

VANCOUVER

CA 44269

FEB 23 2017

COURT OF APPEAL
REGISTRY

Court of Appeal File No.....
Supreme Court File No. S169841
Supreme Court Registry Vancouver

COURT OF APPEAL

BETWEEN:

DEMOCRACY WATCH

Appellant
(Petitioner)

AND:

BRITISH COLUMBIA CONFLICT OF INTEREST COMMISSIONER

Respondent
(Respondent)

NOTICE OF APPEAL

Take notice that Democracy Watch hereby appeals to the Court of Appeal for British Columbia from the order of The Honourable Mr. Justice Affleck of the Supreme Court of British Columbia pronounced the 25th day of January, 2017, at Vancouver, British Columbia.

1. The appeal is from a:

- Trial Judgment
- Summary Trial Judgment
- Order of a Statutory Body
- Chambers Judgment

2. If the appeal is from an appeal under Rule 18-3 or 23-6 (8) of the Supreme Court Civil Rules or Rule 18-3 or 22-7 (8) of the Supreme Court Family Rules, name the maker of the original decision, direction or order:

N/A

3. Please identify which of the following is involved in the appeal:

- Constitutional/Administrative
- Civil Procedure
- Commercial
- Divorce (Family)
- Family Law Act
- Corollary Relief in a Divorce Proceeding
- Other Family
- Motor Vehicle Accidents
- Municipal Law
- Real Property
- Torts
- Equity
- Wills and Estates

(The Divorce Registry will, as applicable, be notified by the Court of Appeal Registry on filing if the appeal involves divorce, corollary relief in divorce proceeding or matters under the *Family Law Act*)

And further take notice that the Court of Appeal will be moved at the hearing of this appeal for an order setting aside the decision of the Honourable Mr. Justice Affleck and remitting the matter to the Supreme Court of British Columbia for consideration on the merits of the judicial review, and costs of this appeal and the application below. The Appellant asks that, if unsuccessful, costs not be ordered against it as this proceeding is in the public interest.

The hearing of this proceeding occupied 1 day.

Dated at Vancouver , British Columbia, this 23rd day of February, 2017.



Solicitor for the Appellant
Jason Gratl

To the respondent: British Columbia Conflict of Interest Commissioner

And to its solicitor: John Hunter, QC

This Notice of Appeal is given by Jason Gratl of Gratl & Company, solicitors for the Appellant, whose address for service is 601-510 West Hastings Street, Vancouver, BC, V6B 1L8.

Telephone: 604-694-1919 Fax: 604-608-1919

To the respondent(s):

IF YOU INTEND TO PARTICIPATE in this appeal, YOU MUST GIVE NOTICE of your intention 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 appellant WITHIN 10 DAYS of receiving this Notice of Appeal.

IF YOU FAIL TO FILE A NOTICE OF APPEARANCE

- (a) you are deemed to take no position on the appeal, and
- (b) the parties are not obliged to serve any further documents on you.

The filing registries for the British Columbia Court of Appeal are as follows:

Central Registry:
B.C. Court of Appeal
Suite 400, 800 Hornby Street
Vancouver BC V6Z 2C5

Other Registries:

B.C. Court of Appeal
The Law Courts
P.O. Box 9248 STN PROV GOVT
850 Burdett Ave Victoria BC V8W 1B4

B.C. Court of Appeal
223 – 455 Columbia Street
Kamloops BC V2C 6K4

Inquiries should be addressed to (604) 660-2468 Fax filings: (604) 660-1951