


PROVINCE OF BRITISH COLUMBIA
ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 713, Approved and Ordered NOV - 8 2007



Lieutenant Governor

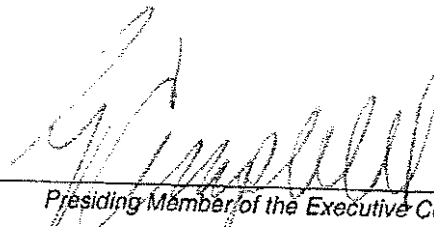
Administrator

Executive Council Chambers, Victoria

On the recommendation of the undersigned, made after consultation with the Chief Justice of the Supreme Court, the ^{Administrator} ~~Lieutenant Governor~~, by and with the advice and consent of the Executive Council, orders that, effective January 1, 2008, the Supreme Court Rules, B.C. Reg. 221/90, are amended as set out in the attached Schedule.



Attorney General and Minister Responsible
for Multiculturalism



Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section:- Court Rules Act, s. 1

Other (specify):- OIC 1039/90

September 21, 2007

SCHEDULE

1 Rule 68 is amended

- (a) in subrule (2) by adding “, and to every action commenced in any registry after January 1, 2008,” after “September 1, 2005”,*
- (b) in subrule (15) by striking out “Rule 26” and substituting “Rule 26 (1) to (10) and (12) to (15)”,*
- (c) in subrule (30) by adding the following paragraph:*
 - (b.1) the completeness of any summary of evidence provided in accordance with subrule (31) (b) or (31.1),,*
- (d) in subrule (31) by striking out “60 days” in both places and substituting “90 days”,*
- (e) by adding the following subrules:*

Continuing obligation to provide summary

- (31.1) If a party who has provided a summary of evidence or an amended summary of evidence later learns that the summary is inaccurate or incomplete, the party must promptly amend the summary of evidence to make it accurate and complete.*

Requirements for evidence summary

- (31.2) A summary of evidence provided for a witness in accordance with subrule (31) (b) or (31.1) must include*
 - (a) the name and address of the witness,*
 - (b) a brief point-form summary of the evidence expected to be provided by the witness, and*
 - (c) the identity and nature of any document, not yet disclosed, that the witness expects to refer to at trial.*

Limitations on evidence

- (32.1) Unless the court otherwise orders, at the trial of an expedited action, a party may not lead evidence from a witness called in accordance with subrule (32) unless that evidence is reflected in the summary of evidence provided for that witness in accordance with subrule (31) (b) and, if applicable, subrule (31.1)., and*
- (f) in subrule (32) by striking out “subrule (31) (b).” and substituting “subrule (31) (b) and, if applicable, subrule (31.1).”.*