

## **NOTICE TO THE PROFESSION AND PUBLIC**

### **CLAIMS FOR DAMAGES FOR INTIMATE PARTNER VIOLENCE**

Further to the decision of the Supreme Court of Canada in *Ahluwalia v Ahluwalia*, 2026 SCC 16:

A claim in tort for damages for intimate partner violence is a civil claim that must be pleaded separately from any *Divorce Act* or *Family Law Act* action, by way of Statement of Claim, under Part 3, Division 3 of the *Alberta Rules of Court*. The separate civil claim for intimate partner violence will not prevent the issues of intimate partner violence and/or coercive control from also being raised in any separate *Divorce Act* or *Family Law Act* action when required.

Where a separate civil action for intimate partner violence has been filed, in addition to a *Family Law Act* or *Divorce Act* action, parties will be expected to so indicate on the [Request for Mandatory Intake Triage \(MIT\) Conference Form](#).