

Civil Appeals

Jurisdiction/Preliminary Matters:

Less than (or equal to) \$25,000 --- Go to Small Claims Court

Less than (or equal to) \$100,000 --- Simplified Procedure (or else cost consequences... p.276)

Area	Appeal from	Appeal to	Circumstances	Leave requirement	Reference
Civil	SCJ master or case management master	SCJ (1 Judge)	<i>Interlocutory</i> order of a master or case management master	No*	262d
Civil	SCJ assessor or other	SCJ (1Judge)	Certificate of assessment of costs in SCJ proceedings	No*	262d
Civil	SCJ master or case management master	Div Ct	<i>Final</i> order of a master or case management master	No	263a
Civil	SCJ Small Claims Court	Div Ct	<i>Final</i> order in an action for payment/recovery exceeding \$2,500 exclusive of costs (money/personal property)	No	113d, 263a
Civil	SCJ Small Claims Court	No Appeal	<i>Final</i> order in an action for payment/recovery of <\$2,500 exclusive of costs (money/personal property)		113d
Civil	SCJ	Div Ct	<i>Interlocutory</i> order of SCJ judge	With leave – of Div Ct judge sitting as SCJ judge (Toronto) (Outside Toronto): Leave sought from SCJ Judge other than judge who gave order.	262d
Civil	SCJ	Div Ct	<i>Final</i> order of SCJ judge for less than or = to \$50,000 exclusive of costs	No	262d
Civil	SCJ	CA	<i>Final</i> order of SCJ judge for exceeds \$50,000 exclusive of costs, inclusive of interest	No	262d
Civil	Div Ct	CA	Not question of fact alone	With leave	263a
Civil – Timing (263a)	If to CA or Div Ct and leave required: Motion for leave must be served within 15 days of order or decision If leave granted, notice of appeal must be delivered within 7 days after leave granted. If no leave required: Notice of Appeal (w/certificate) must be served 30 days after order appealed from. (with * exceptions above: 7 days)				263b/c