



# THE NEWFOUNDLAND AND LABRADOR GAZETTE

PART I  
PUBLISHED BY AUTHORITY

Vol. 93

ST. JOHN'S, FRIDAY, FEBRUARY 9, 2018

No. 6

<b>CORPORATIONS ACT</b>			2017-10-06	80336	CJP Investments Limited
			2017-10-10	80349	Charlie's Steakhouse & Bar Ltd.
<b>NOTICE</b>					
<i>Corporations Act - Section 393</i>					
Local Incorporations					
For the Month of: October 2017					
			2017-10-10	80345	Discovery Trail Snowmobile Association Inc.
			2017-10-10	80346	LanRoc Contracting & Home Inspection Inc.
			2017-10-10	80353	Lewisporte Area 50 + Club Inc.
			2017-10-10	80351	Reid Harvesters Ltd.
<b>Date</b>	<b>Number</b>	<b>Company Name</b>	2017-10-11	80361	Landlord Services Canada Inc.
2017-10-02	80322	Hoven's Trucking Inc.	2017-10-11	80347	LH Signal Hill Corp.
2017-10-02	80319	Little Pond Park Ltd.	2017-10-11	80348	Jordan Stagg's Electrical Services Limited
2017-10-02	80315	Williams Consulting Inc.			
2017-10-02	80316	Peak Design Limited			
2017-10-02	80317	Home Town Cutz Inc.	2017-10-12	80360	24 Seven Clean / 24 Sept Propre, Inc.
2017-10-03	80327	Shamrock 50+ Club Inc.			
2017-10-03	80320	Astech Central Inc.	2017-10-12	80362	Romantic Pictures Inc.
2017-10-03	80323	DR. Eman Ibrahim Professional Medical Corporation	2017-10-12	80363	Sgt. Walsh Adventures Inc.
			2017-10-12	80365	STL Capital Inc.
2017-10-04	80324	Scio Holdings Inc.	2017-10-12	80366	STL Holdings Inc.
2017-10-04	80328	SHR Consulting Ltd.	2017-10-12	80354	80354 NEWFOUNDLAND AND LABRADOR LIMITED
2017-10-04	80329	80329 NEWFOUNDLAND & LABRADOR INC.	2017-10-12	80355	80355 NEWFOUNDLAND & LABRADOR LIMITED
2017-10-05	80331	Steele Consulting Inc.			
2017-10-06	80341	AVALON COATINGS LTD.	2017-10-12	80356	80356 NEWFOUNDLAND AND LABRADOR INC.
2017-10-06	80342	Green Bay Retirement Living Inc.	2017-10-12	80357	Riser Capital Inc.
2017-10-06	80338	Ocean Aqua Services Ltd.	2017-10-12	80359	Revived Wellness Inc.
2017-10-06	80339	Ocean Aqua Shipping I Ltd.	2017-10-13	80372	TAMAL INDUSTRIAL SOLUTIONS LTD.
2017-10-06	80332	Miranda Gower Rental Inc.			
2017-10-06	80334	Miranda York Street Rental Inc.	2017-10-13	80369	You Go Girl Travel Club Inc.
2017-10-06	80335	80335 NEWFOUNDLAND & LABRADOR INC.	2017-10-13	80368	80368 NEWFOUNDLAND & LABRADOR LTD.

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2017-10-16	80377	Electra Contracting (2017) Inc.	2017-10-25	80420	Buttercove Small Boat Basin Inc.
2017-10-16	80376	St. John's Tennis Association Inc.	2017-10-25	80421	R.A.C.K. Catering Inc.
2017-10-16	80373	80373 NEWFOUNDLAND AND LABRADOR INC.	2017-10-25	80422	BlueKey Realty Inc.
2017-10-16	80375	Saucy Newfoundland Products. Ltd.	2017-10-25	80426	NicKim Holdings Inc.
2017-10-17	80386	Cavendish 50 Plus Club Inc.	2017-10-25	80427	Kaizen Mechanical Limited
2017-10-17	80380	Newfoundland Mini Split Solutions Ltd.	2017-10-25	80428	BV Holdings Inc.
2017-10-18	80391	80391 NEWFOUNDLAND & LABRADOR LIMITED	2017-10-26	80441	The Puffin Hut Ltd.
2017-10-18	80393	Keith Keating Foundation Inc.	2017-10-26	80434	Newfoundland Sulfur Inc.
2017-10-18	80392	Sports Cuts Barbershop Inc.	2017-10-26	80435	Abba Ministries of Canada NL Inc.
2017-10-18	80394	The Irishtown - Summerside Recreation Commission, Inc.	2017-10-26	80436	SU Holdings Ltd.
2017-10-18	80383	80383 NEWFOUNDLAND & LABRADOR INC.	2017-10-26	80438	80438 NEWFOUNDLAND & LABRADOR INC.
2017-10-18	80388	CRAFTSMAN AVIATION TECHNOLOGIES INC.	2017-10-26	80439	Coastal Cabs Inc.
2017-10-18	80389	Carriage House Management Company Ltd.	2017-10-27	80445	Innu-Northern Shield Developments GP Inc.
2017-10-18	80390	P Tiller Contracting Limited	2017-10-27	80446	YYT Food Services Limited
2017-10-19	80405	St. John's Greenery NL Ltd.	2017-10-27	80448	CBM Holdings Limited
2017-10-20	80401	Local Service District of Brown's Arm Inc.	2017-10-27	80449	RJAN Holdings Limited
2017-10-20	80403	Terra Nova Forestry Products Limited	2017-10-30	80459	80459 NEWFOUNDLAND AND LABRADOR CORP.
2017-10-20	80410	Terra Nova Resources Limited	2017-10-30	80457	Alium Clothing Ltd.
2017-10-20	80402	Terra Nova Trading Limited	2017-10-30	80458	DW Concrete & Masonry Ltd.
2017-10-20	80397	Whelan Project Solutions Inc.	2017-10-30	80460	Exploits Valley Community Radio Inc.
2017-10-20	80398	80398 NEWFOUNDLAND & LABRADOR LTD.	2017-10-30	80462	South Side Estate Inc.
2017-10-23	80412	80412 NEWFOUNDLAND AND LABRADOR INC.	2017-10-31	80464	Fossil Cafe & Convenience Inc.
2017-10-23	80413	Pro Choice Auto Glass Inc.	2017-10-31	80456	Thomas Coffey Technical Services Inc.
2017-10-23	80399	Dr. FAWWAZ YAQOOB P.M.C. Inc.	2017-10-31	80463	BEDROCK RESTAURANT INC.
2017-10-23	80407	80407 NEWFOUNDLAND & LABRADOR INC.	Total Incorporations: 105		
2017-10-23	80408	80408 NEWFOUNDLAND & LABRADOR INC.	<i>Corporations Act - Section 331</i>		
2017-10-23	80409	MacMen Property Inc.	Local Revivals		
2017-10-23	80411	Pretty Ashford Construction Inc.	For the Month of: October 2017		
2017-10-24	80419	DMC Executive Solutions Inc.	<b>Date</b>	<b>Number</b>	<b>Company Name</b>
2017-10-24	80423	J & J Grocery Ltd.	2017-10-04	49904	RIVERHEAD A.T.V. ASSOCIATION CORP.
2017-10-24	80425	Stacey's Piping Ltd.	2017-10-05	35370	Ace Oilfield Services Inc.
2017-10-24	80414	Flynn Electrical Ltd.	2017-10-10	65252	PIPES ARE US LTD.
2017-10-24	80415	Slade's Contracting Incorporated	Total Revivals: 3		
2017-10-24	80416	Wape'k Kuntew Aboriginal Consulting Inc.	<i>Corporations Act - Section 286</i>		
2017-10-24	80417	80417 NEWFOUNDLAND & LABRADOR INC.	Local Amendments		
2017-10-24	80418	80418 NEWFOUNDLAND & LABRADOR INC.	For the Month of: October 2017		
2017-10-25	80433	Beauty Nails Ltd.	<b>Date</b>	<b>Number</b>	<b>Company Name</b>
2017-10-25	80431	DGN HOLDINGS INC.	2017-10-02	39124	D & R BUTT HOLDINGS (2017) LIMITED
2017-10-25	80429	Drover's Consulting Inc.	2017-10-02	79913	Gavin Anstey Construction Ltd.
2017-10-25	80430	Full Spectrum Contracting Inc.	2017-10-02	11376	Golden Crust Bakery Limited
			2017-10-02	70762	GREEN BAY AUTO PARTS (2017) LIMITED
			2017-10-03	77648	Conception Bay Pasture Committee Inc.

