

Nova Scotia Civil Procedure Rules
Miscellaneous Amendments
December 12, 2025

The following Rules are amended as follows:

1. In Rule 5.01(4)(a), the words “either the initial or the” are added between “at” and “further”.
2. In Rule 5.15(1), the words “or any motion” are added between “directions” and “concerning”.
3. The references to “four days” in Rules 6.02 and 6.03 are deleted and replaced with “two days”.
4. The words “and application in court” are deleted from the title of Rule 18.02.
5. Rule 18.09 is deleted in its entirety and replaced with:

Under Rule 5.13(4)(d), a party to an application may discover a witness only if the witness has relevant information but refuses to cooperate in the production of an affidavit. Such discovery may be by agreement of all parties and any non-party witness, or under a discovery subpoena (application).
6. In Rule 18.10(1), the words “with respect to a Rule 5.13(4)(d) uncooperative witness” are added after “(application)”.
7. Rule 18.10(2)(e) is deleted in its entirety. Rules 18.10(2)(f) and (g) are renumbered as Rules 18.10(2)(e) and (f) respectively.
8. Rule 18.10(5) is deleted in its entirety.
9. The typo in Rule 24.02(2) is corrected to read “the”.
10. In Rule 31.09(8), the reference to Rule 5.10 is deleted and replaced with Rule 5.16.
11. In Rule 44.06(2)(d), the word “liquidible” is deleted and replaced with “liquidable”.
12. In Rule 59.42(2), the word “supercede” is deleted and replaced with “supersede”.
13. In Rule 60A.17(1)(c), the word “are” is deleted and replaced with “is”.
14. In Rule 68.09, delete the word “Boarders” and replace with “Borders”.
15. In Rule 76A.03(1), an “s” is added at the end of “Rule” and the words “and 5.14” are added after “5.13”.
16. In the title of Rule 79.21, the word “superceding” is deleted and replaced with “superseding”.

17. All references to “superceding” in Rules 79.12(6), 79.20(2), 79.21(2), 79.22(4) and 79.22(6) are deleted and replaced with “superseding”.
18. In Rule 79.21(3), both references to “superceding” are deleted. The first reference is replaced with “superseding” and the second reference is replaced with “Superseding”.
19. In Rule 79.22(4), the period after “issued” is replaced with a comma and the following words are added after the comma: “unless a judge extends the period.” In the same Rule, add the words “existing or an” between the “an” and “expired”.
20. The word “affect” in Rules 85.03(2)(b) and 85.03(2)(c) is deleted and replaced with “effect”.

Certificate

I, Deborah K. Smith, Chief Justice of the Supreme Court of Nova Scotia, certify that on December 12, 2025, a majority of the judges of the court made the foregoing amendments to the *Nova Scotia Civil Procedure Rules*.

**Original Signed by
Deborah K. Smith, C.J.**

Deborah K. Smith
Chief Justice of the Supreme Court of Nova Scotia