

NOVA SCOTIA COURT OF APPEAL
Citation: *Gillis v. MacKeigan*, 2010 NSCA 101

Date: 20101210
Docket: CA 328060
Registry: Halifax

Between:

John Lloyd Gillis

Appellant

v.

David MacKeigan, Jr.

Respondent

Judge: The Honourable Justice David P.S. Farrar

Appeal Heard: November 10, 2010

Subject: **Insurance Act, R.S.N.S. 1989, c. 231; Automobile Insurance Tort Recovery Limitation - What Constitutes a “Minor Injury”**

Summary: The appellant appeals from a determination that the injury he suffered in a motor vehicle accident was a “minor injury” within the meaning of the **Insurance Act**.

Issue: Whether the trial judge properly interpreted the provisions of the **Insurance Act** in determining the appellant suffered a “minor injury”.

Result: The trial judge erred in his interpretation of the provisions of the **Insurance Act** and Regulations. The matter was remitted to the trial judge for an assessment of damages taking into consideration the proper interpretation of the **Insurance Act** and Regulations.

<p>This information sheet does not form part of the court’s judgment. Quotes must be from the judgment, not this cover sheet. The full court judgment consists of 8 pages.</p>
