

**CIVIL DIVISION FOR THE DISTRICT OF MONTREAL**  
**PLAN FOR THE GRADUAL RESUMPTION OF SERVICES**  
**AS OF **AUGUST 31, 2020**, IN LIGHT OF COVID-19**

**IN ALL MATTERS :**

The Court will resume all of its normal activities, contingent upon the office of the Court's caseload capacity and the judicial resources available for in-person and semi-virtual hearings.

**1. Regular Division :**

1.1 All services and activities will resume, including :

- contested hearings on the merits ;
- default hearings presided by a Special Clerk ;
- case management conferences on the Court's initiative or after examination of the case protocol, on the date and in the manner agreed-upon.

1.2 Civil proceedings, fiscal matters and appeal hearings of decisions rendered by the *Tribunal administratif du logement* (formerly the *Régie du logement*) :

**New Procedure**

In order to optimize case management and the use of judicial resources, lawyers shall advise the assigned judge, wherever they are ready to proceed, in the following manner :

- for cases scheduled to proceed on a **Wednesday**, lawyers and unrepresented parties shall notify the designated judge accordingly, **before 1:30 PM the preceding Monday**, failing which the case shall be stricken from the docket, and the parties shall be obliged to make another request to set it down ;
- for cases scheduled to proceed on a **Thursday**, lawyers and unrepresented parties shall advise the designated judge accordingly, **before 1:30 PM of the preceding Tuesday**, failing which the case shall be stricken from the docket, and the parties shall be obliged to make another request to set it down ;

- for cases scheduled to proceed on a **Friday**, the lawyers and unrepresented parties shall advise the designated judge accordingly, **before 1:30 PM of the preceding Wednesday**, failing which the case shall be stricken from the docket, and the parties shall be obliged to make another request to set it down.

### 1.3 Practice Court :

#### **Incidental Proceedings**

- Incidental proceedings shall be filed electronically with the *Greffe numérique judiciaire du Québec*, along with all relevant exhibits and documents, on the following website: <http://www.justice.gouv.qc.ca/greffenumerique>
- These proceedings will be heard in room 2.06, in the presence of lawyers and/or parties, on the date and at the time specified in the notice of presentation. They may also be heard semi-virtually, upon request. Proceedings heard by a judge will be transferred to room 2.02, and will proceed in the same manner.

#### **Applications for time limit extensions for setting down for trial and judgment**

- Uncontested requests for the above time limit extensions will be treated upon review of the file. Lawyers will not attend. The title of these applications must include the word "UNCONTESTED". The amended case protocol, signed by the parties, a letter from the lawyers or the parties, advising that they agree with the request and the new schedule, must be annexed to the application.

### 1.4 Settlement conferences (CRA)

- Settlement conferences scheduled by the Court will proceed either semi-virtually or in person if agreed upon by the parties and if social distancing measures are feasible.

### 1.5 Applications for Confinement in an Institution and Psychiatric Assessment

- Applications for confinement in an institution will proceed semi-virtually, via videoconferencing.