

Court of Appeal of Alberta Affidavit – Mandatory Requirements and Check/Return Form

(NOTE: This form contains only minimum requirements and should not be relied upon as a comprehensive resource. Filing of a document does not confirm compliance with all aspects of the Rules of Court For a complete list of all document requirements, please consult the [Rules of Court.](#))

A. Requirements (Rules 13.19(1) and 13.21)

Form 49 is the prescribed form for an Affidavit

The affidavit has been marked Non-Compliant because it does not contain the following information:

- the Court of Appeal file number *(1)*
- a style of cause *(2)*

(The prescribed form for a style of cause is Form AP-6 for a civil appeal and Form CRA-J for a criminal appeal.)

the date the Affidavit was sworn or affirmed *(3)*

The affidavit has not been filed and is being returned for correction because:

- it is not signed by the person swearing or affirming the affidavit
- a person empowered to administer oaths did not:
 - sign it
 - attach a notarial seal
 - print or stamp their name next to their signature
 - print or stamp next to their name the date on which their appointment terminates (unless it is a notary or a lawyer in which case the appointment does not expire)
- the exhibits are not sworn

NOTES:

[Click here](#) to enter any additional notes.

Completed by: [Select name from list](#)

B. Format (Rule 14.87)

The affidavit has been marked Non-Compliant because:

or

The affidavit has not been filed and is being returned for correction because:

- it is not 8.5" x 11 inches in size. *(4)*

C. Number of Copies (Rules 14.40 - 14.43 & 16.23)

The affidavit has been filed on the condition that you provide [Select # additional copies](#) by [Click here to enter a date](#). (The Court keeps 3 copies if the application is scheduled before a single appeal judge and 5 copies if the application is scheduled before a Court of Appeal panel. That does not include any copies required for yourself or for service.) *(5)*