

SUPREME COURT OF YUKON

PRACTICE DIRECTION
CIVIL-8

Amendments to Pleadings (Rules 15 and 24)

Pursuant to Rule 15(5), a party may apply to the Court for a pleading to be amended to remove, add or substitute a party.

Pursuant to Rule 24(1)(a) or (b), a party may amend a pleading without leave of the Court, at any time up to 90 days before trial or hearing or at any time with the written consent of all the parties.

The amended document shall be a new document and shall include the following information:

- The date of the amendment
- The date of the original document
- The authority for the amendment, pursuant to Rule 15(5) or Rule 24(1)(a) or Rule 24(1)(b)
- Any addition to the original wording must be underlined
- Any deletion to the original wording must be identified by a line drawn through the deleted wording, in such a way as to leave that portion legible and renumber paragraphs accordingly.

Subsequent amendments must be indicated as above in a different colour.

Sample A: Amended Statement of Claim pursuant to Rule 15(5) by Order of the Court adding a party

Sample B: Amended Statement of Claim pursuant to Rule 24(1)(a) amending the content of the claim

Sample C: Amended Amended Statement of Claim pursuant to Rule 24(1)(a) further amending the content of the claim

Duncan C.J.
September 3, 2021

SAMPLE A

S.C. No. _____

SUPREME COURT OF YUKON

Between:

XYZ CORPORATION

Plaintiff

And:

JOHN SMITH and JANE SMITH

Defendants

AMENDED STATEMENT OF CLAIM

Dated this ___ day of _____ 20___, pursuant to Rule 15 (5) of the Rules of Court and the Order of Chief Justice/ Justice _____ made on _____

(Original Statement of Claim filed January 6, 2014)

Name and address of each plaintiff:

XYZ Corp.
1234 Fifth Avenue
Whitehorse, Yukon
Y1A A1Y

Name and address of each defendant

John Smith and Jane Smith
42 Niagara Drive
Whitehorse, Yukon
Y1A 6P3

STATEMENT OF CLAIM

1. XYZ Corp. is an internet provider incorporated in Yukon and doing business in British Columbia, Alberta and Saskatchewan.
2. John Smith and Jane Smith ~~are~~ is an individuals and resides primarily in Whitehorse, Yukon.

Dated _____

Plaintiff or Plaintiff's Lawyer [*Signature*]

Plaintiff or Plaintiff's Lawyer [*Print Name*]

SAMPLE B

S.C. No. _____

SUPREME COURT OF YUKON

Between:

ABC GROUP LTD.

Plaintiff

And:

JANE DUPONT

Defendant

AMENDED STATEMENT OF CLAIM

Dated this ___ day of _____ 20___, pursuant to Rule 24(1) (a) of the Rules of Court

(Original Statement of Claim filed January 6, 2014)

(Name and address of each plaintiff)

ABC GROUP LTD.
999 Clear Avenue
Whitehorse, Yukon
Y1A 3C7

(Name and address of each defendant)

Jane Dupont
12 Green Drive
Carcross, Yukon
Y1A 7Z4

STATEMENT OF CLAIM

1. ABC GROUP LTD. is a Canadian corporation having its main office in Whitehorse, Yukon and ~~is engaged in the business of~~ provides transportation services.

2. Jane Dupont is an individual whose principal residence is located at 12 Green Drive, Carcross, Yukon.

Dated _____

Plaintiff or Plaintiff's Lawyer [*Signature*]

Plaintiff or Plaintiff's Lawyer [*Print Name*]

SAMPLE C

S.C. No. _____

SUPREME COURT OF YUKON

Between:

ABC GROUP LTD.

Plaintiff

And:

JANE DUPONT

Defendant

AMENDED AMENDED STATEMENT OF CLAIM

Dated this _____ day of _____ 20____, pursuant to Rule 24(1) (a) of the Rules of Court

(Original Statement of Claim filed 06 January, 2014)

(Amended Statement of Claim filed 12 March 2014)

(Name and address of each plaintiff)

ABC GROUP LTD.
999 Clear Avenue
Whitehorse, Yukon
Y1A 3C7

(Name and address of each defendant)

Jane Dupont
12 Green Drive
~~Carcross~~ Whitehorse, Yukon
Y1A 7Z4

STATEMENT OF CLAIM

1. ABC GROUP LTD. is a Canadian corporation having its main office in Whitehorse, Yukon and ~~is engaged in the business of~~ provides transportation services.

2. Jane Dupont is an individual whose principal residence is located at 12 Green Drive, ~~Carcross~~ Whitehorse, Yukon.

Dated _____

Plaintiff or Plaintiff's Lawyer [*Signature*]

Plaintiff or Plaintiff's Lawyer [*Print Name*]