

What types of appearances are paralegals permitted to make?

The following table sets out the types of appearances paralegals will be permitted to make at the registries participating in the pilot project.

IMPORTANT NOTE: the Court controls the right of appearance. While the Court is allowing the pilot project, individual appearances are predicated on the designated paralegal providing the services in a competent manner. If the Court is concerned that the designated paralegal is not prepared or competent to speak to the matter, the Court can put the matter over and require the supervising lawyer to speak to it.

British Columbia Supreme Court

Uncontested Procedural Matters	
R4-2	Uncontested renewal of notice of family claim
R5-1(28)	uncontested application to compel production of a Form F8 Financial Statement or to compel production of financial particulars
R6-4(1)	uncontested application for alternative methods of service (including without notice)
R6-5(2)	uncontested application for leave to effect service outside of British Columbia (including without notice)
R8-1(1)(b)(i)	uncontested application for leave to amend pleadings
R8-2(7)	uncontested application to add, remove, or substitute a party
R9-1(10)	uncontested application to compel a response to a demand for production of documents made pursuant to R9-10(7) or (8)

R9-1(14)	uncontested application to compel production of documents for inspection and copying
R9-2(2)	uncontested application to extend the period of examination for discovery of a party or witness
R9-2(10)	uncontested application to change the location of an examination for discovery
R9-4(1)	uncontested application for pre-trial examination of a witness
R9-5(4)	uncontested application for order for inspection and preservation of property
R10-7	consent application for order for inspection and preservation of property
R10-8	applications of which notice is not required
R12-3	uncontested application for relief by way of interpleader
R15-1(12)	uncontested application to settle an order before a registrar
R15-1(18)	uncontested application for correction of an Order
R20-5(1)	uncontested application for determination of indigent status

R21-2(2)	uncontested application to extend or obtain a period of time provided for in the Rules or an Order of the Court
R21-4(2) and (3)	uncontested application for an Order that a lawyer has ceased to act for a party
s.91, <u>Family Law Act</u>	uncontested application for Order restraining one or both parties from disposing of family assets or other property at issue
s. 213 and 213, <u>Family Law Act</u>	uncontested application for payment from a Respondent who has failed to deliver financial disclosure that has been demanded or ordered
s. 15.1 <u>Divorce Act</u> and s. 149 and 152 <u>Family Law Act</u>	uncontested application for child support and maintenance, including straightforward extraordinary expenses under s.7 of the <u>Child Support Guidelines</u> , ONLY where: Section 3(1) of the <u>Child Support Guidelines</u> apply (the children are below the age of majority); and Employment income, excluding self employment income, is less than \$150,000.00 annually.

Contested Procedural Matters	
R9-1(14)	Application to compel production of documents for inspection and copying UNLESS the objection to production is on the grounds of privilege
R9-2(10)	Application to change the location of an examination for discovery
s.15.1, <u>Divorce Act</u> and s.149 and 152 <u>Family Law Act</u>	Application for child support and maintenance, including straightforward extraordinary expenses under s.7 of the <u>Child Support Guidelines</u> , ONLY where: Section 3(1) of the <u>Child Support Guidelines</u> apply (the children are below the age of majority); and Employment income, excluding self employment income, is less than \$150,000.00

	annually.
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Provincial Court of British Columbia

Uncontested Procedural Matters	
R 4, 6(3),(c),(e), 12	uncontested application to compel production of a Financial Statement or to compel production of financial documents
R 5(8)	uncontested application pursuant to Rule 5(8) for exception to Rule 5 referral to family justice counsellor
R 6	uncontested first appearances and fix date appearances
R 6(3)(a), 14(2),	uncontested consent orders requiring attendance before a judge
R 6(3)(e), 20	uncontested application for an order for inspection, copying and preservation of documents
R 6(5), 11(1)(b)	uncontested adjournment application
R 11(2)	uncontested application to call FLA s. 211 reporter as witness
R 9(7), 12	uncontested application for alternative methods of service (including without notice)
R 15	uncontested application for paternity testing
R 18(5)	uncontested application to settle an order
R 18,(8)	uncontested application to correct an Order
R 19	uncontested application to transfer a file
various	Interim application for which notice is not required
R 11(1)(b), 20(1)	uncontested application to adjourn a trial or hearing
Rule 20(2)	uncontested application to extend or obtain a period of time provided for in

	the Rules or an Order of the Court
R 20(6)	uncontested application to compel a response to a demand for production of documents
R 20(8)	uncontested application to add, remove, or substitute a party
Rule 20(8)	uncontested application for an order that a lawyer has ceased to act for a party
s.212 and 213, <u>Family Law Act</u>	uncontested application for payment from a Respondent who has failed to deliver financial disclosure that has been demanded or ordered
s. 149 and 152 <u>Family Law Act</u>	uncontested application for child support and maintenance, including straightforward extraordinary expenses under s. 7 of the <u>Child Support Guidelines</u> , ONLY where: <ul style="list-style-type: none"> a) section 3(1) of the <u>Child Support Guidelines</u> apply (the children are below the age of majority); and b) employment income, excluding self employment income, is less than \$150,000 annually.

Contested Procedural Matters	
R 4, 12	contested application to compel production of a Financial Statement or to compel production of financial documents
R 6(3)(e), 20	contested application to compel production of documents for inspection and copying UNLESS the objection to production is on the grounds of privilege
s.149 and 152 <u>Family Law Act</u>	Application for child support and maintenance, including extraordinary expenses under s.7 of the <u>Child Support Guidelines</u> , ONLY where:

<u>Act</u>	<p>a) Section 3(1) of the <u>Child Support Guidelines</u> apply (the children are below the age of majority); and</p> <p>b) Each party whose income is relevant to the application has employment income less than \$150,000 annually and does not have self-employment income.</p> <p>BUT NOT INCLUDING:</p> <p>c) Shared parenting;</p> <p>d) Split-custody;</p> <p>e) Undue-hardship.</p>
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