

THE HONOURABLE DONALD I. BRENNER
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THE SUPREME COURT
OF BRITISH COLUMBIA

THE LAW COURTS
800 SMITHE STREET
VANCOUVER, B. C.
V6Z 2E1

PRACTICE DIRECTION

Re: Model Receivership Orders

Commencing May 15, 2007, the Court will adopt a standard form of order for receivership orders made pursuant to the *Bankruptcy and Insolvency Act* ("BIA") and pursuant to s. 39 of the *Law and Equity Act* ("LEA").

After May 15, 2007, a party seeking the appointment of a receiver pursuant to the BIA or s. 39 of the LEA must use the attached Model Receivership Order unless the relief sought differs from that provided for in the Model Receivership Order. In that event, the applicant must identify in what respects the relief sought differs and must explain to the Court the basis upon which it should grant relief in terms different from those provided for in the Model Receivership Order.

The Model Receivership Order was developed by the British Columbia Model Insolvency Order Committee whose membership included Judges of the Supreme Court of British Columbia, representatives of the British Columbia insolvency bar, and representatives of the trustee community. The purpose of the Model Receivership Order is to help the parties focus on the particular issues in dispute and to enable the Court to deal with applications for receivership orders under the BIA and the LEA in an efficient and effective manner. The Model Receivership Order includes a number of explanatory notes designed to assist counsel in using the Model Receivership Order and to alert counsel to the fact that all of the provisions of the Model Receivership Order may not be appropriate in every case.

May 1, 2007

A handwritten signature in dark ink, appearing to read 'Donald I. Brenner', written over a horizontal line.

Donald I. Brenner,
Chief Justice