COURT OF APPEAL FOR BRITISH COLUMBIA

FORM 1

NOTICE OF APPEAL (RULE 6(1))



Court of Appeal File No. (For Registry Use Only)

Case File No. CA49939

Supreme Court File No.

S223033

The file number can be found on the upper right corner of the Supreme Court documents

Supreme Court Registry Location

Vancouver

To the respondent(s)

A court proceeding has been commenced against you in the Court of Appeal. See the final page of this form for details on how to respond.

1. PARTIES TO THE APPEAL

Appellant(s)

List the party(ies) appealing the Supreme Court or tribunal order. Identify their roles in the proceeding below in brackets. E.g., Jane Doe (plaintiff, petitioner, etc.) Liberal Party of Canada (petitioner)

Respondent(s)

List the other party(ies) in the Supreme Court or tribunal order you are appealing who are affected by the appeal. Identify their roles in the proceeding below in brackets. E.g., Jane Doe (defendant). Complainants (respondents)

New Democratic Party of Canada (petitioner)

Conservative Party of Canada (petitioner)

Office of the Information and Privacy Commissioner for British Columbia (intervenor)

Attorney General of British Columbia (intervenor)

Attorney General of Canada (intervenor)

2. THE ORDER YOU ARE APPEALING

Is leave to appeal required? Court of Appeal Rule 12 explains when you need leave to appeal. If you are unsure, check "Yes."	□ Yes ⊠ No	
Who made the order? Name the justice or other decision maker who pronounced the order you are appealing.	Justice G. C. Weatherill	
What court and/or tribunal pronounced the order(s)?	⊠ Supreme Court ☐ Tribunal	Name of tribunal
Date the order was pronounced Include the day, month and year that the order being appealed was pronounced (not the date the order was entered).	14/05/2024 DD/MM/YYYY	
City where the order was pronounced	Vancouver	
Length of lower court hearing Indicate in days or hours the length of the hearing that led to the order you are appealing from. For example, if you are appealing a judgment from a trial that took two hours, enter "two hours."	8 days	

3. RELIEF SOUGHT If leave to appeal is not required, fill out Part A. If you are seeking leave to appeal, fill out Part B. PART A: LEAVE NOT REQUIRED The whole of the Order of Justice Weatherill pronounced May 14, 2024. Part of the order being appealed If you only won to appeal on part of an order, enter the part that is being appealed. Briefly list the order(s) you will ask this Court to make an appeal. For example: "Set acide the trial judgment of any order as to costs. PART B: SEEKING LEAVE TO APPEAL Part of the order being appealed If you are only seeking leave to appeal one part of an order, enter the part that you are seeking leave to appeal Be as specific as possible. For example, you believe the trial judge used an incorrect kept leave to appeal. Grounds for leave to appeal Be as specific as possible. For example, you believe the trial judge used an incorrect kept less or otherwise misapplied the law, indicate that here.		What type of proceeding are you appealing from?		☐ Trial Judgment	\square Order of a Tribunal
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4. ADDITIONAL INFORMATION					
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Sealing order Is there an order sealing any part of the trial court or tribunal file? If yes, add date(s). Anonymity order/publication ban Are there orders that protect the identity of a party or parties? If yes, add date(s).	☐ Yes	⊠ No	Date Date	DD/MM/YYYY DD/MM/YYYY	
Areas of law raised in the appeal You may check more than one box if appropriate. For example, you should check "motor vehicle accidents" and "torts" for a personal injury claim involving a motor vehicle accident.	☑ Constitutional, Administrative☑ Motor Vehicle Accidents☑ Torts☑ Divorce Act (Called)		Civil Procedure Municipal Law Equity Family Law Act	☐ Commercial☐ Real Property☐ Wills and Estates☐ Other	
Appeals involving children Does this appeal involve the rights or interests of a child? E.g., parenting order.	☐ Yes	⊠ No			
5. SERVICE					
Are you representing yourself?	□ Yes	⊠ No			
Name(s) and address(es) within BC for service of appellant(s) If you have a lawyer, include the law firm's address; otherwise provide your own residential address.	Cathy Beagan Floo Blake, Cassels & G 1133 Melville Stre Suite 3500, The St Vancouver, BC V6	iraydon LLP eet ack	n		
Phone number(s) of appellant(s)	604-631-5247 / 43	16-863-2269			

Email address(es) for service the appellant If you provide an email addre you consent to have documen served on you by ema	(s) ss, nts			
r				
Date form completed		11/06/2024	Name of lawyer or party authorizing filing of this form	Jenna Green

cathy.beaganflood@blakes.com / jenna.green@blakes.com

DD/MM/YYYY

To the appellant(s):

You must file and serve this form on each respondent named in this document within the timelines required by the *Court of Appeal Act* and Court of Appeal Rules. You must file a Notice of Hearing **not more than one year** after filing this Form 1 or your appeal will be placed on the inactive list (Rule 50(1)(a)).

