



**Amended Order (COVID-19):**  
**Update #5 (Issued June 25, 2020 and amended July 9, 2020)**

**Date: 20200625**

**Ottawa, Ontario, June 25, 2020.**

**PRESENT: The Honourable Mr. Chief Justice Paul Crampton**

**WHEREAS** the Court issued an Order dated March 17, 2020 establishing an initial Suspension Period through April 17, 2020;

**AND WHEREAS** the Court issued further Orders dated April 4, 2020, April 29, 2020, May 29, 2020 and June 11, 2020 extending the Suspension Period across Canada through May 15, 2020, May 29, 2020, and June 15, 2020, respectively;

**AND WHEREAS** the Court permitted the Suspension Period to expire on June 15, 2020 in Western Canada and in Atlantic Canada;

**AND WHEREAS** the Court has concluded that the Suspension Period should be permitted to expire in the remaining regions of Canada on June 29, 2020;

**AMENDED ORDER**

**THE COURT HEREBY ORDERS THAT:**

1. The Suspension Period will expire at the end of the day on June 29, 2020 in Ontario, Quebec and the three territories.
2. Timelines for the filing of documents and the taking of other procedural steps in proceedings in those provinces and territories are extended to July 13, 2020. For greater certainty,
  - (a) timelines continue to be suspended during the additional 2-week buffer period, such that they will begin to run again on June 30 for the Western and Eastern

provinces and on July 14 for Ontario, Quebec, and the three territories (for example, if a party in Ontario had three days prior to March 16<sup>th</sup> to take a step, the new deadline would be July 16<sup>th</sup>); and

- (b) the provisions of this paragraph do not apply to proceedings that are, or will be, moving forward pursuant to one of the five exceptions described in paragraph 5 of the *Practice Direction and Order (COVID-19): Update #2 (April 29, 2020)*.
3. Parties to proceedings in which a hearing has been adjourned as a result of an Order establishing or extending the Suspension Period shall provide the Judicial Administrator with their mutual dates of non-availability up to December 18, 2020. For Western Canada and Atlantic Canada, such dates should be provided no later than June 29, 2020. For Ontario, Quebec and the territories, such dates shall be provided no later than the close of business on July 13, 2020. Such dates shall be communicated to the Court by email to [HEARINGS-AUDIENCES@FCT-CF.CA](mailto:HEARINGS-AUDIENCES@FCT-CF.CA). Where a matter has previously been placed in case management, such correspondence shall be addressed to the attention of the Case Management Judge.
  4. Pursuant to s. 53(2) of the *Federal Courts Act*, and subject always to the discretion of the Court to apply the best evidence requirements, affidavits sworn or affirmed remotely using modes deemed acceptable in any Superior Court of any province shall be accepted for filing during the Suspension Period. For greater certainty, all affidavits must be sworn or affirmed. The requirement established under the Court's previous COVID-19 Order dated April 4, 2020 for a party to file, after the end of the Suspension Period, a printed copy of an affidavit that was e-filed during the Suspension Period is hereby vacated. In accordance with the [Annex – Electronic Legal Service and Electronic Filing in the Federal Court](#), parties shall keep a copy of all affidavits sent electronically for 30 days after the expiry of all appeal periods.
  5. Except to the extent set forth above, the Orders issued by the Court on April 4, 2020, April 29, 2020, May 29, 2020 and June 11, 2020 remain in effect.

Paul Crampton  
Chief Justice