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2017-10-03	56299	MOUNT BERNARD INVESTMENTS LIMITED	2017-10-27	49292	Chartered Professionals In Human Resources of Newfoundland And Labrador Corp.
2017-10-03	79140	NewfoundFresh Farms Inc.			
2017-10-04	8212	Cabot Associates Limited			
2017-10-04	58845	CENTRAL COUNSELLING & ASSESSMENT SERVICES INC.	2017-10-30	80090	Auntie P's Lunch Delivery Inc.
			2017-10-30	55583	DR. TONY LOCKE PROFESSIONAL MEDICAL CORPORATION
2017-10-04	37305	First Choice Upholstery Ltd.			
2017-10-04	76879	Mt. Scio Farm Inc.	2017-10-30	26715	Indian Bay Connections Ltd.
2017-10-04	19668	Northern Realty Limited	2017-10-30	69695	NORTHWEST TRAILS ASSOCIATION INC.
2017-10-04	80139	PJ INVESTMENTS INC.			
2017-10-05	74496	Diamond Elite Inc.	2017-10-30	22588	O'BRIEN'S PHARMACY LIMITED
2017-10-05	37033	East Coast Properties Inc.			
2017-10-05	77262	The Farm and Market at Clarenville Inn Inc.	2017-10-31	60436	60436 NEWFOUNDLAND AND LABRADOR INC.
2017-10-06	80090	Auntie P's Lunch Delivery Inc.	2017-10-31	29609	Dunphy . Molloy & Associates Limited
2017-10-13	77387	EgyCana Fast Food Enterprises Inc.	2017-10-31	37371	Dunphy Properties Inc.
2017-10-13	14082	MEC Construction Limited	2017-10-31	79491	Howlett Wealth and Financial INC.
2017-10-16	74180	Cochrane Community Outreach and Performance Centre Inc.			
2017-10-16	54703	KILLICK RETIREMENT HOME INC.	2017-10-31	13309	Moore Holdings Limited
			Total Amendments: 54		
2017-10-16	78543	Luxury Estates Inc.	<i>Corporations Act - Section 335</i>		
2017-10-16	55673	R. & M. FISHERIES LIMITED	Local Dissolutions		
2017-10-17	45164	CHRYSALIS VENTURES INC.	For the Month of: October 2017		
2017-10-17	11622	E. K. ANTHONY LIMITED			
2017-10-17	48888	East Coast Distribution Inc.	<b>Date</b>	<b>Number</b>	<b>Company Name</b>
2017-10-17	65478	Wing-N-It Enterprises Inc.	2017-10-02	34310	Deep Sea Harvesters Ltd.
2017-10-17	65479	Wing-N-It Holdings Inc.	2017-10-02	50137	DR. GARY BUTLER PROFESSIONAL DENTAL CORPORATION
2017-10-18	74888	POMROY ACCOUNTING SERVICE INC.			
2017-10-19	36396	36396 NEWFOUNDLAND & LABRADOR LTD.	2017-10-02	54565	FJORDLAND CONSULTING, INC.
2017-10-19	70507	BARRETT'S MOTORSPORTS LTD.	2017-10-02	35147	HARE BAY VARIETY INC.
			2017-10-04	72699	72699 NEWFOUNDLAND & LABRADOR LIMITED
2017-10-19	53976	BRAKE'S HEATING LTD.			
2017-10-19	72859	Hot Spot Roofing Ltd.	2017-10-04	37305	First Choice Upholstery Ltd.
2017-10-19	3073	KIWANIS CLUB OF KELLIGREWS, NEWFOUNDLAND	2017-10-04	27297	LYNVEND INCORPORATED
			2017-10-04	77833	MEALLAND FOOD SERVICES INC.
2017-10-19	63726	Landwash Vacation Homes Inc.	2017-10-04	65380	Medalsis Meadow Development Ltd.
2017-10-20	77859	Coleman Brothers Real Estate Limited	2017-10-04	71070	Metrics BFC Inc.
2017-10-23	75221	EAST COAST SENIOR HOCKEY LEAGUE INC.	2017-10-04	70901	Terreoff Holdings Limited
			2017-10-06	46472	RORA Holdings Ltd.
2017-10-25	43563	BLUE BEACH TRADERS, INC.	2017-10-10	68848	Scape Labs Inc.
			2017-10-11	68015	CRM Automart Inc.
2017-10-25	63387	NORTHERN HARVEST SEA FARMS NEWFOUNDLAND LTD.	2017-10-11	42315	Dura Seal Enterprises Ltd.
			2017-10-11	74198	WP Innovations Inc.
			2017-10-12	72205	ROCKET PANTS SOFTWARE INC.
2017-10-25	42100	The Institute for the Advancement of Public Policy, Inc.	2017-10-13	54633	MCILROY GEOCONSULTING LIMITED
2017-10-25	56794	Tuckamore Residential Properties Inc.	2017-10-16	66227	66227 NEWFOUNDLAND & LABRADOR INC.
2017-10-26	69968	2 ROOMS CONTEMPORARY ART PROJECTS CORP	2017-10-16	5571	Jack & Jill Services Limited
			2017-10-17	3257	A.E. STROUD, LIMITED
2017-10-27	57008	Allied Youth Newfoundland and Labrador Inc.	2017-10-17	26609	ICE FOR SALE LTD

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2017-10-18	54166	KTM COMPUTER CONSULTING INC.	2017-10-01	80310	Campanelle Limited
			From:	9943	Campanelle Limited
2017-10-18	41939	Twillingate Seafoods Ltd.		65848	Trinity Capital Inc.
2017-10-20	69732	FIRST AND GOAL INC.			
2017-10-20	37089	Superior Home Care Service Inc.	2017-10-01	80309	HDAC HOLDINGS INC.
			From:	80196	80196 NEWFOUNDLAND AND LABRADOR INC.
2017-10-23	32658	F.J. Mullooney Stadium Committee Inc.		17352	HDAC Holdings Inc.
2017-10-23	76575	Murre Aviation Group Corporation			
2017-10-25	64037	AQUAVIT BATH & KITCHEN LIMITED	2017-10-01	80306	R.I. Holdings Ltd.
			From:	58021	R. I. CONSTRUCTION LTD.
2017-10-25	58182	DEPENDABLE CONTRACTING LTD.		65920	R.I. Holdings Ltd.
2017-10-25	72850	Newfoundland Activewear Co. Ltd.	2017-10-01	80305	Seafair Capital Inc.
			From:	72089	72089 NEWFOUNDLAND & LABRADOR CORP.
2017-10-26	51611	RPI HOLDINGS INC.		77970	Seafair Capital Inc.
2017-10-26	52907	WISEMAN'S TAXI LIMITED			
2017-10-27	65378	65378 NEWFOUNDLAND & LABRADOR INC	2017-10-01	80308	Silverwood Retirement Living Inc.
			From:	63341	63341 NEWFOUNDLAND AND LABRADOR INC.
2017-10-27	70270	70270 NEWFOUNDLAND & LABRADOR INC.			
2017-10-27	79086	Balanced Life Therapy Inc.		63524	J.A.B. ENTERPRISES LIMITED
2017-10-30	26999	C & K ENTERPRISES INC.			
2017-10-30	987	NEWFOUNDLAND ELECTRIC COMPANY LIMITED	2017-10-01	80307	Twillingate Adventure Tours Inc.
			From:	50682	TWILLINGATE ADVENTURE TOURS INC.
2017-10-30	1900	NEWFOUNDLAND INDUSTRIES LIMITED			
2017-10-31	71348	71348 NEWFOUNDLAND & LABRADOR INC.		77784	Twillingate Blue Corporation
2017-10-31	72837	Citadel Properties Inc.	2017-10-03	80321	Bluesky Family Care Ltd.
2017-10-31	21796	Mediation Development Co. Ltd.	From:	74451	74451 NEWFOUNDLAND & LABRADOR CORP.
2017-10-31	17419	RJ INVESTMENTS LIMITED		72086	Yellow Brick Road Ltd.
2017-10-31	19880	WHALEN'S DEPARTMENT STORES LIMITED	2017-10-25	80443	Cannon Construction Company Limited
			From:	6008	CANNON CONSTRUCTION COMPANY LIMITED
Total Dissolutions: 44					
<i>Corporations Act - Section 299</i>					55313
Local Discontinuances					LAWLOR HOMES & SERVICES LTD.
For the Month of: October 2017					
<b>Date</b>	<b>Number</b>	<b>Company Name</b>	2017-10-27	80450	VOCM Cares
2017-10-06	73200	Ledwell Holdings Inc.	From:	38674	K-ROCK CHILDREN'S TRUST FUND INC.
				12459	V O C M CARES
Total Discontinuances: 1					

Total Amalgamations: 10

*Corporations Act - Section 294*  
Local Amalgamations  
For the Month of: October 2017

*Corporations Act - Section 286*  
Local Name Changes  
For the Month of: October 2017

Date	Number	Company Name
2017-10-01	80304	52809 Newfoundland & Labrador Ltd.
From:	52809	52809 NEWFOUNDLAND & LABRADOR LTD.
	18755	St. John's Medical Holdings Limited

Number	Company Name
79913	Gavin Anstey Construction Ltd.
2017-10-02	From: 79913 NEWFOUNDLAND & LABRADOR CORP.



