

FORM 1 (RULE 3 (a))

Court of Appeal File No.

Supreme Court File No.

Supreme Court Registry

COURT OF APPEAL

BETWEEN:

Appellant/Respondent
(Plaintiff*)

AND:

Appellant/Respondent
(Defendant*)

[* Include only those parties whose interests are affected by the order sought by the appellant(s), except that the name of Plaintiff or Applicant in the Court below should always appear first]

NOTICE OF APPLICATION FOR LEAVE TO APPEAL

Take notice that [name the party] hereby applies for leave to appeal to the Court of Appeal for British Columbia from the order of of the [name of Court or Tribunal appealed from] pronounced the day of , 20 .. , at , British Columbia. [If the appeal is from a part of the judgment only, please specify the part]

1. The appeal is from a:

- Trial Judgment Summary Trial Judgment
- Order of a Statutory Body Chambers Judgment

2. If the appeal is from an appeal under Rule 18-3 or 23-6 (8) of the Supreme Court Civil Rules or Rule 18-3 or 22-7 (8) of the Supreme Court Family Rules, name the maker of the original decision, direction or order:

3. Please identify which of the following is involved in the appeal:

- Constitutional/Administrative Civil Procedure Commercial
- Family Motor Vehicle Accidents Municipal Law
- Real Property Torts Equity

Wills and Estates And further take notice that the Court of Appeal will be moved at the

hearing of this application for an order that

.....
.....

[Here set out the order that the appellant desires the Court to make, including any special disposition with respect to costs]

The grounds of appeal are:

.....
.....
.....

The trial/hearing of this proceeding occupied days/hours.

Dated at , British Columbia, this day of , 20 ...

Appellant/Solicitor for the Appellant

To the respondent(s):

And to its solicitor:

This Notice of Leave to Appeal is given by

,
whose address for service is

.....

To the respondent(s):

IF YOU INTEND TO PARTICIPATE in this proceeding, YOU MUST GIVE NOTICE of your intention by filing a form entitled "Notice of Appearance" (Form 2 of the Court of Appeal Rules) in a Court of Appeal registry and serve the notice of appearance on the appellant WITHIN 10 DAYS of receiving this Notice of Application for Leave to Appeal.

IF YOU FAIL TO FILE A NOTICE OF APPEARANCE

- (a) you are deemed to take no position on the application, and
- (b) the parties are not obliged to serve you with any further documents related to the application.

The filing registries for the British Columbia Court of Appeal are as follows:

Central Registry:

B.C. Court of Appeal
Suite 400, 800 Hornby Street
Vancouver BC V6Z 2C5

Other Registries:

B.C. Court of Appeal
The Law Courts
P.O. Box 9248 STN PROV GOVT
850 Burdett Ave
Victoria BC V8W 1B4

B.C. Court of Appeal
223 – 455 Columbia Street
Kamloops BC V2C 6K4

Inquiries should be addressed to (604) 660-2468 Fax filings: (604) 660-1951