To the respondent(s)

If you intend to participate in this proceeding, you must give notice of your intention by doing the following not more than 10 days after receiving this Notice of Appeal: (1) file a "Notice of Appearance" (Form 2 of the Court of Appeal Rules) in a Court of Appeal registry and; (2) serve the Notice of Appearance on the appellant.

If you fail to file and serve a Notice of Appearance:

- (a) You are presumed to take no position on the appeal, or the application for leave to appeal (if leave is required).
- (b) The parties are not obliged to serve you with any further documents related to the appeal, including an order granting leave to appeal (if leave is required).

You are presumed to take no position if you fail to file and serve a Notice of Appearance within the time described above. The filing registries for the British Columbia Court of Appeal are as follows.

Central Registry: Other Registries:

B.C. Court of Appeal Suite 400, 800 Hornby St. Vancouver BC V6Z 2C5 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 St. Kamloops BC V2C 6K4

Inquiries should be addressed to (604) 660-2468.

COURT OF APPEAL FOR BRITISH COLUMBIA

FORM 1

NOTICE OF APPEAL (RULE 6(1))

VANCOUVER

10-Jun-24

COURT OF APPEAL
REGISTRY

Court of Appeal File No. (For Registry Use Only)

Case File No. CA49935

Supreme Court File No.

S223065

The file number can be found on the upper right corner of the Supreme Court documents

Supreme Court Registry Location

Vancouver

To the respondent(s)

A court proceeding has been commenced against you in the Court of Appeal. See the final page of this form for details on how to respond.

1. PARTIES TO THE APPEAL

Appellant(s)

List the party(ies) appealing the Supreme Court or tribunal order. Identify their roles in the proceeding below in brackets. E.g., Jane Doe (plaintiff, petitioner, etc.) The New Democratic Party of Canada (Petitioner)

Respondent(s)

List the other party(ies) in the Supreme Court or tribunal order you are appealing who are affected by the appeal. Identify their roles in the proceeding below in brackets. E.g., Jane Doe (defendant). Complainants (Respondents)

Liberal Party of Canada (Petitioner)

Conservative Party of Canada (Petitioner)

Office of the Information and Privacy Commissioner for British Columbia (Intervenor)

Attorney General of British Columbia (Intervenor)

Attorney General of Canada (Intervenor)

2. THE ORDER YOU ARE APPEALING

Is leave to appeal required? Court of Appeal Rule 12 explains when you need leave to appeal. If you are unsure, check "Yes."	☐ Yes ⊠ No	
Who made the order? Name the justice or other decision maker who pronounced the order you are appealing.	Justice G.C. Weatherill	
What court and/or tribunal pronounced the order(s)?	⊠ Supreme Court ☐ Tribunal	Name of tribunal
Date the order was pronounced Include the day, month and year that the order being appealed was pronounced (not the date the order was entered).	14/05/2024 DD/MM/YYYY	
City where the order was pronounced	Vancouver	
Length of lower court hearing Indicate in days or hours the length of the hearing that led to the order you are appealing from. For example, if you are appealing a judgment from a trial that took two hours, enter "two hours."	8 days	
What type of proceeding are you appealing from? Check only one.	☐ Trial Judgment	☐ Order of a Tribunal ☑ Chambers Judgment

3. RELIEF SOUGHT

If leave to appeal is not required, fill out Part A. If you are seeking leave to appeal, fill out Part B.

PART A: LEAVE NOT REQUIRE	D			
Part of the order being appealed If you only want to appeal one part of an order, enter the part that is being appealed.	The whole of t	he Order of Justic	e Weatherill pron	ounced May 14, 2024.
Order(s) you are seeking on appeal Briefly list the order(s) you will ask this Court to make on appeal. For example: "Set aside the trial judgment and order a new trial." Include any order as to costs.	Information Pr political partie Commissioner	otection Act, S.B.0 s and (b) the Offic for British Colum	e of the Informati	not apply to federal on and Privacy jurisdiction over federal
PART B: SEEKING LEAVE TO A	PPEAL			
Part of the order being appealed If you are only seeking leave to appeal one part of an order, enter the part that you are seeking leave to appeal. Grounds for leave to appeal Be as specific as possible. For example, if you believe the trial judge used an incorrect legal test or otherwise misapplied the				
law, indicate that here.				
4. ADDITIONAL INFORMATION Sealing order Is there an order sealing any part of the trial court or tribunal file? If yes, add date(s).	⊠ Yes	□ No	Date	02/05/2022
Anonymity order/publication ban Are there orders that protect the identity of a party or parties? If yes, add date(s).	☐ Yes	⊠ No	Date	DD/MM/YYYY DD/MM/YYYY