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70762		GREEN BAY AUTO PARTS (2017) LIMITED	2017-10-06	80343	Menon Renewable Products Canada Inc.
2017-10-02	From:	D & R Butt Holdings Ltd.	2017-10-06	80374	QUADRO RESOURCES LTD.
80139		PJ INVESTMENTS INC.	2017-10-10	80352	EngageFCP Inc.
2017-10-04	From:	ELECTRA CONTRACTING INC.	2017-10-10	80350	HOLMAN INSURANCE BROKERS LTD.
			2017-10-12	80364	PINK ZEBRA CANADA ULC
80090		Sweet P's Lunch Delivery Inc.	2017-10-12	80367	PLATINUM TIRE AND RIM PROTECTION INC.
2017-10-06	From:	LUNCH LADY INC.	2017-10-13	80371	CHARGEPOINT CANADA, INC.
48888		East Coast Distribution Inc.	2017-10-13	80370	Solutions Brain Vision Inc.
2017-10-17	From:	X-IT ENTERPRISES INC.	2017-10-17	80379	Brain Vision Solutions Inc.
			2017-10-17	80379	Autism Adventures
74888		POMROY ACCOUNTING SERVICE INC.	2017-10-17	80381	CARTIER IRON CORPORATION
2017-10-18	From:	Tax Savers Limited	2017-10-17	80387	EUCLID TRANSACTIONAL, LLC
36396		36396 NEWFOUNDLAND & LABRADOR LTD.	2017-10-17	80385	LANES RETIREMENT LIVING CORNER
2017-10-19	From:	BRENKIR INDUSTRIAL SUPPLY LTD.	2017-10-17	80384	BROOK INC.
			2017-10-17	80384	Lanes Retirement Living Gander Inc.
63726		Landwash Vacation Homes Inc.	2017-10-18	80395	Towers Watson Canada Inc.
2017-10-19	From:	SWEETAPPLE HOLDINGS LIMITED	2017-10-19	80396	HYDRIL PCB CANADA INC.
			2017-10-20	80400	ATLANTIC SPORTS ENTERPRISES LTD.
77859		Coleman Brothers Real Estate Limited	2017-10-20	80404	MIDSTREAM INFRASTRUCTURE PROTECTION TECHNOLOGIES INC.
2017-10-20	From:	77859 NEWFOUNDLAND AND LABRADOR INC.	2017-10-23	80406	COURT-1 SPORTS INC./
			2017-10-24	80424	LES SPORTS COURT-1 INC.
75221		EAST COAST SENIOR HOCKEY LEAGUE INC.	2017-10-24	80424	CHEVRON ASSET MANAGEMENT INC.
2017-10-23	From:	AVALON EAST SENIOR HOCKEY LEAGUE 2017 INC.	2017-10-25	80432	10225185 Canada Inc.
			2017-10-26	80442	NORTHCOAST SOLUTIONS OF CANADA, ULC
56794		Tuckamore Residential Properties Inc.	2017-10-26	80453	R. L. Gougeon Limited
2017-10-25	From:	TRAK DEVELOPERS INC.	2017-10-26	80444	RENIN CANADA CORP.
			2017-10-26	80440	THE BEAUTIFUL GROUP SALONS (CANADA), LTD.
80090		Auntie P's Lunch Delivery Inc.	2017-10-27	80451	GETINGE CANADA LIMITED
2017-10-30	From:	Sweet P's Lunch Delivery Inc.	2017-10-27	80452	ONESOURCE RISK MANAGEMENT CANADA INC.
			2017-10-27	80461	GESTION DE RISQUE ONESOURCE CANADA INC.
			2017-10-27	80461	TACORA RESOURCES INC.
			2017-10-30	80454	LES IMMEUBLES INC. /
			2017-10-31	80466	ALRE PROPERTIES INC.
					SHERWOOD WINDOWS LIMITED
2017-10-05	80333	ARDENTON FINANCIAL INC.	Total Registrations: 34		
2017-10-06	80344	44049 YUKON INC.			
2017-10-06	80337	COMPUTER TASK GROUP OF CANADA INC.			

Total Name Changes: 12

*Corporations Act - Section 443*  
Extra-Provincial Registrations  
For the Month of: October 2017

Date	Number	Company Name			
2017-10-03	80326	KÄRCHER CANADA INC.			
2017-10-03	80325	NUDE BY NATURE CANADA INC.			
2017-10-05	80333	ARDENTON FINANCIAL INC.			
2017-10-06	80344	44049 YUKON INC.			
2017-10-06	80337	COMPUTER TASK GROUP OF CANADA INC.			

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<i>Corporations Act - Section 451</i>		2017-10-06	80340	NGC Nunatsiavut Inc.
Extra-Provincial Name Changes		From:	79658	Air Labrador Limited
For the Month of: October 2017			68804	NGC NUNATSIAVUT INC.
<b>Number</b>	<b>Company Name</b>	2017-10-17	80382	MERIT TRAVEL GROUP INC.
56771	LIXIL CANADA INC.	From:	73139	MERIT TRAVEL GROUP INC.
56384	ADS CANADIAN BANK	2017-10-25	80437	Allstream Business Inc.
	BANQUE CANADIENNE	From:	77676	Allstream Voice Inc.
	ADS			
2017-10-06	From: HOLLIS CANADIAN BANK	2017-10-27	80447	LES PLACEMENTS
	BANQUE CANADIENNE			LOUISBOURG INC.
	HOLLIS			LOUISBOURG
				INVESTMENTS INC.
79310	Lanes Retirement Living	From:	50688	LES PLACEMENTS
	St. John's Inc.			LOUISBOURG INC.-
2017-10-06	From: Kensington Estates			LOUISBOURG
	Retirement Home Inc.			INVESTMENTS INC.
77797	Green Skiff Investments Inc.	2017-10-31	80477	PPI MANAGEMENT INC.
2017-10-12	From: 9326863 CANADA INC.	From:	74934	PPI MANAGEMENT INC.
61165	PGW AUTO GLASS, ULC	2017-10-31	80465	WESCO DISTRIBUTION
2017-10-12	From: PITTSBURGH GLASS			CANADA CO.
	WORKS, ULC	From:	65192	WESCO DISTRIBUTION
				CANADA CO.
74823	Flexiti Financial Inc.			
2017-10-18	From: Wellspring Acceptance	Total Registrations for Amalgamation: 7		
	Corporation			
77409	BMG MANAGEMENT			SERVICE NL
	SERVICES INC.			Dean Doyle, Registrar of Companies
2017-10-19	From: BULLION MANAGEMENT			
	SERVICES INC.	Feb 9		

**QUIETING OF TITLES ACT**

**2015 01T 4349**

**IN THE SUPREME COURT OF  
NEWFOUNDLAND AND LABRADOR  
TRIAL DIVISION (GENERAL)**

IN THE MATTER OF all that piece or parcel of land situate and being at Carbonear, in the Province of Newfoundland and Labrador and;

IN THE MATTER OF the Application of Ellen Butler as Administratrix of The Estate of the Late MICHAEL WARD for a Certificate of Title of the said parcel of land pursuant to the *Quieting of Titles Act*, RSNL1990 cQ-3

Total Name Changes: 10

*Corporations Act - Section 294*  
Extra-Provincial Registrations for Amalgamation  
For the Month of: October 2017

<b>Date</b>	<b>Number</b>	<b>Company Name</b>
2017-10-02	80330	LIXIL CANADA INC.
From:	56771	LIXIL CANADA INC.

NOTICE OF APPLICATION under the *Quieting of Titles Act*, RSNL1990 cQ-3.

Pursuant to the Order of the Honourable Justice Murphy, dated the 14<sup>th</sup> day of December 2017.

NOTICE IS HEREBY given to all parties that the Estate of the Late MICHAEL WARD, of the Town of Carbonear, in the Province of Newfoundland and Labrador, (hereinafter

called the "Applicant") has applied to the Supreme Court of Newfoundland and Labrador, Trial Division, St. John's, to have the title to ALL THAT piece or parcel of land more particularly described in Schedule "A" and outlined in Schedule "B" annexed hereto investigated and to have a Certificate of Title granted certifying that the Estate of the Late MICHAEL WARD is the absolute owner thereof and the said Applicant has been ordered to publish notice of the application as required by the *Quieting of Titles Act*, RSNL1990 cQ-3.

All persons having title adverse to the said title claimed by the Applicant shall file in the Supreme Court of Newfoundland, Trial Division, St. John's, Newfoundland and Labrador, particulars of such adverse claim and serve the same together with an Affidavit verifying same on the undersigned Solicitor for the Applicant on or before the 9<sup>th</sup> day of March 2018 after which date no party having any claim shall be permitted to file the same or to be heard except by leave of the Court and subject to such conditions as the Court may deem just.

DATED at Carbonear, Newfoundland and Labrador, this 14<sup>th</sup> day of December, 2017.

MARC COOPER LAW OFFICE  
Solicitor for the Applicant  
PER: Marc A. Cooper

ADDRESS FOR SERVICE:  
P.O. Box 120  
75 Main Road  
South Dildo, NL A0B 1R0

Tel: (709) 582-4500  
Fax: (709) 582-4501

**SCHEDULE "A"**

February 2014  
Job No. 13NL1011

Line Road Carbonear

**DESCRIPTION**

All that piece or parcel of land situate and being on the northerly limit of Line Road (20 metres wide), at Carbonear, Newfoundland and Labrador, in the electoral district of Carbonear-Harbour Grace and being bounded and abutted as follows, that is to say:

BEGINNING at a point on the northern side of Line Road, said point having coordinates of North 5 287 624.639 metres East 284 084.969 metres in the Modified Three Degree Transverse Mercator Projection for the province of Newfoundland and Labrador, Zone One;

THENCE turning along the land, now or formerly, of Justin Legge and Mallory Sparkes, Registration Number 471898, North 29° 13' 29" West, 145.774 metres; thence North 32° 52' 34" West, 140.349 metres;

THENCE turning and running along the southerly side of McLeans Road (10 metres wide), North 51° 49' 47" East, 41.941 metres; thence North 41° 20' 03" East, 10.072 metres; thence along the arc of a clockwise curve having an arc length of 48.048 metres, with a radius of 36.454 metres, on a chord bearing and distance of North 77° 31' 10" East, 44.645 metres; thence South 62° 05' 20" East, 21.221 metres; thence South 66° 05' 30" East, 16.430 metres; thence along the arc of a counterclockwise curve having an arc length of 59.926 metres, with a radius of 144.624 metres, on a chord bearing and distance of South 86° 24' 19" East, 59.498 metres; thence North 78° 04' 32" East, 171.286 metres;

