



The Supreme Court of the Northwest Territories

NOTICE TO THE PROFESSION

NOTICE OF WITHDRAWAL FROM CHAMBERS LIST

Rule 392 deals with the manner of withdrawing applications from the Chambers list for a regularly scheduled Chambers date.

The Rule stipulates that the Notice of Withdrawal be “by consent of all parties concerned”. In 1996, Clerk’s Practice Directive No. 6 stipulated that the Registry will also accept a Notice of Withdrawal endorsed with the words “by failure to serve all parties concerned”. These withdrawals will be withdrawals on a *sine die* basis.

A Notice to the Profession, issued in 1997, stated that, notwithstanding the requirement in the Rule to file a Notice of Withdrawal at least two days prior to the Chambers sitting, the Registry will accept for filing a Notice of Withdrawal at any time up to 4:00 p.m., filed in person or by telecopier, on the day preceding the Chambers sitting.

This present Notice to the Profession is to confirm that these procedures will continue in force until further notice.

Therefore, with respect to regularly scheduled Chambers sittings:

1. A Notice of Withdrawal may be filed “by consent of all parties concerned”. In such case, the Notice may stipulate either a specific date to re-list the motion or it may stipulate *sine die*.
2. A Notice of Withdrawal may be filed “by failure to serve all parties concerned”. In such case, the Notice must stipulate a withdrawal on a *sine die* basis.
3. In either case, the Notice may be filed in the Registry up to 4 p.m. on the day preceding the regularly scheduled Chambers date. If so filed, the matter will be taken off the Chambers list and counsel need not attend in Chambers.

This Notice supercedes and replaces all prior directions.

Issued this 8th day of July 2004, by direction of the judges of the Supreme Court.

Justice J.E. Richard
Justice J.Z. Vertes

Justice V.A. Schuler