, 2013	
Digital Recording Policy in Court of Appeal	Repealed - March 16, 2015 Replaced - September 19, 2011 First issued - June 2, 2008	included in Records and Courtroom Access Policy unchanged

CRIMINAL PRACTICE DIRECTIVES AND NOTES

CURRENT TITLE	UPDATE HISTORY	PREVIOUS TITLE
Double-Siding of Appeal Materials	New practice note - February 9, 2016	
Electronic Media in Appeal Books	New practice directive - May 13, 2016	
Expedited Appeals	Replaced - December 12, 2011 First issued - September 19, 2011	unchanged
Extradition Appeals	Replaced - May 13, 2016 First issued note - March 21, 2014	
Factums in Criminal Appeals	Replaced - September 19, 2011 First issued - March 21, 2007	
Five Justice Divisions	Replaced - February 3, 2012 Replaced - September 19, 2011 Replaced - September 2, 2010 Replaced - December 12, 2005 Replaced - March 7, 2002 First issued - March 2, 1998	unchanged unchanged unchanged unchanged unchanged
Forfeiture, Dangerous and Long Term Offender Appeals	New practice directive - September 6, 2013	

CRIMINAL PRACTICE DIRECTIVES AND NOTES

CURRENT TITLE	UPDATE HISTORY	PREVIOUS TITLE
Frequently Cited Authorities	Replaced - October 21, 2011 Replaced - September 19, 2011 Replaced - June 11, 2009 First issued - July 6, 2006	unchanged unchanged unchanged
Guidelines for Protecting Privacy Interests in Reasons for Judgment	New practice directive - September 19, 2011	
In Custody Appellants and New Trials	New practice directive - May 8, 2012	
Ineffective Assistance of Trial Counsel	Replaced - November 12, 2013 Replaced - September 19, 2011 First issued - February 1, 2005	unchanged unchanged
Mental Disorder Appeals	Replaced - September 4, 2012 Replaced - September 19, 2011 First issued - March 2, 1998	unchanged unchanged
Obtaining Oral Reasons for Judgment	Repealed - March 16, 2015 Replaced - September 19, 2011 First issued - April 4, 2011	included in Records and Courtroom Access Policy unchanged

CRIMINAL PRACTICE DIRECTIVES AND NOTES

CURRENT TITLE	UPDATE HISTORY	PREVIOUS TITLE
Oral Reasons for Judgment	Repealed - March 16, 2015 Replaced - September 19, 2011 First issued - December 12, 2005	included in Records and Courtroom Access Policy unchanged
Preferred Filing Registry	Replaced - September 19, 2011 First issued - December 3, 2007	current title; minor changes to language Notice to the Profession titled variously <i>Hearings in Victoria</i> and <i>Preferred Filing Registry</i>
Publication Bans	New practice note - July 24, 2012	
Release of Court of Appeal Reserve Reasons for Judgment by email	Repealed - February 14, 2017 Replaced - September 19, 2011 First Issued - August 31, 2010	reserve judgments to be made available on Court of Appeal website at/before 10:00am on day of release unchanged
Sentence Appeals	Replaced - March 11, 2016 Replaced - September 6, 2013 Replaced - September 19, 2011 First issued - May 14, 1999	unchanged unchanged unchanged

CRIMINAL PRACTICE DIRECTIVES AND NOTES

CURRENT TITLE	UPDATE HISTORY	PREVIOUS TITLE
Submission of Electronic Factums and Statements	Replaced June 27, 2014 Replaced September 19, 2011 Replaced May 5, 2008 First issued - December 12, 2005	current title unchanged unchanged Filing of Electronic Factums and Statements
Summary Conviction Appeals	New practice directive - September 6, 2013	
Supplementary Arguments	Replaced - September 19, 2011 Replaced - December 12, 2005 Replaced - March 7, 2002 First issued - March 2, 1998	unchanged unchanged unchanged
Use of Facsimile in Court of Appeal	Replaced - September 19, 2011 First issued - December 12, 2005	unchanged