



Effective Date: 2018/08/15

Number: AN - 16

Title:

Administrative Notice

Vexatious Litigants- Request for Leave to File Process or Documents

Summary:

A usual term of an order made under s. 18 of the *Supreme Court Act* is that the person declared to be a vexatious litigant may not initiate a new proceeding or file materials in an existing proceeding without leave of the Court. This Administrative Notice sets out the requirements that a vexatious litigant requesting leave to file process or documents must meet.

Direction:

1. A person who has been declared to be a vexatious litigant and requests leave of the Court to file pleadings to bring a new proceeding, or to file an application or materials within an existing proceeding, must file a requisition in Form 17 or F17 varied as set out in Schedule A to this Administrative Notice, attaching:
 - a. a copy of the proposed pleading or other documents which the person requests leave to file;
 - b. a copy of the order declaring the person to be a vexatious litigant.
2. The requisition for leave and materials should not be served on any intended defendant or respondent.
3. The judge or master reviewing the request for leave will endorse the requisition to indicate whether the request for leave is granted, the request is refused, or the request is directed to the chambers list for a hearing, either without notice, or on notice to an intended defendant/respondent.

4. A person who is served with or otherwise becomes aware of process or materials filed by a vexatious litigant who has not obtained prior leave of the Court, should bring this circumstance to the attention of the local registry. The Court may issue an *ex mero motu* order declaring the process filed to be a nullity or may make other such order as the circumstances require.

Registrar Stuart Cameron
Supreme Court Registrar

No.

..... Registry

In the Supreme Court of British Columbia

In the Matter of the *Supreme Court Act*

Section 18 – Vexatious Proceedings

Name of Person requesting Leave

REQUISITION – GENERAL

Filed by:

[Requesting party(s)]

Required:

- 1. Leave to file the attached documents.

The reasons why the Court should grant leave to file these documents are:

2. The requesting party is not under a legal disability
- The requesting party is under a legal disability, namely
-

This requisition is filed by

.....

.....

(address and phone number of requesting party)

Date:

.....

Signature of person requesting leave

.....

[type or print name]

- Request granted**
- Request denied**
- Hearing required without notice to intended defendant/respondent**
- Hearing required on notice to intended defendant/respondent (directions for service if any)**

Signature of Judge or Master

NAME OF JUDGE OR MASTER (Please print)

Date: _____