

CASE NO.

VOL. NO.

PAGE

WALTER ERNEST PARTRIDGE

THE SOCIETY OF LLOYD'S

- and -

(Appellant)

(Respondent)

and:

THE SOCIETY OF LLOYD'S

RICHARD MARCEL VAN SNICK

(Appellant)

(Respondent)

CA 160894
CA 161263

Halifax, N.S.

BATEMAN, J.A.

Cite as: Society of Lloyd's v. Partridge, 2000 NSCA 84]

APPEAL HEARD:

June 12, 2000

JUDGMENT DELIVERED:

July , 2000

SUBJECT: Notice on registration of U.K. judgments pursuant to the **Canada and United Kingdom Reciprocal Recognition and Enforcement of Judgments Act**, R.S.N.S. 1989, c. 52

SUMMARY: Two appeals - one from a decision of Justice MacAdam in chambers dismissing an *ex parte* application to register a U.K. judgment and deciding that application to register must be made on notice. Appeal from earlier decision of Chief Justice Kennedy in chambers to permit such registration, *ex parte*.

ISSUE: Is notice required?

RESULT: The **Canada-UK Act**, as distinct from the **Reciprocal Enforcement of Judgments Act**, R.S.N.S. 1989, c. 388 contains no provisions expressly permitting *ex parte* registration. Absent such, or Court Rules to that effect, notice to the judgment debtor is required. **Burton v. Howlett** (1998), 172 N.S.R. (2d) 342 (C.A.) applied.

This information sheet does not form part of the court's decision. Quotes must be from the judgment, not this cover sheet. The full court judgment consists of 20 pages.