

# TABLE OF CONTENTS - VOLUMES 1, 2 AND 3

## VOLUME 1

Editor's Note  
Preface  
Introduction  
Precedent  
Definitions

### **RULES OF COURT**

PART 1: FOUNDATIONAL RULES

PART 2: THE PARTIES TO LITIGATION

PART 3: COURT ACTIONS

PART 4: MANAGING LITIGATION

PART 5: DISCLOSURE OF INFORMATION

PART 6: RESOLVING ISSUES AND PRESERVING RIGHTS

PART 7: RESOLVING CLAIMS WITHOUT A FULL TRIAL

PART 8: TRIAL

PART 9: JUDGMENTS AND ORDERS

PART 10: LAWYERS' CHARGES, RECOVERABLE COSTS OF LITIGATION,  
AND SANCTIONS

PART 11: SERVICE OF DOCUMENTS

PART 12: FAMILY LAW RULES

PART 13: TECHNICAL RULES

INDEX

**VOLUME 2**

**RULES OF COURT**

- PART 14: APPEALS
- PART 15: TRANSITIONAL PROVISIONS AND COMING INTO FORCE
- PART 16: CRIMINAL APPEALS TO THE COURT OF APPEAL
- PART 57: WINDING UP ACT [Repealed]
- PART 60: JUDICIAL REVIEW IN CRIMINAL MATTERS
- PART 61.1: SUMMARY CONVICTION APPEALS

**RULES OF COURT SCHEDULES**

- SCHEDULE A
  - DIVISION 1: FORMS FOR PARTS 2-11, 13 AND 14
  - DIVISION 2: FAMILY LAW FORMS
    - FORMS FOR PART 12
  - DIVISION 3: FORMS FOR PART 14
- SCHEDULE B
  - COURT FEES AND WITNESS AND OTHER ALLOWANCES
- SCHEDULE C
  - TARIFF OF RECOVERABLE FEES

**COURT OF APPEAL**

- PRACTICE DIRECTIONS
- NOTICES TO PROFESSION

**COURT OF QUEEN'S BENCH**

- CIVIL PRACTICE NOTES
- CIVIL PRACTICE NOTICES
- FAMILY PRACTICE NOTES
- FAMILY PRACTICE NOTICES
- COMMERCIAL PRACTICE NOTE
- COMMERCIAL PRACTICE NOTICES
- CRIMINAL PRACTICE NOTES
- CRIMINAL PRACTICE NOTICES
- GENERAL PRACTICE NOTICES

**VOLUME 3**

	PAGE
<b>COURT OF QUEEN’S BENCH (SURROGATE MATTERS)</b>	
SURROGATE RULES AND FORMS (A/R 130/95)	
Detailed Table of Contents .....	1-3
Adult Interdependent Relationship - User Note Excerpt .....	1-10
Surrogate Rules .....	1-13
Schedule 1 - Legal & Personal Representative Compensation .....	1-49
Schedule 2 - Court Fees .....	1-56
Schedule 3 - Forms	
NC1 - Application by the Personal Representative(s) for a Grant.....	1-57
NC2 - Affidavit by the Personal Representative(s) on Application for a Grant.....	1-58
NC3 - Schedule 1: Deceased .....	1-60
NC4 - Schedule 2: Will .....	1-62
NC5 - Schedule 3: Personal Representative(s) .....	1-63
NC6 - Schedule 4: Beneficiaries .....	1-63
NC6.1 - Acknowledgment of Trustee(s) .....	1-65
NC7 - Schedule 5: Inventory of Property and Debts.....	1-67
NC8 - Affidavit of Witness to a Will .....	1-68
NC9 - Affidavit of Handwriting of Deceased .....	1-69
NC10 - Affidavit Verifying Translation of Non-English Will.....	1-70
NC11 - Affidavit of Witness to Signature.....	1-71
NC12 - Renunciation of Probate .....	1-72
NC13 - Reservation of Right to Apply for Grant of Probate .....	1-72
NC14 - Renunciation of Administration With Will Annexed .....	1-73
NC15 - Renunciation of Administration.....	1-73
NC16 - Nomination and Consent to Appointment of Personal Representative.....	1-74
NC17 - Affidavit to Dispense With a Bond .....	1-75
NC18 - Consent to Waive Bond .....	1-76
NC19 - Notice to Beneficiaries (Residuary) .....	1-77
NC20 - Notice to Beneficiaries (Non-residuary).....	1-78
NC20.1 - Notice of Void Gift .....	1-79
NC21 - Notice to Beneficiaries (Intestacy).....	1-80
NC22 - Notice to Spouse of Deceased Matrimonial Property Act .....	1-81
NC23 - Notice to Spouse/Adult Interdependent Partner of Deceased Family Maintenance and Support.....	1-82
NC24 - Notice to Dependent Child or Minor Grandchild or Great-Grandchild of the Deceased Family Maintenance and Support .....	1-83
NC24.1 - Notice to the Public Trustee .....	1-85

