

Summary of the *Alberta Rules of Court (Miscellaneous) Amendment Regulation*

Included in the *Alberta Rules of Court (Miscellaneous) Amendment Regulation* (AR 85/2016), which became effective on June 16, 2016, are the following provisions:

- **Rule 4.14** [*Authority of case management judge*] is amended to permit the case management judge to make rulings about the admissibility of evidence, such as the qualification of experts and the admissibility of expert opinions, which are binding on the trial judge.
- **Rule 4.33** [*Dismissal for long delay*] is amended to:
 - provide greater overall clarity to readers.
 - include definitions for “applicant” and “respondent” and “suspension period” for the purposes of this rule.
 - clarify the drop dead period to exclude the shorter of (1) the time between service of the Statement of Claim and service of the Statement of Defence, or (2) one year.
 - provide that, where an extension is agreed to, the party securing it will be required to notify all other parties to the action.
- **Rule 13.13** [*Requirements for all filed documents*] is amended to specify the method to be used by parties and counsel for citing caselaw in documents provided to the court.
- **Rule 14.5** [*Appeals only with permission*] is amended to ensure that permission is required to appeal a decision denying an adjournment, and to clarify that no appeal is allowed from a decision of a single appeal judge granting permission to appeal.
- **Rule 14.18(1)** [*Contents of Appeal Record – standard appeals*] is amended to ensure the Table of Contents at the beginning of each volume includes the table of contents for the included transcripts, and a list and description of the exhibits entered in the trial court.
- **Rule 14.27(1)** [*Filing Extracts of Key Evidence*] is amended to clarify that parties are required to file Extracts of Key Evidence only when it is needed to resolve the issues in the appeal.
- **Rule 14.40(1)** [*Applications to single appeal judges*] is amended to make the rule more user-friendly and internally consistent.
- **Rule 14.54(c)** [*Format of Memoranda*] is amended to ensure an application for permission to appeal must state the exact question of law on which permission to appeal is requested.
- **Rule 14.65(3)** [*Restoring appeals*] is amended to ensure that the application to restore an appeal or application for permission to appeal must be filed, served and granted within the designated timeline in order to avoid a deemed abandonment of the appeal or application.
- A number of rules and forms in the *Alberta Rules of Court* and provisions or court forms in other regulations have been amended to replace the term ‘leave’ with ‘permission’.