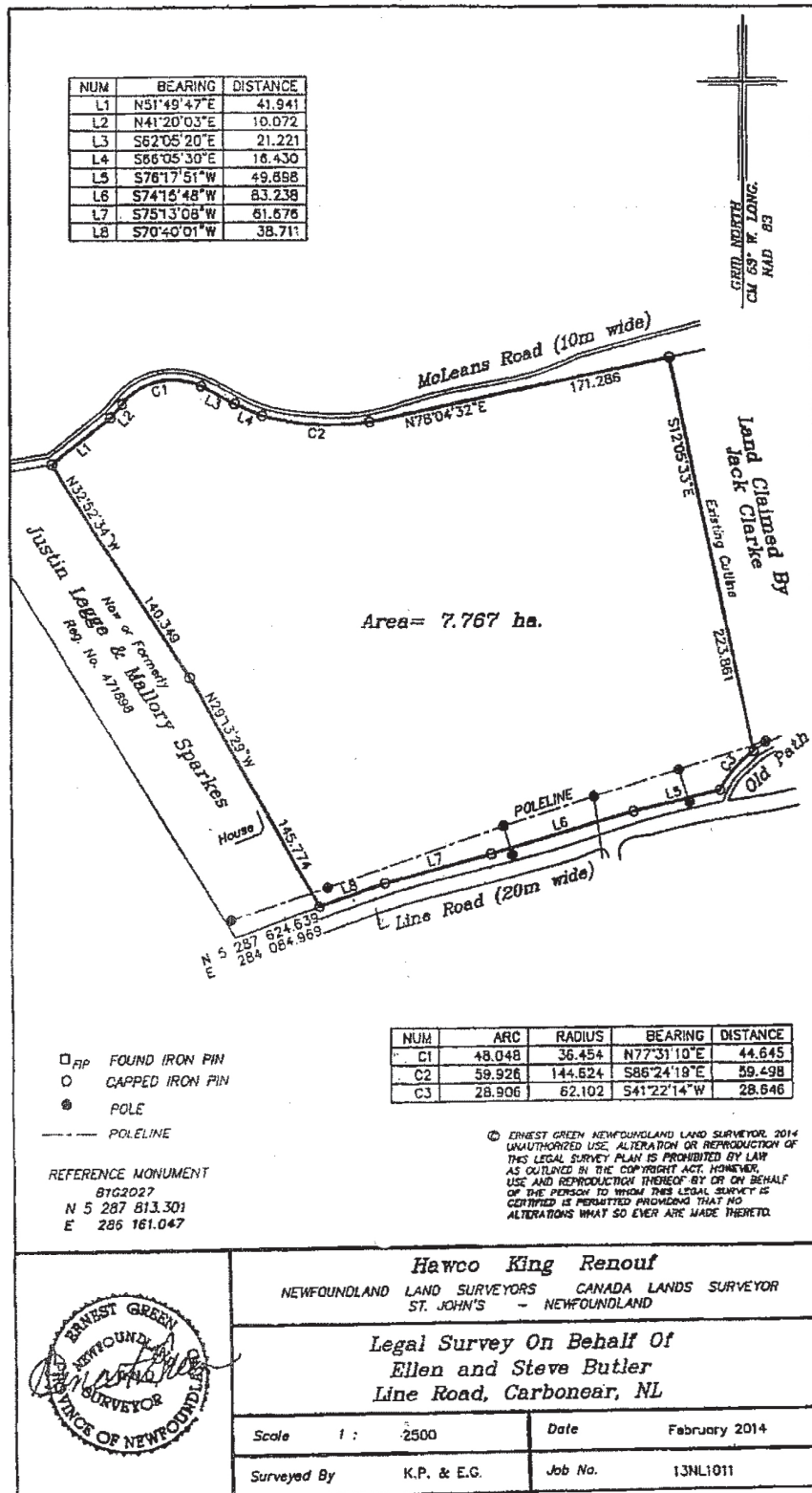
THENCE turning and running along land claimed by Jack Clarke, South 12° 05' 33" East, 223.861 metres;

THENCE turning and running along the northwesterly side of Old Path along the arc of a counterclockwise curve having an arc length of 28.906 metres, with a radius of 62.102 metres, on a chord bearing and distance of South 41° 22' 14" West, 28.646 metres;

THENCE turning and running along the northerly limit of Line Road, South 76° 17' 51" West, 49.698 metres; thence South 74° 15' 48" West, 83.238 metres; thence South 75° 13' 08" West, 61.676 metres; thence South 70° 40' 01" West, 38.711 metres; more or less to the point of commencement and containing an area of 7.766 hectares, more or less, as shown on the attached plan, Job Number 13NL1011 dated February, 2014.

All bearings are grid bearings referred to Grid North. All distances are horizontal ground distances.

SCHEDULE "B"



**LANDS ACT**

**NOTICE OF INTENT, SECTION 7  
LANDS ACT, SNL1991 c36 AS AMENDED**

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries and Land Resources, Agriculture and Lands Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Sealhole, Burgeo for the purpose of a boathouse.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see website: <http://www.ma.gov.nl.ca/lands/sec7notifications.html>.

Please note: It may take up to five (5) days from the date of application for details to appear on the website.

Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of notice on the Department of Fisheries and Land Resources website, Crown Lands, <http://www.ma.gov.nl.ca/lands/index.html>, to the Minister of Fisheries and Land Resources by mail or email to the nearest Regional Lands Office:

- Eastern Regional Lands Office, P.O. Box 8700, Howley Building, Higgins Line, St. John's, NL, A1B 4J6 Email: [easternlandsoffice@gov.nl.ca](mailto:easternlandsoffice@gov.nl.ca)
- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: [centrallandsoffice@gov.nl.ca](mailto:centrallandsoffice@gov.nl.ca)
- Western Regional Lands Office, P.O. Box 2006, Sir Richard Squires Building, Corner Brook, NL, A2H 6J8 Email: [westernregionlands@gov.nl.ca](mailto:westernregionlands@gov.nl.ca)
- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: [labradorlandsoffice@gov.nl.ca](mailto:labradorlandsoffice@gov.nl.ca)

(DISCLAIMER: *The Newfoundland and Labrador Gazette* publishes a NOTICE OF INTENT received from the Applicant and takes no responsibility for errors or omissions in the property being more particularly described.)

Feb 9

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**NOTICE OF INTENT, SECTION 7  
LANDS ACT, SNL1991 c36 AS AMENDED**

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries and Land Resources, Agriculture and Lands Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters surrounding the community of Greenspond for the purpose of a recreational walking trail.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see website: <http://www.ma.gov.nl.ca/lands/sec7notifications.html>.

Please note: It may take up to five (5) days from the date of application for details to appear on the website.

Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of notice on the Department of Fisheries and Land Resources website, Crown Lands, <http://www.ma.gov.nl.ca/lands/index.html>, to the Minister of Fisheries and Land Resources by mail or email to the nearest Regional Lands Office:

- Eastern Regional Lands Office, P.O. Box 8700, Howley Building, Higgins Line, St. John's, NL, A1B 4J6 Email: [easternlandsoffice@gov.nl.ca](mailto:easternlandsoffice@gov.nl.ca)
- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: [centrallandsoffice@gov.nl.ca](mailto:centrallandsoffice@gov.nl.ca)
- Western Regional Lands Office, P.O. Box 2006, Sir Richard Squires Building, Corner Brook, NL, A2H 6J8 Email: [westernregionlands@gov.nl.ca](mailto:westernregionlands@gov.nl.ca)
- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: [labradorlandsoffice@gov.nl.ca](mailto:labradorlandsoffice@gov.nl.ca)

(DISCLAIMER: *The Newfoundland and Labrador Gazette* publishes a NOTICE OF INTENT received from the Applicant and takes no responsibility for errors or omissions in the property being more particularly described.)

Feb 9

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**NOTICE OF INTENT, SECTION 7  
LANDS ACT, SNL1991 c36 AS AMENDED**

NOTICE IS HEREBY given that an application has been made to the Department of Fisheries and Land Resources, Agriculture and Lands Branch, to acquire title, pursuant to section 7(2) (d) of the said Act, to that piece of Crown lands situated within 15 metres of the waters of Twillingate for the purpose of a parking for existing restaurant.

The application may intrude on the 15 metre shoreline of the above mentioned water body(s) in various locations. For a detailed map, please see website: <http://www.ma.gov.nl.ca/lands/sec7notifications.html>.

Please note: It may take up to five (5) days from the date of application for details to appear on the website.

Any person wishing to object to the application must file the objection in writing with reasons, within 30 days from the publication of notice on the Department of Fisheries



and Land Resources website, Crown Lands, <http://www.ma.gov.nl.ca/lands/index.html>, to the Minister of Fisheries and Land Resources by mail or email to the nearest Regional Lands Office:

- Eastern Regional Lands Office, P.O. Box 8700, Howley Building, Higgins Line, St. John's, NL, A1B 4J6 Email: [easternlandsoffice@gov.nl.ca](mailto:easternlandsoffice@gov.nl.ca)
- Central Regional Lands Office, P.O. Box 2222, Gander, NL, A1V 2N9 Email: [centrallandsoffice@gov.nl.ca](mailto:centrallandsoffice@gov.nl.ca)
- Western Regional Lands Office, P.O. Box 2006, Sir Richard Squires Building, Corner Brook, NL, A2H 6J8 Email: [westernregionlands@gov.nl.ca](mailto:westernregionlands@gov.nl.ca)
- Labrador Regional Lands Office, P.O. Box 3014, Station "B", Happy Valley-Goose Bay, NL, A0P 1E0 Email: [labradorlandsoffice@gov.nl.ca](mailto:labradorlandsoffice@gov.nl.ca)

(DISCLAIMER: *The Newfoundland and Labrador Gazette* publishes a NOTICE OF INTENT received from the Applicant and takes no responsibility for errors or omissions in the property being more particularly described.)