Areas of law raised in the appeal You may check more than one box if appropriate. For example, you should check "motor vehicle	☑ Constitutional/ Administrative☑ Motor Vehicle Accidents☑ Torts	☐ Civil Procedure☐ Municipal Law☐ Equity	☐ Commercial☐ Real Property☐ Wills and Estates
accidents" and "torts" for a personal injury claim involving a	☐ Divorce Act (Cana	da) 🔲 Family Law Act	☐ Other
motor vehicle accident.	□ Divorce Act (canal	ad i anni Law Act	
Appeals involving children			
Does this appeal involve the rights or interests of a child? E.g., parenting order.	☐ Yes	⊠ No	
5. SERVICE			
Are you representing yourself?	☐ Yes	⊠ No	
, , ,			
	Carmela Allevato		
Name(s) and address(es) within BC for service of appellant(s) If you have a lawyer, include the law firm's address; otherwise provide your own residential address.	Allevato Quail & Roy, 1943 East Hastings Str Vancouver, BC V5L 1T	reet	
Phone number(s) of appellant(s)	604-424-8631; 778-90	03-5646	
	callevato@aqrlaw.ca		
Email address(es) for service of the appellant(s) If you provide an email address, you consent to have documents served on you by email.			
Date form completed	11/06/2024	Name of lawyer or party uthorizing filing of this form	Carmela Allevato
	DD/MM/YYYY		

To the appellant(s):

You must file and serve this form on each respondent named in this document within the timelines required by the *Court of Appeal Act* and Court of Appeal Rules. You must file a Notice of Hearing **not more than one year** after filing this Form 1 or your appeal will be placed on the inactive list (Rule 50(1)(a)).

To the respondent(s)

If you intend to participate in this proceeding, you must give notice of your intention by doing the following not more than 10 days after receiving this Notice of Appeal: (1) file a "Notice of Appearance" (Form 2 of the Court of Appeal Rules) in a Court of Appeal registry and; (2) serve the Notice of Appearance on the appellant.

If you fail to file and serve a Notice of Appearance:

- (a) You are presumed to take no position on the appeal, or the application for leave to appeal (if leave is required).
- (b) The parties are not obliged to serve you with any further documents related to the appeal, including an order granting leave to appeal (if leave is required).

You are presumed to take no position if you fail to file and serve a Notice of Appearance within the time described above. The filing registries for the British Columbia Court of Appeal are as follows.

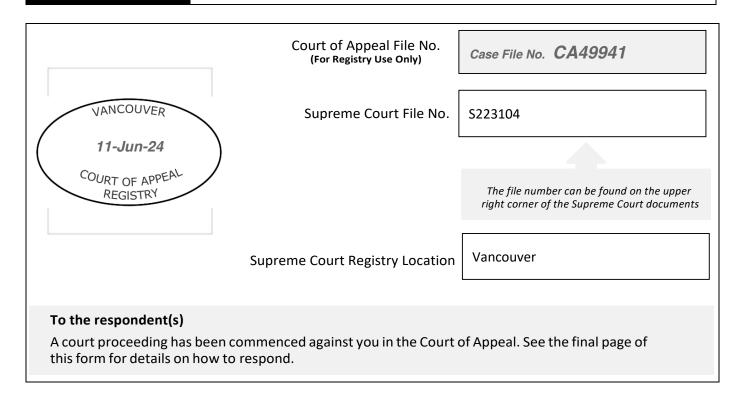
Central Registry: Other Registries:

B.C. Court of Appeal Suite 400, 800 Hornby St. Vancouver BC V6Z 2C5 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 St. Kamloops BC V2C 6K4

Inquiries should be addressed to (604) 660-2468.

COURT OF APPEAL FOR BRITISH COLUMBIA

FORM 1 NOTICE OF APPEAL (RULE 6(1))



1. PARTIES TO THE APPEAL

Appellant(s)

List the party(ies) appealing the Supreme Court or tribunal order. Identify their roles in the proceeding below in brackets. E.g., Jane Doe (plaintiff, petitioner, etc.)

