

Lead Cases

146.1 (1) This section applies if

- (a)** two or more appeals have been filed before the Court;
- (b)** the Court has not made a decision disposing of any of the appeals; and
- (c)** the appeals give rise to one or more common or related issues of fact or law.

(2) The Court may give a direction

- (a)** specifying one or more of the appeals referred to in subsection (1) as a lead case or lead cases; and
- (b)** staying the related appeals.

(3) If the Court gives a direction, each party in a related appeal who agrees to be bound, in whole or in part, by the decision in the lead case shall, within 10 days, file Form 146.1 with the Court.

(4) If a party does not agree to be bound by the decision in the lead case, in whole or in part, or does not file Form 146.1 with the Court, the Court shall give a direction that the appeal is no longer stayed.

(5) The Court may, on its own initiative or at the request of a party, give directions with respect to the related appeals, provide for their disposal or take further steps with respect to those appeals.

(6) If a lead case or lead cases are withdrawn or disposed of before the Court makes a decision in relation to the common or related issues, the Court shall give directions as to

- (a)** whether another appeal or other appeals are to be heard as the lead case or lead cases; and
- (b)** whether any direction affecting the related appeals should be set aside or amended.