Feb 9

**TRUSTEE ACT**  
**ESTATE NOTICE**

IN THE MATTER of the Estate of VINCENT EVERSON, Late of Flatrock, in the Province of Newfoundland and Labrador, Deceased.

All persons claiming to be creditors of or who have any claims or demands either as beneficiaries or next of kin (by blood, legal adoption or marriage) upon or affecting the Estate of VINCENT EVERSON, Gentleman, who died at St. John's, NL on or about March 6, 2000, are hereby requested to send particulars thereof in writing, duly attested, to the Office of the Public Trustee, 401 - 136 Crosbie Road, St. John's, NL, A1B 3K3, Administrator of the Estate of VINCENT EVERSON, on or before March 12, 2018, after which date the said Administrator will proceed to distribute the Estate having regard only to the claims of which he then shall have had notice.

DATED at St. John's, this 9<sup>th</sup> day of February, 2018.

OFFICE OF THE PUBLIC TRUSTEE  
Administrator of the Estate of  
VINCENT EVERSON

ADDRESS FOR SERVICE:  
Viking Building  
Suite 401 - 136 Crosbie Road  
St. John's, NL A1B 3K3

Tel: (709) 729-0850  
Fax: (709) 729-3063

Feb 9

**ESTATE NOTICE**

IN THE MATTER OF the Estate of Sharon Stone, Late of Conception Bay South, in the Province of Newfoundland and Labrador, Deceased.

All persons claiming to be creditors of, or who have any claims or demands either as beneficiaries or next of kin (by full or half blood, legal adoption or marriage) upon or affecting, the Estate of SHARON STONE, Businesswoman, who died at St. John's, NL on or about April 4, 2017, are hereby requested to send particulars thereof in writing, duly attested, to: Office of the Public Trustee, 401 - 136 Crosbie Road, St. John's, NL, A1B 3K3, Particulars will be received by the Public Trustee, as Administrator of the Estate of Sharon Stone, on or before March 15, 2018, after which date the said Administrator will proceed to distribute the Estate having regard only to the claims of which he then shall have had notice.

DATED at St. John's, this 6<sup>th</sup> day of February, 2018.

OFFICE OF THE PUBLIC TRUSTEE  
Administrator of the Estate of  
SHIRLEY THOMAS

ADDRESS FOR SERVICE:  
Viking Building  
Suite 401 - 136 Crosbie Road  
St. John's, NL A1B 3K3  
Tel: (709) 729-0850  
Fax: (709) 729-3063

Feb 9

**ESTATE NOTICE**

In the Matter of the Estate of SHIRLEY THOMAS, Late of Bonavista, in the Province of Newfoundland and Labrador, Deceased.

All persons claiming to be creditors of or who have any claims or demands either as beneficiaries or next of kin (by blood, legal adoption or marriage) upon or affecting the Estate of SHIRLEY THOMAS, Gentlewoman, who died at Bonavista, NL on or about November 27, 2016, are hereby requested to send particulars thereof in writing, duly attested, to the Office of the Public Trustee, 401 - 136 Crosbie Road, St. John's, NL, A1B 3K3, Administrator of the Estate of SHIRLEY THOMAS, on or before March 12, 2018, after which date the said Administrator will proceed to distribute the Estate having regard only to the claims of which he then shall have had notice.

DATED at St. John's, this 9<sup>th</sup> day of February, 2018.

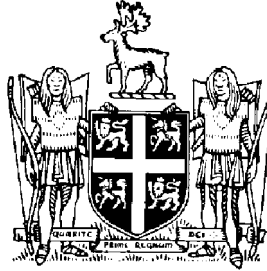
OFFICE OF THE PUBLIC TRUSTEE  
Administrator of the Estate of  
SHIRLEY THOMAS

ADDRESS FOR SERVICE:  
Viking Building  
Suite 401 - 136 Crosbie Road  
St. John's, NL A1B 3K3  
Tel: (709) 729-0850  
Fax: (709) 729-3063

Feb 9

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# THE NEWFOUNDLAND AND LABRADOR GAZETTE

**PART II  
SUBORDINATE LEGISLATION  
FILED UNDER THE STATUTES AND SUBORDINATE LEGISLATION ACT**

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Vol. 93

ST. JOHN'S, FRIDAY, FEBRUARY 9, 2018

No. 6

**NEWFOUNDLAND AND LABRADOR  
REGULATIONS**

**NLR 9/18  
NLR 10/18**







## NEWFOUNDLAND AND LABRADOR REGULATION 9/18

*Rules of the Supreme Court, 1986 (Amendment)*  
under the  
*Judicature Act*

*(Filed February 8, 2018)*

Under the authority of section 55 of the *Judicature Act*, the Rules Committee of the Trial Division make the following rules.

Dated at St. John's, January 31, 2018.

Raymond P. Whalen  
Chairperson, Rules Committee

### REGULATIONS

#### *Analysis*

- |                                      |   |
|--------------------------------------|---|
| 1. Rule 1.03 Amdt.<br>Definitions    | Place of hearing of<br>application                              |
| 2. Rule 4.01 Amdt.<br>Form           | 8. Rule 53A.02 R&S<br>Judge on application may<br>stay an order |
| 3. Rule 4.04 Amdt.<br>Practice Notes | 9. Paragraph II.E heading of<br>Appendix to Rule 55 R&S         |
| 4. Rule 5A.01Amdt.<br>Interpretation | 10. Rule 58 Heading R&S   |
| 5. Rule 5A.04 Amdt.<br>Records       | 11. Rule 58.01Amdt.<br>Definitions                              |
| 6. Rule 29.01 Amdt.<br>Application   | 12. Rule 58.02 Amdt.<br>Scope of rule                           |
| 7. Rule 29.03 Amdt.                  | 13. Part IV heading R&S   |
|                                      | 14. Rule F1.01 R&S  |

- |                                     |                       |
|-------------------------------------|-----------------------|
| Referring to this Part              | 16. Rule F38.02 Amdt. |
| 15. Rule F1.04 Amdt.<br>Definitions | Use of the rules      |
|                                     | 17. Forms R&S         |

**1. (1) Rule 1.03(c) of the *Rules of the Supreme Court, 1986* is repealed and the following substituted:**

- (c) "application" means an originating or interlocutory application made to a judge in chambers, or to the Court when sitting during a trial or pursuant to an order;

**(2) Rule 1.03 (c.1) of the rules is repealed and the following substituted:**

- (c.1) "Court" means

(i) the Supreme Court, or

(ii) either or both of the General Division and Family Division,

as the context may require.

**(3) Rule 1.03(g.1) of the rules is repealed and the following substituted:**

- (g.1) "Family Division" means the division of the Supreme Court constituted as the Family Division under the *Judicature Act*;

**(4) Rule 1.03(g.2) of the rules is repealed and the following substituted:**

- (g.2) "General Division" means the division of the Supreme Court constituted as the General Division under the *Judicature Act*;

**(5) Rule 1.03(s.1) of the rules is repealed and the following substituted:**

- (s.1) "Registrar" means the clerk, officer or employee of the Court designated by the Chief Executive Officer in consultation with the Chief Justice of the Supreme Court to manage the operations of the registries in all judicial centres unless otherwise provided;

**(6) Rule 1.03(v) of the rules is repealed and the following substituted:**

(v) "taxing officer" includes a master of the Supreme Court, and a judge of the Supreme Court or the Court of Appeal; and

**(7) Rule 1.03(v.1) of the rules is repealed.**

**2. Rule 4.01(3) of the rules is repealed and the following substituted:**

(3) All proceedings started in the province over which the General Division has jurisdiction shall be titled, "In the Supreme Court of Newfoundland and Labrador, General Division" and proceedings started in the province over which the Family Division has jurisdiction shall be titled, "In the Supreme Court of Newfoundland and Labrador, Family Division".

**3. Rule 4.04 of the rules is amended by deleting the words "Trial Division" wherever they appear and substituting the words "Supreme Court".**

**4. Rule 5A.01(1) of the rules is amended by deleting the words "Trial Division" wherever they appear and substituting the words "Supreme Court".**

**5. Rule 5A.04(1) of the rules is amended by deleting the words "Trial Division" and substituting the words "Supreme Court".**

**6. Rule 29.01(2) of the rules is repealed and the following substituted:**

(2) When the Court orders, a proceeding commenced by statement of claim may be heard on application to a judge sitting in chambers.

**7. Rule 29.03(2)(b) of the rules is repealed and the following substituted:**

(b) where the application is made *ex parte* or is for an extension or abridgement of a period of time, schedule a date for the hearing of the application.

**8. Rules 53A.02 of the rules is repealed and the following substituted:**

Judge on application may stay an order

**53A.02** A judge may, on the application of a party to an appeal to the Court of Appeal from an order of the Supreme Court, stay the order appealed from pending the disposition of the appeal and may stay any order of or proceeding before a judge of the Provincial Court or a tribunal in respect of which an order of the Court granting or refusing relief under Rule 54 or otherwise has been appealed.