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Respondent(s)

List the other party(ies) in the Supreme Court or tribunal order you are appealing who are affected by the appeal. Identify their roles in the proceeding below in brackets. E.g., Jane Doe (defendant). The Complainants (respondents)

The Liberal Party of Canada (petitioner)

The New Democratic Party of Canada (petitioner)

The Office of the Information and Privacy Commissioner for British Columbia (intervenor)

The Attorney General of British Columbia (intervenor)

The Attorney General of Canada (intervenor)

2. THE ORDER YOU ARE APPEALING

Is leave to appeal required? Court of Appeal Rule 12 explains when you need leave to appeal. If you are unsure, check "Yes."	☐ Yes	
Who made the order? Name the justice or other decision maker who pronounced the order you are appealing.	Justice Gordon C. Weatherill	
What court and/or tribunal pronounced the order(s)?	⊠ Supreme Court ☐ Tribunal	Name of tribunal
Date the order was pronounced Include the day, month and year that the order being appealed was pronounced (not the date the order was entered).	14/05/2024 DD/MM/YYYY	
City where the order was pronounced	Vancouver	

Length of lower court hearing Indicate in days or hours the length of the hearing that led to the order you are appealing from. For example, if you are appealing a judgment from a trial that took two hours, enter "two hours."	8 days	
What type of proceeding are you appealing from? Check only one.	☐ Trial Judgment☐ Summary Trial Judgment	☐ Order of a Tribunal☒ Chambers Judgment
RELIEF SOUGHT		
If leave to appeal is not require	ed, fill out Part A. If you are seeking l	eave to appeal, fill out Part B.
PART A: LEAVE NOT REQUIRE	D	
Part of the order being appealed If you only want to appeal one part of an order, enter the part that is being appealed.	All	
Order(s) you are seeking on appeal Briefly list the order(s) you will ask this Court to make on appeal. For example: "Set aside the trial judgment and order a new trial." Include any order as to costs.	 Substituting an order decla Protection Act, SBC 2003, c parties; and (b) the Office of 	
	 Such further and other relief Court may consider just. 	ef as counsel may advise and that this

PART B: SEEKING LEAVE TO APPEAL

3.

Part of the order being appealed If you are only seeking leave to appeal one part of an order, enter the part that you are seeking leave to appeal.				
Grounds for leave to appeal Be as specific as possible. For example, if you believe the trial judge used an incorrect legal test or otherwise misapplied the law, indicate that here.				
4. ADDITIONAL INFORMATION	N			
Sealing order Is there an order sealing any part of the trial court or tribunal file? If yes, add date(s).	⊠ Yes	□ No	Date	02/05/2022
				DD/MM/YYYY
Anonymity order/publication ban Are there orders that protect the identity of a party or parties? If yes, add date(s).	☐ Yes	⊠ No	Date	
				DD/MM/YYYY
Areas of law raised in the	□ Constitutional/		☐ Civil Procedure	☐ Commercial
appeal You may check more than one	Administrative ☐ Motor Vehicle		☐ Municipal Law	☐ Real Property
box if appropriate. For example, you should check "motor vehicle	Accidents ☐ Torts		☐ Equity	☐ Wills and Estates
accidents" and "torts" for a personal injury claim involving a motor vehicle accident.	☐ Divorce Act (Can	ada)	☐ Family Law Act	☐ Other
Appeals involving children Does this appeal involve the rights or interests of a child? E.g., parenting order.	☐ Yes	⊠N	0	

5. SERVICE

Are you representing yourself?	□ Yes ⊠ No
Name(s) and address(es) within BC for service of appellant(s) If you have a lawyer, include the law firm's address; otherwise provide your own residential address.	Kirsten Thompson and Luca Lucarini Dentons Canada LLP Floor 20, 250 Howe Street Vancouver, British Columbia V6C 3R8
Phone number(s) of appellant(s)	(416) 863-4362 / (416) 863-4735
Email address(es) for service of the appellant(s) If you provide an email address, you consent to have documents served on you by email.	kirsten.thompson@dentons.com luca.lucarini@dentons.com
Date form completed	11/06/2024 Name of lawyer or party authorizing filing of this form Luca Lucarini

DD/MM/YYYY

To the appellant(s):

You must file and serve this form on each respondent named in this document within the timelines required by the *Court of Appeal Act* and Court of Appeal Rules. You must file a Notice of Hearing **not more than one year** after filing this Form 1 or your appeal will be placed on the inactive list (Rule 50(1)(a)).

To the respondent(s)

If you intend to participate in this proceeding, you must give notice of your intention by doing the following not more than 10 days after receiving this Notice of Appeal: (1) file a "Notice of Appearance" (Form 2 of the Court of Appeal Rules) in a Court of Appeal registry and; (2) serve the Notice of Appearance on the appellant.

If you fail to file and serve a Notice of Appearance:

- (a) You are presumed to take no position on the appeal, or the application for leave to appeal (if leave is required).
- (b) The parties are not obliged to serve you with any further documents related to the appeal, including an order granting leave to appeal (if leave is required).

You are presumed to take no position if you fail to file and serve a Notice of Appearance within the time described above. The filing registries for the British Columbia Court of Appeal are as follows.

Central Registry: Other Registries:

B.C. Court of Appeal Suite 400, 800 Hornby St. Vancouver BC V6Z 2C5 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 St. Kamloops BC V2C 6K4

Inquiries should be addressed to (604) 660-2468.