

IN THE SUPREME COURT OF THE YUKON TERRITORY

PRACTICE DIRECTION # 38

*Representative Proceeding
(Class Proceeding)*

The Canadian Judicial Council has endorsed the recommendation of the Uniform Law Conference of Canada for the creation of a national database to facilitate the exchange of information about multi-jurisdictional class proceedings. The Canadian Bar Association has announced a pilot project to establish such a database; this Practice Direction is being issued to support the initiative.

It is anticipated that similar procedures will be implemented across the country and that lawyers and members of the public will be able to search the database to obtain information about class action proceedings that have been commenced in any jurisdiction in Canada.

Effective January 1, 2007, the Court will implement the following procedure in respect of proceedings under Rule 5(11) of the *Rules of Court*, to the extent that such a proceeding is similar to class proceedings in other jurisdictions:

Within 10 days of service or filing, whichever is earlier, counsel must send an electronic copy of any:

1. originating process; or
2. notice of motion for certification (not including affidavits in support); or
3. amendments to the foregoing

to the National Class Action Database of the Canadian Bar Association at the following address:

CBA National Class Action Database
E-mail: classaction@cba.org
Attention: Kerri Froc

The attached registration form must be used when submitting documents to the CBA National Class Action Database. PDF is the preferred format for documents; however, MS Word documents will also be accepted.

Veale J.
December 18, 2006

NATIONAL CLASS ACTION DATABASE
REGISTRATION FORM

RÉPERTOIRE NATIONAL DES RECOURS COLLECTIFS
FORMULAIRE D'ENREGISTREMENT

Jurisdiction/Juridiction:

Filing Date/ Date de dépôt :

- (a) **Statement of Claim/ Document introductif:**
- (b) **Certification Application/ Requête en autorisation¹ :**

Class Action Style of Cause/ Intitulé de la cause²:

Description of the Proposed Class/Description du groupe proposé:

Subject Matter of Class Action/ Objet du recours collectif:

- Negligence/Responsabilité extra-contractuelle :**
- Product Liability/Sécurité des produits :**
- Environment/Environnement :**
- Securities/Valeurs mobilières :**
- Consumer Protection/Protection du consommateur:**
- Competition/Concurrence :**
- Crown Liability/Responsabilité de l'État:**
 - Fed./Féd.**
 - Prov.**
 - Mun.**
 - Other/Autre**

Has the class action been certified (Yes/No):

Est-ce que le recours collectif a été autorisé (Oui/Non):

¹ In Quebec, only the date of filing of the request for authorization need be filed. Au Québec, seule la date de dépôt de la requête en autorisation doit être communiquée.

² Include the names of all parties in this description. Le nom de toutes les parties à la procédure doit être communiqué.

Class Counsel /Avocat du recours:

Name/Nom:

Telephone Number/Numéro de téléphone:

Address/Adresse:

Email/Courriel:

**Please send this form to/
S.V.P. Faire parvenir ce formulaire à:**

**National Class Action Database/
Répertoire national des recours collectifs
Canadian Bar Association
Association du Barreau canadien
Attn /À l'attention de: Kerri Froc
Email/Courriel: classaction@cba.org**

Please attach original pleadings and certification motion in PDF (preferred) or Word to this Registration Form. Do not send any exhibits attached to these documents. Please verify the accuracy of the information once it has been posted to the CBA website (CBA.ORG). We encourage you to advise us of any changes to information in this form, such as whether the matter has been certified.

Prière de transmettre ce formulaire en format PDF (préférable) ou Word avec la procédure introductive, y compris la requête en autorisation. Veuillez ne pas joindre de pièces à ces documents. Il vous est suggéré de vérifier l'exactitude des informations une fois divulguées sur le site de l'ABC (CBA.ORG). Nous vous prions de nous communiquer tout changement aux informations contenues dans le formulaire d'enregistrement, notamment à savoir si le recours est autorisé ou rejeté.