**9. The heading to paragraph II.E of the Appendix to Rule 55 of the rules is repealed and the following substituted:**

E. Trial or Appeal Hearing in the Supreme Court

**10. The heading to Rule 58 of the rules is repealed and the following substituted:**

**Rule 58 - Civil Appeals - Supreme Court (General Division)**

**11. (1) Rule 58.01(a) of the rules is repealed and the following substituted:**

(a) "appeal" means an appeal to the General Division and, where the context requires, includes a cross-appeal, a stated case, or a reference made to the Court under a statute;

**(2) Rule 58.01(c) of the rules is repealed and the following substituted:**

(c) "Chief Justice" means the Chief Justice of the Supreme Court;

**12. Rule 58.02(1) of the rules is amended by deleting the words "Trial Division" and substituting the words "Supreme Court".**

**13. The heading to Part IV of the rules is repealed and the following substituted:**

PART IV - SUPREME COURT FAMILY RULES

Referring to this  
Part

**14. Rule F1.01 of the rules is repealed and the following substituted:**

**F1.01** Part IV of the rules may be referred to separately as the *Supreme Court Family Rules*.

**15. Rule F1.04(h) of the rules is amended by deleting the words "Trial Division" and substituting the words "Supreme Court".**

**16. Rule F38.02(4) of the rules is repealed and the following substituted:**                   ()

(4) Sections 1, 2, 3, 4, 6, 9 and 10 and rules F26 and F27 of the *Supreme Court Family Rules* apply to all proceedings for the return of a child under the Hague Convention on International Child Abduction unless rule F38 provides otherwise, in which case rule F38 takes precedence.

**17. The forms appended to the rules are repealed and the following substituted:**



**Forms – Index**

- 4.04A Practice Note
- 5.02A Originating Application
- 5.02B Originating Application
- 5.03A Statement of Claim
- 5.05A Concurrent Originating Document
- 5A.01A Certificate
- 5A01B Order
- 6.03A Acknowledgement of Receipt
- 6.14A Affidavit of Service
- 7.19A Application for fee waiver and/or costs exemption
- 7.20A Application for costs exemption
- 10.01A Defence
- 11.02A Counterclaim
- 12.02A Third Party Notice
- 18A.06A Request for Case Management Meeting
- 20.01A Notice of Payment Court
- 20.03A Notice of Acceptance of Money Paid into Court
- 20A(A) Offer to Settle
- 20A(B) Revocation of Offer to Settle
- 20A(C) Acceptance of Offer to Settle
- 20A(D) Offer to Contribute
- 27.03A Applicant's Bond for a Recovery Order
- 27.04A Interlocutory Recovery Order
- 27.06A Bond to Retain Property Under an Interlocutory Recovery Order
- 27.13A Order for Sheriff to Deliver Possession of Property
- 29.02A Interlocutory Application (Inter Partes)
- 29.02B Interlocutory Application (Ex Parte)
- 30.04A Notice of Examination
- 31.01A Interrogatories
- 31.03A Answers to Interrogatories
- 32.01A List of Documents
- 32.05A Notice to Produce for Inspection

- 32.06A Notice to Produce at the Trial or Hearing
- 33.02A Notice to Admit
- 39B.02A Request for Settlement Conference
- 40.04A Certificate of Readiness
- 46.23A Subpoena
- 46.23B Order to Bring Prisoner as Witness
- 46.28B Warrant for Arrest of a Defaulting Witness
- 47.01A Order for Examination of Persons within the Jurisdiction
- 47.01B Order for Examination of Persons Out of the Jurisdiction
- 47.01C Order for Issue of a Letter of Request of Judicial Authority Out of the Jurisdiction
- 47.01D Letter of Request for Examination of Witness Out of the Jurisdiction
- 49.01A Default Order
- 49.01B Final Order After Assessment of Damages, Etc.
- 49.01C Summary Order Under rule 17.02
- 49.01D Order After Trial Without a Jury
- 49.01E Order After Trial With a Jury
- 49.11A Satisfaction Piece
- 49.13A Notice to a Non-party
- 49.18A Notice of Disallowance
- 52.02A Interim Receivership Order
- 52.02B Receivership Order
- 53.03A Order for Appearance
- 53.04A Contempt Order
- 56.04A Notice of Application
- 56.04AA Caveat
- 56.04AB Withdrawal of Caveat
- 56.05A Petition for Probate, Administration or Guardianship
- 56.10A Inventory and Valuation of the Property of the said Estate
- 56.11A Proof of Will
- 56.11B Affidavit Proving Execution of a Holograph Will
- 56.12A Affidavit Verifying Translation of a Will Written in a Language Other than the English Language
- 56.21A Administration Bond

- 56.21B Administration Bond With Will Annexed
- 56.21C Guardianship Bond
- 56.29A Form of Release
- 56.29B Affidavit of Execution of a Release
- 56.33A Oath (or Affirmation) of Guardian
- 56.33B Oath (or Affirmation) of Executor
- 56.33C Oath (or Affirmation) of Administration
- 56.33D Oath (or Affirmation) of Administrator With Will Annexed
- 56.33E Letters of Probate
- 56.33F Letters of Administration
- 56.33G Letters of Administration With Will Annexed
- 56.33H Letters of Guardianship, Minor
- 56.33I Letters of Guardianship, Mentally Disabled Person
- 58.04A Notice of Appeal
- 58.07A Notice of Cross-Appeal
- 58.07B Notice of Election to Proceed with Cross-Appeal
- 58.09A Record
- 58.11A Appellant's/Respondent's Brief
- 58.13A Request for Case Management Meeting
- 58.14A Joint Request for Appeal Hearing Date
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- F4.04A Joint Originating Application (Family Law)
- F4.04B Withdrawal of Joint Originating Application (Family Law)
- F5.05A Originating Application for Variation (Family Law)
- F5.06A Joint Originating Application for Variation (Family Law)
- Form F6.02A Response (Family Law)
- Form F6.04A Demand for Notice (Family Law)
- Form F6.06A Notice of Default (Family Law)
- Form F7.02A Reply (Family Law)
- Form F8.04A Acknowledgement of Service (Family Law)
- Form F8.11A Affidavit of Service (Family Law)
- Form F10.02A Financial Statement (Family Law)
- Form F10.04A Property Statement (Family Law)

- Form F11.02A Demand to Disclose (Family Law)
- Form F11.02B Response to Demand to Disclose (Family Law)
- Form F11.03A Demand for Answers (Family Law)
- Form F11.03B Response to Demand for Answers (Family Law)
- Form F14.04A Request for Case Management Hearing (Family Law)
- Form F16.03A Interim Application for a Procedural Order (Family Law)
- Form F17.03A Emergency Interim Application - For a Temporary Order (Family Law)
- Form F18.03A Interim Application (Family Law)
- Form F19.02A Application to Vary an Interim Order (Family Law)
- Form F23.01A Offer to Settle (Family law)
- Form F23.02A Withdrawal of Offer to Settle (Family Law)
- Form F23.05A Acceptance of Offer to Settle (Family Law)
- Form F25.03A Request for Settlement Conference (Family Law)
- Form F26.02A Application for Judgment (Family Law)
- Form F26.03A Divorce Judgment (Family Law)
- Form F27.02A Request for a Pre-Trial Determination (Family Law)
- Form F28.02A Request for a Summary Judgment Hearing (Family Law)
- Form F29.02A Request for a Trial (Family Law)
- Form F31.02A Request for an Information Trial (Family Law)
- Form F34.02A Consent Order - Support (Family Law)
- Form F34.02B Consent Order - Other than Support (Family Law)
- Form F34.02C Affidavit of Execution (Family Law)
- Form F38.06A Notice of Application to the Central Authority and Contact Judge for the Return of a Child (Family Law)
- Form F38.04A Originating Application for the Return of a Child (Family Law)
- Form F38.04B Affidavit in Support of Originating Application for the Return of a Child (Family Law)
- Form F40.04A - Certificate of Divorce (Family Law)

Form 4.04A

(rule 4.04(2))

***Rules of the Supreme Court of Newfoundland and Labrador, 1986***

**Practice Note**

PN. No. [Year – consecutive number]

**DATE ISSUED:**

**RULES AFFECTED:**

**EFFECTIVE DATE:**

**PREVIOUS PRACTICE NOTES**

**REVISED:**

The following Practice Note was filed with the Registrar and is published pursuant to rule 4.04 of the *Rules of the Supreme Court, 1986*:

- 1.
- 2.
- 3.

**AUTHORIZED BY:**

---

Chief Justice

---

Registrar



**Form 5.02A**  
(Rule 5.02)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Applicant's name)*

**APPLICANT**

**AND:**

*(Respondent's name)*

**RESPONDENT**

*(Modify title of proceeding as necessary.)*

**Originating Application**  
*(Inter Partes)*

**TO THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR OR ONE OF  
THE JUDGES THEREOF:**

The application of *(insert applicant's name)*, the Applicant herein says,

1. *(Set out the material facts, in numbered paragraphs.)*
2. The applicant therefore applies for an order that *(set out the relief, remedy, or order you are requesting)*.

**DATED** at \_\_\_\_\_ *(city/town)*, \_\_\_\_\_ *(province or, if outside of  
Canada, country)*, on the \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
*(Signature)*  
Applicant/Solicitor for Applicant

Whose address for service is:  
*(Insert address for service)*  
Newfoundland and Labrador

TO:     *(Respondent(s) or the solicitor(s)*  
          *for respondent(s))*  
          *(Insert address)*

**ISSUED** at \_\_\_\_\_ (city/town) in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month),  
\_\_\_\_\_ (year).

*(Affix seal of the court)*

\_\_\_\_\_  
*(signature)*  
Registrar/Registry clerk

File number: 20 \_\_\_\_\_ G \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Applicant's name)*

**APPLICANT**

**AND:**

*(Respondent's name)*

**RESPONDENT**

*(Modify title of proceeding as necessary.)*

**Affidavit**

I, *(affiant's name)* of *(city/town)*, *(province or, if outside of Canada, country)* *(swear/affirm)* and say as follows:

1. I have read and I understand the foregoing application.
2. I have personal knowledge of the facts contained therein and they are true to the best of my knowledge, information and belief.
3. *(Set out the material facts, in numbered paragraphs.)*

**SWORN/AFFIRMED**

at \_\_\_\_\_ *(city/town)*,  
\_\_\_\_\_ *(province or,*  
*if outside of Canada, country)*, on the  
\_\_\_\_\_ *(day)* of \_\_\_\_\_  
*(month)*, \_\_\_\_\_ *(year)*, before me

\_\_\_\_\_  
*(signature)*  
Commissioner, notary public, etc.

