

Federal Court



Cour fédérale

November 18, 2010

NOTICE TO THE PARTIES AND THE PROFESSION

Early Hearing Dates for Applications in the Federal Court

The goal of the Federal Court is to be ready to hear applications as soon as litigants are ready.

Applications for judicial review in the Federal Court are to be heard and determined in a summary way. The inherent flexibility of the *Federal Courts Rules*, enables the Court to determine applications in an expeditious, fair and cost efficient manner.

Parties may, on consent or through case management, seek a hearing date prior to the filing of their application records.

If at the outset of, or during, a proceeding, they agree to a schedule setting out the steps required for the perfection of the application, the parties may seek a hearing date, at any time, by writing to the office of the Judicial Administrator of the Federal Court. The letter must:

- include a copy of the schedule agreed to by all of the parties;
- indicate whether a notice of constitutional question will be required;
- indicate the place at which the hearing should be held;
- set out the maximum number of hours or days required for the hearing;
- provide a list of the dates on which the parties are available and not available during the 90 days following the date on which the application will be ready for hearing;
- include the name, address for service and telephone number of each solicitor or, where a party is unrepresented, the address and telephone number of the party; and,

- indicate whether the language used in the application will be English, French or both.

The Court will endeavour to accommodate early requests for hearing dates whenever possible.

This direction is not intended to replace the current practice for abridging timelines pursuant to rule 8. Parties may continue to seek orders expediting applications in urgent circumstances pursuant to rule 8.

This practice direction is not applicable to applications made pursuant to the *Immigration and Refugee Protection Act* or the *Patented Medicines (Notice of Compliance) Regulations*.

“Allan Lutfy”

Chief Justice