

NOTICE

COURT OF APPEAL

RE: TIMELINES FOR FILING OF MATERIAL IN CHAMBERS COURT

Motions in the Court of Appeal are typically heard every Thursday at 10:00 a.m. by an assigned judge of the Court. The Court of Appeal Rules govern the filing of materials. These rules must be read in conjunction with Rule 3 of the Court of Queen's Bench Rules dealing with computation of time.

Rule 43.1(2) states that an applicant shall, not later than four days before the hearing date of the motion, file and serve the motion and supporting material on all other parties. In practical terms, a motion and all supporting material must be filed and served no later than 10:00 a.m. on the Friday prior to the Thursday on which the motion is scheduled to be heard.

Rule 43.1(3) states that a respondent may, within two days after being served with the motion and supporting material, file and serve a concise memorandum setting out the submission in response to the motion. In practical terms, the responding material must be filed and served no later than 10:00 a.m. on the Tuesday prior to the Thursday on which the motion is scheduled to be heard.

When the applicant is unable to meet the above-mentioned Friday deadline, the matter will not be set for the following Thursday. The rules shall be strictly enforced, save in exceptional circumstances, which shall be determined at the discretion of the registrar.

This Notice also applies to motions before the court with such modifications as are necessary to give it effect. This Notice does not apply to applications for Judicial Interim Release or motions to introduce further evidence pursuant to Rule 21.

Additional copies of this notice will be available at the Court of Appeal Registry or on the Manitoba Courts website at www.manitobacourts.mb.ca.

ISSUED BY:

Original Signed by

D. McCoy – Registrar

**Court of Appeal
(Manitoba)**

DATE: February 8, 2017