NOVA SCOTIA COURT OF APPEAL Civil Procedure Rule 91

The attached copies of RULE 91 (English) and RÈGLE 91 (Français) were made by the Judges of the Court of Appeal on December 31, 2008.

The following changes were made to the previous English version of Rule 91, dated June 6, 2008:

1. **Rule 91.01** by:

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- a. adding the equivalent French word in parenthesis following each definition
- b. deleting the hyphen in "Attorney General" in the definition of Attorney General
- c. adding "section 2" in the definition of Attorney General
- 2. Rule 91.03 by adding a hyphen to the word "non-compliance".
- 3. Rules 91.05(2)(a), 91.11(1)(b), and 91.14(1) by adding the words "whose judgment is being" after the word "court".
- 4. Rule 91.05(2)(a) by deleting the word "the" after the words "kind of".
- 5. Rule 91.05(3) by adding commas after the words "or" and "solicitor".
- 6. **Rules 91.06, 91.07,** and **91.91.13** by substituting lower case letters in the second and third words of the headings.
- 7. Rule 91.06 by deleting the comma after "82.08".
- 8. **Rule 91.09** by adding an "s" to the word "section".
- 9. **Rules 91.09**, **91.11(3)**, **91.12(2)**, **91.18(1)(a)** and **91.18(1(b)** by substituting numerals for the words for numbers over 10.
- 10. **Rule 91.09(2)** by deleting the comma after "94.02".
- 11. Rule 91.10(1) by substituting "a" for "an" before the word "prisoner".
- 12. Rule 91.11(3) by substituting the word "was" for the word "is".
- 13. Rule 91.14(2) by deleting a comma after the word "appellant" in the first line and adding a comma after the first "General" in the second line.
- 14. Rule 91.14(3) by substituting the word "subsection" for "s."
- 15. Rule 91.15(2)(b)(i) and(iii)(A) by deleting the hyphen from the word "redirect".

- 16. Rule 91.15(2)(b)(iii)(B) by adding "the" before the word "transcript".
- 17. Rule 91.15(2)(b)(iii)(A) and (B) by changing the semi-colons and the end of the subsections to commas.
- 18. Rule 91.15(3) by substituting the word "all" for the word "both".
- 19. Rule 91.15(3)(c) by deleting the colon after the word "include".
- 20. Rule 91.15(3)(iii) by deleting the word "and'.
- 21. Rule 91.18(2) by deleting the commas.
- 22. Rule 91.18(3) by capitalizing the words "Court" and "Appeal".
- 23. Rule 91.21(1) by deleting the word "a" before the word "panel".
- 24. Rule 91.21(7), (8) and (9) by adding "or panel of judges" after the word "judge".
- 25. Rule 91.24(2)(b) by adding the word "that" after the words "ground of appeal".
- 26. Rule 91.24(3)(a),(b), and (c) by changing the commas at the end of the subsections to semi-colons.
- 27. **Rule 91.24(3)(d)** by adding a comma after the word "record", changing the comma to a semi-colon after the word "any", and deleting the word "and".
- 28. Rule 91.25(1) by substituting the word "who" for the word "that" in the first line.
- 29. Rule 91.25(2) by substituting the word "The" for "An".

30. **Rule 91.25(4)** and **(5)** by substituting the word "and" for the word "or" after the word "exhibits".

J. Michael MacDonald, C.J.N.S.

Nancy J. Bateman, J.A.

Elizabeth A. Roscoe, J.A.

Jamie W. S. Saunders, J.A.

M. Jill Hamilton, J.A.

Joel E/Fichaud, J.A.