(signature of affiant)

File number: 20 \_\_\_\_\_ G \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Applicant's name)*

**APPLICANT**

**AND:**

*(Respondent's name)*

**RESPONDENT**

*(Modify title of proceeding as necessary.)*

**Notice to the Respondent(s)**

You are hereby notified that you must attend before a judge presiding in chambers at the Court-house at \_\_\_\_\_, Newfoundland and Labrador, on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ to set a date for the hearing of the application in the above noted matter.

**AND FURTHER TAKE NOTICE** that the judge may make an order in favour of the applicant in your absence and without further notice unless you or your solicitor appear at the time and place noted above.

TO: *(Respondent(s) or the solicitor(s)  
for the respondent(s))  
(insert address)*

**Form 5.02B**  
(rule 5.02)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

In the matter of an application  
of *(name of applicant)*

**Originating Application**  
*(Ex Parte)*

**TO THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR OR ONE OF  
THE JUDGES THEREOF:**

The application of *(name of applicant)*, says,

1. *(Set out the material facts, in numbered paragraphs.)*
2. The applicant therefore applies for an order that *(set out the relief, remedy, or order you are requesting)*.

**DATED** at \_\_\_\_\_ *(city/town)*, \_\_\_\_\_ *(province or, if outside of  
Canada, country)*, on the \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
*(Signature)*  
Applicant/Solicitor for Applicant

Whose address for service is:  
*(Insert address for service)*  
Newfoundland and Labrador

**ISSUED** at \_\_\_\_\_ *(city/town)* in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*,  
\_\_\_\_\_ *(year)*.

*(Affix seal of the court)*

---

*(signature)*

Registrar/Registry clerk

File number: 20 \_\_\_\_\_ G \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

In the matter of an application  
of *(name of applicant)*

**Affidavit**

I, *(affiant's name)* of *(city/town)*, *(province or, if outside of Canada, country)* *(swear/affirm)* and say as follows:

1. I have read and I understand the foregoing application.
2. I have personal knowledge of the facts contained therein and they are true to the best of my knowledge, information and belief.
3. *(Set out the material facts, in numbered paragraphs.)*

**SWORN/AFFIRMED**

at \_\_\_\_\_ *(city/town)*,  
\_\_\_\_\_ *(province or,*  
*if outside of Canada, country)*, on the  
\_\_\_\_\_*(day)* of \_\_\_\_\_  
*(month)*, \_\_\_\_\_ *(year)*, before me

\_\_\_\_\_  
*(signature)*  
Commissioner, notary public, etc.

\_\_\_\_\_  
*(signature of affiant)*



**Form 5.03A**  
(rule 5.03)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Statement of Claim**

1. *(Set out the material facts, in numbered paragraphs.)*
2. The plaintiff therefore seeks the following relief *(set out the relief, remedy, or order you are requesting)*.

**DATED** at \_\_\_\_\_ *(city/town)*, \_\_\_\_\_ *(province or, if outside of Canada, country)*, on the \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
*(Signature)*  
Plaintiff/Solicitor for Plaintiff

Whose address for service is:  
*(Insert address for service)*  
Newfoundland and Labrador

To: *(Defendant(s) or the solicitor(s)  
for the defendant(s))*  
*(Insert address)*

**ISSUED** at \_\_\_\_\_ (city/town) in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month),  
\_\_\_\_\_ (year).

*(Affix seal of the court)*

\_\_\_\_\_  
*(signature)*  
Registrar/Registry Clerk

File number: 20 \_\_\_\_\_ G \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Notice to Defendant(s)**

You are hereby notified that the plaintiff(s) may enter judgment in accordance with the statement of claim or such order as, according to the practice of the Court, the plaintiff is entitled to, without any further notice to you unless within \_\_\_\_\_ days, after service hereof upon you, you cause to be filed with the Supreme Court of Newfoundland and Labrador at \_\_\_\_\_ a defence and unless within the same time a copy of your defence is served upon the plaintiff(s) or the plaintiff's solicitor(s) at the plaintiff's solicitor(s) stated address(es) for service.

Provided that if the claim is for a debt or other liquidated demand and you pay the amount claimed in the statement of claim and the sum of \$\_\_\_\_\_ (or such sum as may be allowed on taxation) for costs to the plaintiff(s) or the plaintiff's solicitor(s) within \_\_\_\_\_ days from the service of this notice upon you, then this proceeding will be stayed.

To: *(Defendant(s) or the solicitor(s)  
for the defendant(s))  
(Insert address)*

**Form 5.05A**  
(rule 5.05)

**Concurrent Originating Document**

I certify this to be a concurrent originating document, (as amended) filed with the Supreme Court of Newfoundland and Labrador, General Division.

**ISSUED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

(Affix court seal)

\_\_\_\_\_  
Registrar/Registry Clerk

**Form 5A.01A**  
(rule 5A.01(1)(c))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Claimant's name)*

**CLAIMANT**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Certificate**

I, *(name of designated certifying official)*, being the designated certifying official of the Claimant, make oath and say as follows:

1. The name and current known address of the person who is subject to and liable to pay the fine(s), late payment penalty(ies), forfeiture(s) assessment(s) or tax(es) are;
2. The fine(s), late payment penalty(ies), forfeiture(s), assessment(s) or tax(es), as the case may be, was(were) imposed and the amount or amounts thereof as well as the date(s) of imposition and the date(s) when the amount(s) became payable are;
3. The fines(s), late payment penalty(ies), forfeiture(s), assessment(s) or tax(es) or any portion(s) thereof (and if a portion(s), the amount(s) of such portion(s) was (were) not paid within the time(s) allowed for payment;
4. The amount or amounts for which judgment is sought to be entered is (are);
5. I have knowledge of the information in this Certificate and am duly authorized to make this Certificate and to request that the amount(s) claimed be entered as a judgment, or to file this Certificate as a judgment of the court, pursuant to the provisions of *(applicable legislation)*.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),

\_\_\_\_\_  
(province), on the \_\_\_\_ (day) of  
\_\_\_\_\_  
(month),

\_\_\_\_\_  
(year), before me

\_\_\_\_\_  
\_\_\_\_\_  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature)  
Designated Certifying Official

**Form 5A.01B**  
(rule 5A.01(1)(h))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Claimant's name)*

**CLAIMANT**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Order**

The Defendant, having failed to pay the fine(s), late payment penalty(ies), forfeiture(s), assessment(s) or tax(es) listed on the Certificate file herein as owing to the Claimant within the time allowed for payment, as certified by the designated certifying official.

It is hereby ordered that judgment be entered against the Defendant in favour of the Claimant pursuant to the provisions of *(insert applicable legislation)* in the sum of \$*(insert dollar amount)*, being the total amount of the fine(s), late payment penalty(ies), forfeiture(s), assessment(s) and tax(es) listed on the said Certificate filed herein as owing by the Defendant, and that a copy of this Order be served on the Defendant either personally or by ordinary mail at the Defendant's last known address.

**DATED** at \_\_\_\_\_ *(city/town)*, \_\_\_\_\_ *(province or, if outside of Canada, country)*, on the \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
*(signature)*

Registrar/Registry clerk

**Form 6.03A**  
(rule 6.03(3))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Acknowledgement of Receipt**

TO: *(insert name of person being served)*

You are served by mail with the documents enclosed with this form in accordance with the *Rules of the Supreme Court, 1986*.

You are requested to sign the acknowledgement below and mail this form immediately after you receive it. If you fail to do so, the documents may be served on you in another manner and you may have to pay the costs of service.

**I ACKNOWLEDGE** that I have received a copy of the following documents: *(To be completed in advance by the sender of the documents. Include sufficient particulars to identify each document.)*

\_\_\_\_\_  
*(signature of person served)*



**Form 6.14A**  
(rule 6.14(1))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Affidavit of Service**

I, *(person serving the document)*, of *(city of residence)*, make oath and say as follows:

**(Personal Service)**

TO: *(name of person being served)*

1. On (date), at (time), I served *(name of person served)* with the *(identify documents served)* by leaving a copy with him (or her) at *(address where service was made)*.

*(Where the rules provide for personal service on a corporation, etc. by leaving a copy of the document with another person, substitute: by leaving a copy with (identify person by name and title) at (address where service was made).)*

2. I was able to identify the person by means of *(state the means by which the person's identity was ascertained.)*

**(Service by leaving a copy with an adult person in the same household as an alternative to personal service)**

1. I served (*name of person served*) with the (*identify documents served*) by leaving a copy on (*date*), at (*time*), with a person, (*insert name if known*), who appeared to be an adult member of the same household in which (*name of person served*) is residing, at (*address where service was made*), and by sending a copy by regular lettermail (*or registered or certified mail*) on (*date*) to (*identify person served*) at the same address.
2. I ascertained that the person was an adult member of the household by means of (*state how it was ascertained that the person was an adult member of the household*).
3. Before serving the documents in this way, I made an unsuccessful attempt to serve (*name of person served*) personally at the same address on (*date*). (*If more than one attempt has been made, add: and again on (date).*)

**(Service by registered mail as an alternate to personal service)**

1. On (*date*), I sent to (*name of person served*) by registered mail with Canada Post Corporation item # (*include number*) attached to the envelope, a copy of the (*identify documents served*).
2. Attached is the confirmation of delivery receipt obtained from Canada Post Corporation for item # (*include number*) showing the envelope was delivered to (*name of person served*) on (*date of receipt*).
3. The item # on the confirmation of delivery receipt is identical to the item number on the registered mail receipt obtained from Canada Post Corporation for the envelope sent to (*address where mail was delivered*).