TABLE OF CONTENTS - VOLUME 3

	PAGE
NC25 - Affidavit Regarding Missing or Unknown Beneficiaries .....	1-87
NC26 - Application for a grant of.....	1-88
NC27 - Affidavit of Service.....	1-89
NC28 - Application by the Attorney for the Personal Representative(s) for a Grant of.....	1-90
NC29 - Affidavit by the Attorney for the Personal Representative(s) on Application for a Grant of .....	1-91
NC30 - Application by a Personal Representative(s) for a Grant of Double Probate .....	1-93
NC31 - Affidavit by a Personal Representative on Application for a Grant of Double Probate .....	1-94
NC32 - Application by the Personal Representative(s) for a Grant of .....	1-96
NC33 - Affidavit by the Personal Representative(s) on Application for a Grant of.....	1-97
NC34 - Notice to Creditors and Claimants Statutory Declaration of Publication .....	1-99
NC34.1 - Statutory Declaration of Public Advertisements .....	1-99
NC35 - Statutory Declaration by Creditors and Claimants.....	1-100
NC36 - Probate .....	1-101
NC37 - Administration with Will Annexed.....	1-102
NC38 - Administration.....	1-103
NC39 - Double Probate.....	1-104
NC40 - Ancillary Grant of Probate .....	1-105
NC41 - Ancillary Grant of Administration with Will Annexed .....	1-106
NC42 - Ancillary Grant of Administration .....	1-107
NC43 - Application for a Grant of Trusteeship of the Estate of a Minor Child.....	1-108
NC44 - Affidavit for Application for a Grant of Trusteeship of the Estate of a Minor Child.....	1-109
NC45 - Election of a Trustee by a Minor .....	1-111
NC46 - Notice Concerning the Minor Child.....	1-112
NC47 - Affidavit to Dispense with a Bond or Other Security .....	1-112
NC48 - Trusteeship of the Estate of the Minor Child.....	1-113
NC49 - Certificate of Valid Grant.....	1-114
C1 - Application for (state matter) .....	1-115
C2 - Affidavit in Support of (or opposing) Application for (state matter) .....	1-118
C2.1 - Reply to Application for (state matter) .....	1-119
C2.2 - Demand for Notice in Respect of Application .....	1-120
C3 - Caveat.....	1-121
C3.1 - Withdrawal of Caveat .....	1-123
C3.2 - Discharge of Caveat .....	1-124
C4 - Warning to Caveator(s) .....	1-125
C5 - Formal Proof of Will Application by Personal Representative(s).....	1-126
C6 - Affidavit by Personal Representative(s) .....	1-128
C7 - Schedule 2.1 Previous Wills.....	1-130

