

CASE NO.**VOL. NO.****PAGE**THE COLCHESTER YOUNG
MEN'S CHRISTIAN ASSOCIATION**- and -**

YMCA CANADA

Appellant

Respondent

C.A. No. 167052

Halifax

ROSCOE, J.A.

**Cite as: Colchester Young Men's Christian Association v. YMCA Canada, 2001
NSCA 39****APPEAL HEARD:**

February 13, 2001

JUDGMENT DELIVERED:

February 13, 2001

WRITTEN RELEASE OF ORAL:

February 22, 2001

SUBJECT:**Practice - Application for Interim Injunction****SUMMARY:**

The appellant made a Chambers application for an interim injunction to restrain the respondent from disaffiliating it as a member. The Chambers judge refused to exercise his discretion to grant the injunction.

ISSUE:

Whether the Chambers judge erred in the exercise of his discretion.

RESULT:

Appeal dismissed. The Chambers judge properly founded the exercise of his discretion on consideration of the fact that the appellant had not come to the court with "clean hands", and his hesitation to interfere with the internal governance of a national federation, where there were no claims of procedural unfairness alleged or evident.

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