

# NOTICE

## COURT OF KING'S BENCH OF MANITOBA

### RE: PROTOCOL ON ARTICLING STUDENTS APPEARING IN THE MANITOBA COURT OF KING'S BENCH

The Court of King's Bench is committed to the development and education of law students and articling students in the practice of law. The Court recognizes that an important part of this development is offered by the practical experience of appearing and handling cases in Court. The Court must also ensure that the integrity of its process is preserved by having qualified counsel argue cases. With a view to balancing these objectives and providing a level of predictability, the following protocol applies as to when a law student or articling student will be permitted to appear and handle cases in the Court of King's Bench:

In any case when a law student or articling student is appearing, they must clearly identify themselves to the presiding judge as a law student or articling student.

#### **Criminal Matters:**

When a principal appears with a law student or articling student, it is open to the principal to request of the presiding judge that the student handle the matter.

When a principal does not appear, articling students may be permitted to appear and handle the following matters:

- Estreatals;
- Protection order list and set aside applications; and
- Bail reviews (not bails at first instance).

#### **Civil Matters:**

When a principal appears with a law student or articling student, it is open to the principal to request of the presiding judge that the student handle the matter. This may also include at a pre-trial conference when a principal requests that the student be trial counsel, presumably on relatively straightforward or modest claims and/or where, by the time of trial, it is anticipated that the student will be a practising lawyer.

When a principal does not appear, articling students may be permitted to appear and handle the following matters:

- Applications for leave to appeal and appeals of small claim actions;
- Uncontested civil motions; and
- Straightforward contested procedural motions.

### **Coming into effect**

This Notice comes into effect immediately.

### **ISSUED BY:**

*“Original signed by Chief Justice Joyal”*

---

**The Honourable Chief Justice Glenn D. Joyal  
Court of King’s Bench (Manitoba)**

**DATE: March 15, 2023**