

Publisher's Note
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Wayne Gray
Gray's Commentaries on Federal Corporate Laws

Gray's Commentaries on Federal Corporate Laws is a comprehensive reference providing instant access to federal corporate legislation, case law and expert commentary and analysis. Readers can use this one-stop reference in meetings, in court, or at their computer to find full annotations of key corporate statutes—particularly the *Canada Business Corporations Act* and the *Canada Not-for-profit Corporations Act*—including all regulations and prescribed forms. *Gray's Commentaries on Federal Corporate Laws* also features references to the most recent reported and unreported cases, cross-references to related statutory provisions, a glossary of terms defined by statute and case law, memoranda on key practice questions, and coverage of current developments.

This release features updates to the commentary and case law in Part I (Interpretation and Application), Part 2 (Incorporation), Part 3 (Capacity and Powers) and Part 4 (Registered Office and Records) of the *Canada Not-for-profit Corporations Act*. This release also features updates to the case law and commentary in Part 17 (Liquidation and Dissolution), Part 18 (Investigations), Part 19 (Remedies, Offences and Punishment), Part 20 (Additional Provisions Respecting Non-profit Housing Cooperatives), Part 21 (Additional Provisions

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Respecting Worker Cooperatives), Part 22 (General), Part 23 (Continuance) and Part 24 (Consequential Amendments, Repeal, and Coming into Force) of the *Canada Cooperatives Act*.

Highlights

- ***Canada Not-for-profit Corporations Act — Interpretation and Application — Definitions — “Court”*** — In *Keck v. Balgonie Early Learning Centre Inc.*, Judge Demong of the Saskatchewan Provincial Court ruled that he had no jurisdiction, as a provincial court judge, over the termination of a membership interest or other discipline of a member. Only the Saskatchewan Court of Queen’s Bench, which is the court of unlimited monetary jurisdiction in Saskatchewan, has jurisdiction to hear matters involving relief under the Saskatchewan *Non-profit Corporations Act, 1995*. However, he did have jurisdiction over a simple breach of contract claim. Justice Zarzeczny in the Saskatchewan Court of Queen’s Bench agreed. The same result would obtain under the CNCA. Likewise, a foreign court would have no jurisdiction to grant oppression or other relief under the CNCA because the definition of “court” in s. 2 gives Canadian courts exclusive power under the Act: *Keck v. Balgonie Early Learning Centre Inc.*, 2018 CarswellSask 117, 2018 SKQB 82 (Q.B.).