



COURT OF APPEAL

British Columbia Court of Appeal

Practice Directive (Civil)

Title: Hague Protocol for Appeals Regarding the Inter-jurisdictional Abduction of Children, including international abductions engaging The *1980 Hague Convention on the Civil Aspects of International Child Abduction* (the “Hague Convention”)

Issued: 19 September 2011

Effective: Immediately

Cite as: *Hague Convention Appeals* (Civil Practice Directive, 19 September 2011)

1. In recognition of the importance of fast-tracking appeals involving the inter-jurisdictional abduction of children, including international abductions which engage the *Hague Convention*, this Court has adopted the following protocol for expediting appeals raising this issue.
2. Any appellant who proposes to raise an issue regarding the inter-jurisdictional abduction of children, including international abductions engaging the Hague Convention, is requested to provide a letter to the registry when filing the Notice of Appeal/Application for Leave to Appeal, advising the Registrar that the appeal raises this issue and asking that the appeal be expedited.
3. If an appellant does not raise the issue and the respondent is of the view that the issue should be raised, then, on receiving the Notice of Appeal/Application for Leave to Appeal, the respondent is requested to file a letter with the Notice of Appearance, advising of the issue and asking for an expedited appeal.
4. Upon receiving such letter, the Registrar shall refer the matter to a justice for a pre-hearing conference. A pre-hearing conference with counsel (or with the parties, if unrepresented) will be scheduled without delay. The pre-hearing conference may be conducted by teleconference if counsel or the unrepresented parties live outside the Lower Mainland. The goals of the pre-hearing conference will be: to ensure an early hearing date; to arrange for the orderly filing and format of materials; and to make any ancillary orders required.
5. Every effort will be made to provide a hearing date not more than 3 weeks following the receipt of the letter requesting an expedited hearing.



The Honourable Chief Justice Finch
for the Court of Appeal of British Columbia

History:

Replaces the civil Practice Directive titled *Protocol for Appeals Regarding the Inter-jurisdictional Abduction of Children, including international abductions engaging The 1980 Hague Convention on the Civil Aspects of International Child Abduction* (the “Hague Convention”), dated 21 July 2009.