

PUBLIC TIMELINES

| Element | Timeline | Page |
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| Judicial Review | | |
| Notice of Constitutional Question | Provincial Court: notice to AG of CAN and ON at 15 days before hearing date | 562c |
| | Federal Court: Notice to AG of CAN and EVERY other prov at 15 days before hearing date 10 days before hearing date | 562d |
| FEDERAL <i>Timelines, w/ few exceptions, can be extended on consent of parties by no more than half the original period</i> Note: Same jurisdiction between FC to FCA. Exception: FC may convert application into action | | |
| Notice of Application (NoA) for JR | Issuance: 30 days after decision (to AG or parties) | 564b |
| | Personal Service: 10 days after issuance | 564b |
| | Filing of Proof of Service: 10 days after service | 564b |
| Request for Tribunal Material | Usually included in Notice of Application Tribunal has 20 days to transmit the material being requested, unless the tribunal objects | 564c |
| Notice of Appearance (Respondent) | File w/in 10 days of being served with NoA | 564c |
| Affidavit and Supporting Material | <u>Applicant:</u> serve and file 30 days after issuance of notice of application. | 564c |
| | <u>Respondent:</u> serve and file 30 days after being served with applicants affidavits <u>Cross-examinations:</u> must be completed within 20 days after filing respondents Affidavit or exp of time | 564c |
| Records | <u>Applicant:</u> Serve + file w/in 20 days after completing cross examination <u>Respondent:</u> Serve + file w/in 20 days after service of applicant's record | 564c |
| Requisition For Hearing | <u>Applicant:</u> w/in 10 days of being served with respondent's record. If applicant fails to file requisition within 180 of issuance of Notice of Application, a status review is automatically scheduled | 564d |
| PROVINCIAL (3 judges of SCJ; if urgent 1 judge) <i>Application can be dismissed for delay if application is not perfected within 1 year after it is commenced</i> | | |
| Notice of Application For Review | No universal time limit, unless governing statute says so. Court can extend regardless | 565d |
| Service of Notice of Application and Affidavits (Applicant) | Served personally 10 days before hearing (20 if outside ON) Proof of Service: filed 2 days before hearing | 565d |
| Request for Tribunal Material | Automatic – Tribunal must file forthwith | 565d |
| Certificate of Perfection | Applicant must file with application record. Once filed, application is placed on list for hearings | 565d |
| Service and Filing of Notice of Appearance to defend and Affidavits Supporting Material (Respondent) | After being served, must serve and file notice of intent to defend forthwith If relying on affidavits, they must be served and filed before cross-examination of applicants affidavits | 566a |
| Record & Factum | <u>Applicant:</u> serve and file 30 days after tribunals record is filed, or 30 days after application is | 566a |

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| | commenced (if no record required) <u>Respondent</u> : serve and file 30 days after being served with applicants | |
| Civil Proceedings against GOVT | | |
| <i>Must serve notice of claim at least 60 days b4 commencement of action (Proceedings Against the Crown Act) to AG</i> | | |
| Freedom of Information | | |
| Response to Request | Within 30 days | 570a |
| Complaint/Appeal | Within 30 days of response for prov + municipal w/in 60 days for federal govt | 570d |
| Constitutional Cases | | |
| Provincial | | |
| Limitation Period (damages) | 2 years | 595b |
| Notice to A.G. (damages) | 60 days prior to commencing proceeding | 595b |
| Notice of Constitutional Question | 15 days before hearing date to AG and AG of ON | 595d |
| Federal | | |
| Limitation Period (damages) | 2 years | 595b |
| Notice of Constitutional Question | 10 days before hearing date to AG and AG of every province | 597d |