

FORM 59B

JUDGMENT

THE QUEEN'S BENCH

\_\_\_\_\_ Centre

[name of judge]

[day and date judgment made]

[court seal]

[Title of proceeding]

JUDGMENT

[After the trial of an action, in which judgment is given without the hearing of oral evidence, or after the hearing of an application:]

THIS (ACTION/APPLICATION) was heard on \_\_\_\_\_ [date] \_\_\_\_\_, in the presence of counsel for \_\_\_\_\_ [name the parties represented by counsel or "all parties"] \_\_\_\_\_;

[where a party appears in person without counsel, add:]

...and \_\_\_\_\_ [name of party] \_\_\_\_\_, appearing in person;

[where a party does not appear, either in person or through counsel, add:]

...and no one appearing on behalf of \_\_\_\_\_ [name of party] \_\_\_\_\_, although properly served as appears from \_\_\_\_\_ [indicate proof of service] \_\_\_\_\_;

[add, where an action:]

ON READING THE PLEADINGS AND HEARING THE EVIDENCE and the submissions of counsel for \_\_\_\_\_ [name the parties represented by counsel or "the parties"] \_\_\_\_\_ [add, where applicable: and the submissions of \_\_\_\_\_ [name of party appearing in person] \_\_\_\_\_];

[add, where an application:]

ON READING THE NOTICE OF APPLICATION AND THE EVIDENCE FILED BY THE PARTIES [add, where applicable: and ON HEARING the oral evidence presented by the parties] and on hearing the submissions of counsel for \_\_\_\_\_ [name the parties represented by counsel or "the parties"] \_\_\_\_\_ [add, where applicable: and the submissions of \_\_\_\_\_ [name of party appearing in person] \_\_\_\_\_];

[On a motion:]

THIS MOTION, made by       [name moving party]      , [where applicable, add: without notice,] for...[state relief sought in notice of motion, except to the extent that it appears in the operative part of the judgment], was heard on       [date]      , at       [name judicial centre]      . [recite here any further particulars necessary to understand the judgment.]

ON READING       [give particulars of material filed on the motion]       and ON HEARING the submissions of counsel for       [name the parties represented by counsel or "all parties"]      ;

[where a party appears in person without counsel, add:]

...and   [name of party]  , appearing in person;

[where a party does not appear, either in person or through counsel, add:]

...and no one appearing on behalf of       [name of party]      , although properly served as appears from       [indicate proof of service]      ;

1. THIS COURT (ORDERS/DECLARES) [where applicable, add: AND ADJUDGES] that...[etc.]
2. THIS COURT (ORDERS/DECLARES) [where applicable, add: AND ADJUDGES] that...[etc.]

[Set out the items of relief in consecutively numbered paragraphs each beginning as paragraphs 1 and 2, above, begin.]

[In a judgment for the payment of money on which postjudgment interest is payable, add:]

THIS JUDGMENT BEARS INTEREST at the rate of                      per cent per year commencing on       [date]      .

[Date]

\_\_\_\_\_  
Judge or Registrar