TABLE OF CONTENTS - VOLUME 3

	PAGE
C8 - Notice to Persons Interested in the Estate .....	1-131
C9 - Notice of Objection to Informal Grant.....	1-132
C9.1 - Notice of Objection to Application for Trusteeship of a Minor Child.....	1-133
C10 - Formal Proof of Will Direction .....	1-134
C11 - Notice of Contestation.....	1-135
C12 - Notice of Claim and Affidavit.....	1-136
C13 - Order in respect of .....	1-138
C14 - Application to Authorize Minor to Make or Revoke a Will .....	1-140
ACC1 - Application by the Personal Representative(s) to Pass Accounts Formally .....	1-142
ACC2 - Affidavit .....	1-145
ACC3 - Notice of Objection or Consent .....	1-147
ACC4 - Terms of Accountant's Engagement.....	1-148
ACC5.1 - Accountant's Engagement Report .....	1-150
ACC5.2 - Accountant's Engagement Report .....	1-151
ACC6 - Application by the Person Interested in the Estate that Accounts be Passed Formally .....	1-152
ACC7 - Affidavit .....	1-155
ACC8 - Reply by the Personal Representative(s) .....	1-156
ACC9 - Affidavit by the Personal Representative(s) Objecting to Passing Accounts Formally.....	1-158
ACC10 - Application by the Personal Representative(s) to Dispense with a Formal Passing of Accounts and to Pass Accounts Informally.....	1-159
ACC11 - Affidavit .....	1-162
ACC12 - Release.....	1-164
ACC13 - Order in respect of (matter).....	1-165
DA1 - DA 18 [Repealed Alta. Reg. 10/10]	
NGA 1 - Personal Representative's Notice to Beneficiary .....	1-167
NGA 2 - Personal Representative's Notice to Family Member .....	1-168
NGA 3 - Personal Representative's Notice to Spouse .....	1-170
NGA 4 - Personal Representative's Notice to Attorney, Trustee, Public Trustee or Guardian .....	1-171
RULES AND FORMS USER NOTES DECEMBER, 2012 .....	1-172
<b>NOTICES TO PROFESSION</b>	
Amendments to the Surrogate Rules and Forms - Grace Period June 2, 2015 .....	1-189
New Surrogate Forms - May 24, 2012 .....	1-189
Amendments to the Surrogate Rules and Forms - Grace Period, December 19, 2011 .....	1-190
Fiat and Directive - Surrogate Estate Form NC8, December 15, 2009.....	1-190
Informal Trusteeships and Limited Income Estates, February 7, 2007 .....	1-191
Fiat and Directive re Dependent Adult Desk Applications (Service), October 22, 2002 .....	1-192
Dependent Adults Act - Perfect Service of Documents, July 5, 2002 .....	1-192

	PAGE
<b>PROVINCIAL COURT</b>	
REGULATIONS	
Civil Forms Regulation [Alta. Reg. 179/18] .....	2-3
Constitutional Notice Regulation [Alta. Reg. 251/99; 251/01; 110/12] .....	2-25
Court Procedures (Family Law) Regulation [Alta. Reg. 149/05; 166/10; 85/16] .....	2-26
Fees Regulation [Alta. Reg. 18/91; 220/93; 251/01; 47/02; 216/02; 91/03; 139/08; 164/10; 71/15; 76/15; 176/19] .....	2-34
Civil Procedure Regulation [Alta. Reg. 176/18] .....	2-37
Mediation Rules of the Provincial Court - Civil Division [Alta. Reg. 271/97] .....	2-61
PRACTICE NOTES AND DIRECTIVES	
Practice Note 2 - Costs in Provincial Court Civil, January 1, 2019 .....	2-65
Red Deer Pre-Trial Conferences, May, 2019 .....	2-68
Transition Period, December 11, 2018 .....	2-69
Edmonton Motions Court, July 1, 2015 .....	2-70
Designation of Counsel and Election by Accused, October 22, 2012 .....	2-74
Conflicts - Counsel Acting for More than One Defendant, March 16, 2011 .	2-77
<b>STATUTES</b>	
CIVIL ENFORCEMENT ACT	
Civil Enforcement Regulation [Alta. Reg. 190/15 Consolidated to 221/2017] .....	3-3
Schedule 1 .....	3-40
Schedule 2 .....	3-41
Schedule 3 .....	3-42
Schedule 4 - Forms 1-14 .....	3-43
Civil Enforcement Agencies, August 1, 2019 .....	3-85
Civil Enforcement Map .....	3-87
JUDGMENT INTEREST ACT	
Judgment Interest Regulation [Alta. Reg. 215/2011; consolidated to 224/2017] .....	3-88
JURY ACT	
Jury Act Regulation [Alta. Reg. 68/83; consolidated to 170/2012] .....	3-90
LANGUAGES ACT	
Languages in the Courts Regulation [Alta. Reg. 158/2013] .....	3-95
PROTECTION AGAINST FAMILY VIOLENCE ACT	
Protection Against Family Violence Regulation [Alta. Reg. 55/2009; consolidated to 14/2016] .....	3-97
RESIDENTIAL TENANCIES ACT	
Residential Tenancies Regulations [Alta. Reg. 98/2006 amended 92/2009] .....	3-100
<b>CONCORDANCE</b> .....	3-103
<b>TABLE OF CASES</b> .....	4-3