

COURT OF APPEAL FOR BRITISH COLUMBIA

FORM 3

NOTICE OF CROSS APPEAL (RULE 9(a))

[STAMP]

Court of Appeal File No.

The file number can be found on the upper right corner of the Notice of Appeal.

PARTIES TO THE APPEAL

Appellant(s)

List the name(s) of the appellant(s) named on Form 1: Notice of Appeal.

Respondent(s)

List the name(s) of the respondent(s) named on Form 1: Notice of Appeal.

To the appellant(s) and any respondent(s) not cross appealing the order under appeal:

A court proceeding has been commenced against you in the Court of Appeal. See the final page of this form for details on how to respond.

Name(s) of party(ies) who wish(es) to cross appeal the order under appeal

1. THE ORDER IN THE APPEAL YOU ARE CROSS APPEALING

Is leave to cross appeal required?

Court of Appeal Rule 12 explains when you need leave to cross appeal. If you are unsure, check "Yes."

☐ Yes

☐ No

Who made the order?

Name the justice or other decision maker who pronounced the order in the appeal you are cross appealing.

Date the order was pronounced

Include the day, month and year that the order in the appeal you are cross appealing was pronounced.

DD/MM/YYYY

2. RELIEF SOUGHT

If leave to cross appeal is not required, fill out Part A. If you are seeking leave to cross appeal, fill out Part B.

PART A: LEAVE NOT REQUIRED

Part of the order being cross appealed

If you only want to cross appeal one part of an order, enter the part that is being cross appealed.

Order(s) you are seeking on cross appeal

Briefly list the order(s) you will ask this court to make on cross appeal.
For example: "Set aside the trial judgment and order a new trial."
Include any order as to costs.

PART B: SEEKING LEAVE TO APPEAL

Part of the order being cross appealed

If you are only seeking leave to cross appeal one part of an order, enter the part that you are seeking leave to cross appeal.

Grounds for leave to cross appeal

Be as specific as possible. For example, if you believe the trial judge used an incorrect legal test or otherwise misapplied the law, indicate that here.

3. SERVICE

Are you representing yourself?

☐ Yes

☐ No

Name(s) and address(es) within
BC for service of party(ies) filing
cross appeal

*If you have a lawyer, include the
law firm's address; otherwise
provide your own residential
address.*

Phone number(s) of party(ies)
filing cross appeal

Email address(es) for service of
party(ies) filing cross appeal

*If you provide an email address,
you consent to have documents
served on you by email.*

Date form completed

Name of lawyer or party
authorizing filing of this form

DD/MM/YYYY

If you intend to participate in this cross appeal and you have not already filed a Notice of Appearance in this matter in a Court of Appeal registry, **you must give notice** of your intention to participate by filing a form entitled "Notice of Appearance" (Form 2 of the Court of Appeal Rules) in a Court of Appeal registry and serve the Notice of Appearance on the other parties to the appeal and cross appeal **not more than 10 days** after receiving this Notice of Cross Appeal.