



December 22, 2009

NOTICE TO THE PROFESSION

The following Practice Directives of the Nunavut Court of Justice are **rescinded** effective February 1, 2010:

1. Practice Directive #3 – Court Reporter Policy;
2. Practice Directive #6 – Pre-Trial Conferences;

Explanatory Note for Practice Directive #6

This practice directive is unnecessary. The Rules for Pre-Trial Conferences are set out in the Criminal Procedure Rules for the Northwest Territories (see Rules 77-90).

3. Practice Directive #7 – Criminal Procedure Rules and Forms;

Explanatory note for Practice Directive # 7:

The Criminal Procedural Rules outlined in Practice Directive #7 were not proclaimed in force by regulation as required by section 482(4) of the Criminal Code.

The Criminal Procedure Rules of the Northwest Territories were proclaimed in force by Order in Council # SI98-78 and were inherited by Nunavut as secondary legislation pursuant to the provisions section 76.05 of the *Nunavut Act*.

The Criminal Procedure Rules of the Northwest Territories continue to apply to all criminal proceedings in Nunavut until replaced by new rules made in Nunavut and promulgated under the provisions of the Criminal Code.

4. Practice Directive #8 – Adjournment – Notice of Withdrawal from Chambers List;

Explanatory Note for Practice Directive #8:

The Judges of this Court wish to return to time frames and procedure provided by Rule 390.

5. Practice Directive #9 – Filing by Fax Machine;

Explanatory Note for Practice Directive #9:

This Practice Directive has now been superseded by Practice Directive #18.

The following Practice Directives of the Nunavut Court of Justice are **new** effective February 1, 2010:

6. Practice Directive #14 (new) – Availability of Counsel;
7. Practice Directive #15(new) – Filing deadlines for civil and criminal chambers matters set for circuit;
8. Practice Directive #16(new) – Proof of service requirements for civil chambers;
9. Practice Directive #17(new) – List of Authorities – civil and criminal chambers;
10. Practice Directive #18(new) – Electronic filing for civil and criminal chambers;
 - Form 18A – Electronic Filing Request (civil)
 - Form 18B – Electronic Filing Request (criminal)
 - Form 18C – Certificate of Approval
 - Form 18D – Certificate of Consent
11. Practice Directive #19(new) – Affidavit of service in civil matters;
 - Form 19A – Affidavit of Service
12. Practice Directive #20(new) – Applications under the *Guardianship and Trusteeship Act* by the Public Guardian or Public Trustee;
 - Form 20A – Affidavit of service by registered mail
 - Form 20B – Guardianship Order
 - Form 20C – Trusteeship Order
13. Practice Directive #21(new) – Child Protection Applications;
 - Form 21A – First Stage Child Protection Order
 - Form 21B – Second Stage Child Protection Order
14. Practice Directive #22(new) – Implementation of the Official Languages Act;
 - Form 22A – Language Needs Endorsement
 - Form 22B – Translation Services Endorsement (in all official languages)
15. Practice Directive #23(new) – Maintenance Enforcement Applications;
 - Form 23A – Interim Order
 - Form 23B – Final Order
16. Practice Directive #24(new) – Circuits and Pre-Circuit Preparation;
 - Form 24A – Pre-Circuit Memorandum (Defence)
 - Form 24B – Pre-Circuit Memorandum (Crown)

17. Practice Directive #25 (new) – Dress Code for Members of the Bar and Articled Students
18. Practice Directive #26(new) - The Pre-Hearing Conference;
Form 26A – Statement Identifying Issues and Witnesses;
Form 26B – Request for Pre-Hearing Conference;
Form 26C – Agreement and Admissions made at a Pre-Hearing Conference;
Form 26D – Agreement to Limit the Scope of a Preliminary Inquiry;
19. Practice Directive #27 (new) – Jury Panel Screening in Nunavut
20. Practice Directive #28 (new) – Jury Practice in Nunavut;
Form 28A – Confirmation of Appointment;
Form 28B – Notice of Proposed date for Pre-Hearing Conference;
Form 28C – Order for Attendance at Pre-Hearing Conference.
21. Practice Directive #29(new) – The Use of Videoconferencing in Criminal Matters;
Form 29A – Notice of Request to Receive Evidence by Videoconferencing;
Form 29B – Notice of Objection and Request for Hearing;
Form 29C – Notice to Show Cause;
Schedule 1
22. Practice Directive #30 (new) – Electronic Filing of Criminal Informations and Process;
23. Practice Directive #31 (new) - Electronic Service of Documents in Civil Causes;

To better assist counsel all forms referenced in these directives are downloadable in a readily useable electronic template.

All practice directives and forms are published on the Nunavut Court of Justice website at <http://www.nucj.ca/>

Mr. Justice R. Kilpatrick