

RULE 51 – INJUNCTIONS

Applications for pre-trial injunctions

- (1) An application for a pre-trial injunction may be made by a party whether or not a claim for an injunction is included in the relief claimed.

Applications for pre-trial injunctions before proceeding commenced

- (2) An application for a pre-trial injunction may be made by filing a Requisition in Form 3 with supporting Affidavits in Form 59, before commencement of a proceeding and the injunction may be granted on terms providing for the commencement of the proceeding.

Applications for pre-trial injunctions without notice

- (3) An application for a pre-trial injunction may be made without notice if the circumstances permit.

Injunction by court order

- (4) No writ of injunction shall be issued. An injunction shall be by order of the court.

Undertaking as to damages

- (5) Unless the court otherwise orders, an application for a pre-trial injunction shall contain the applicant's sworn undertaking to abide by any order which the court may make as to damages.

Application for injunction after judgment

- (6) In a proceeding in which an injunction has been or might have been claimed, a party may apply by petition after judgment to restrain another party from the repetition or continuance of the wrongful act or breach of contract established by the judgment or from the commission of any act or breach of a like kind.