**(Service by certified mail as an alternative to personal service)**

1. On (*date*), I sent to (*name of person served*) by certified mail a copy of the (*identify documents served*).

- 2. I received the attached receipt card from Canada Post Corporation which indicates the documents were received on *(date)* and which bears a signature that purports to be the signature of *(identify person)*.

**(Service by regular lettermail as an alternative to personal service)**

- 1. On *(date)*, I sent to the *(name of person served)* by regular lettermail a copy of the *(identify documents served)* together with an acknowledgment of receipt form.
- 2. On *(date)*, I received the attached acknowledgment of receipt form bearing a signature that purports to be the signature of *(identify person)*.

**SWORN/AFFIRMED**

at \_\_\_\_\_ *(city/town)*,  
 \_\_\_\_\_ *(province or,*  
*if outside of Canada, country)*, on the  
 \_\_\_\_\_ *(day)* of \_\_\_\_\_  
 \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*, before me

\_\_\_\_\_  
*(signature)*  
 Commissioner, notary public, etc.

\_\_\_\_\_  
*(signature of affiant)*

**Form 7.19A**  
(rule 7.19)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Application for fee waiver**

**TO THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR OR ONE OF  
THE JUDGES THEREOF:**

**If you are a party to a proceeding in the Court, complete paragraph 1.**

**If you tick that you  
are in receipt of  
income support,  
please attach proof  
of this to this appli-  
cation.**

The application of *(insert applicant's name)*, the Applicant herein says,

1. I am *(please tick one box below)*

in receipt of income support under the *Income and Employ-  
ment Support Act* .

not in receipt of income support.

**If you stated that you are not in receipt of income support, complete paragraphs 2-5.**

**Please attach doc-  
umentary proof of  
your income (ex.  
notices of assess-  
ment from CRA)**

2. My annual income for the last three years was:

\$ \_\_\_\_\_ (Year: \_\_\_\_\_)

\$ \_\_\_\_\_ (Year: \_\_\_\_\_)

\$ \_\_\_\_\_ (Year: \_\_\_\_\_)

**Please attach documentary proof of your monthly expenses (ex. bills)**

3. My monthly expenses are:

*(List your monthly expenses here.)*

4. The nature of my claim/defense/appeal/etc. is:

*(Describe the nature of your claim, defense, appeal, etc. here, or attach a copy of the document you intend to submit if the fee waiver is granted.)*

5. Please set out any other information you think the Court should know about your ability to pay the fees required:

*(Set out any other relevant information here.)*

**If you are a researcher seeking to have fees waived, complete paragraphs 6-7**

6. I am conducting research on:

*(Describe the nature of your research here.)*

7. I estimate that the court fees that I will incur in conducting this research amount to:

*(Provide estimate of the total amount of fees here.)*

**For all applications, complete paragraph 8**

8. The applicant therefore applies for an order that

all fees payable by *(name of applicant)* in proceeding *(set out proceeding number)* be waived; or

- (b) the following fees payable by (*name of applicant*) be waived:

*(List specified fees to be waived.)*

**If you have not attached documentary proof as required above, your application may be denied on that basis.**

**STATEMENT OF TRUTH**

The contents of the within application are true to the best of my information and belief.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
if outside of Canada, country), on the  
\_\_\_\_\_(day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
\_\_\_\_\_  
(signature)  
applicant)  
Commissioner, notary public, etc.

(signature of

Whose address for service is:  
(Insert address for service)  
Newfoundland and Labrador

**ISSUED** at \_\_\_\_\_ (city/town) in the Province of  
Newfoundland and Labrador this \_\_\_\_\_(day) of \_\_\_\_\_(month), \_  
\_\_\_\_\_(year).

(Affix seal of the court)

\_\_\_\_\_  
(signature)  
Registrar/Registry clerk

**Form 7.20A**  
(rule 7.20)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Application for costs exemption**

**TO THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR OR ONE OF  
THE JUDGES THEREOF:**

**If you are a party to a proceeding in the Court, complete paragraph 1.**

**If you tick that you  
are in receipt of  
income support,  
please attach proof  
of this to this appli-  
cation.**

The application of *(insert applicant's name)*, the Applicant herein says,

1. I am *(please tick one box below)*

in receipt of income support under the *Income and Employ-  
ment Support Act* .

not in receipt of income support.

**If you stated that you are not in receipt of income support, complete paragraphs 2-3.**

**Please attach doc-  
umentary proof of  
your income (ex.  
notices of assess-  
ment from CRA)**

2. My annual income for the last three years was:

\$ \_\_\_\_\_ (Year: \_\_\_\_\_)

\$ \_\_\_\_\_ (Year: \_\_\_\_\_)



\$ \_\_\_\_\_ (Year: \_\_\_\_\_)

**Please attach documentary proof of your monthly expenses (ex. bills)**

- 3. My monthly expenses are:  
*(List your monthly expenses here.)*

**For all applications, complete paragraph 4-6**

- 4. The nature of my claim/defense/appeal/etc. is:  
*(Describe the nature of your claim, defense, appeal, etc. here.)*

- 5. Please set out any other relevant information:  
*(Set out any other relevant information here.)*

- 6. The applicant therefore applies for an order that the applicant be exempt from the payment of any order for costs in the above noted proceeding.

**If you have not attached documentary proof as required above, your application may be denied on that basis.**

**STATEMENT OF TRUTH**

The contents of the within application are true to the best of my information and belief.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
 \_\_\_\_\_ (province or,  
*if outside of Canada, country*), on the  
 \_\_\_\_\_ (day) of \_\_\_\_\_  
 (month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
 (signature)  
 Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of applicant)

Whose address for service is:  
(Insert address for service)  
Newfoundland and Labrador

To: (Each other party/solicitor for the party)  
(insert address)

**ISSUED** at \_\_\_\_\_ (city/town) in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month),  
\_\_\_\_\_ (year).

(Affix seal of the court)

\_\_\_\_\_  
(signature)  
Registrar/Registry clerk

File number: 20 \_\_\_\_\_ G \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

\_\_\_\_\_

**PLAINTIFF**

**AND:**

\_\_\_\_\_

**DEFENDANT**

*(Modify as appropriate to match title of proceeding.)*

**Notice to the Respondent(s)**

You are hereby notified that you must attend before a judge presiding in chambers at the Court-house at \_\_\_\_\_, Newfoundland and Labrador, on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ to set a date for the hearing of the application in the above noted matter.

**AND FURTHER TAKE NOTICE** that the judge may make an order in favour of the applicant in your absence and without further notice unless you or your solicitor appear at the time and place noted above.

To: *(Each other party/solicitor for the party)*  
*(insert address)*

**Form 10.01A**  
(rule 10.01)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Defence**

1. *(Set out each allegation of the statement of claim that the defendant admits.)*
2. *(Set out the allegations of fact in support of the defence of the defendant.)*
3. *(Set out the allegations of law in support of the defence of the defendant.)*

**DATED** at \_\_\_\_\_ *(city/town)*, \_\_\_\_\_ *(province or, if outside of Canada, country)*, on the \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
(Signature)  
Defendant /Solicitor for Defendant

Whose address for service is:  
*(insert address)*

Newfound-

land and Labrador

To: *(Each party or the solicitor for the party)*  
*(insert address)*

**Form 11.02A**  
(rule 11.02(1))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

**AND:**

*(Plaintiff by counterclaim's name)*

**PLAINTIFF BY  
COUNTERCLAIM**

**AND:**

*(Defendant by counterclaim's name)*

**DEFENDANT BY  
COUNTERCLAIM**

*(Modify title of proceeding as necessary.)*

**Counterclaim**

1. *(Set out the material facts, in numbered paragraphs.)*
2. The plaintiff by counterclaim therefore claims *(set out the relief, remedy, or order you are requesting)*.

**DATED** at \_\_\_\_\_ *(city/town)*, \_\_\_\_\_ *(province or, if outside of Canada, country)*, on the \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
*(signature)*

Plaintiff by counterclaim/Solicitor  
for Plaintiff by counterclaim

Whose address for service is:  
(insert address)  
Newfoundland and Labrador

To: (Each party or the solicitor for the party)  
(insert address)

**ISSUED** at \_\_\_\_\_ (city/town) in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month),  
\_\_\_\_\_ (year).

(Affix seal of the court)

\_\_\_\_\_  
(signature)  
Registrar/Registry Clerk

File number: 20 \_\_\_\_\_ G \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

\_\_\_\_\_

**PLAINTIFF**

**AND:**

\_\_\_\_\_

**DEFENDANT**

**AND:**

\_\_\_\_\_

**PLAINTIFF BY  
COUNTERCLAIM**

**AND:**

\_\_\_\_\_

**DEFENDANT BY  
COUNTERCLAIM**

*(Modify title of proceeding as necessary.)*

**Notice to Defendant(s) by Counterclaim**

You are hereby notified that the plaintiff(s) by counterclaim may enter judgment in accordance with the statement of claim or such order as, according to the practice of the Court, the plaintiff by counterclaim is entitled to, without any further notice to you unless within \_\_\_\_\_ days, after service hereof upon you, you cause to be filed with the Supreme Court of Newfoundland and Labrador at \_\_\_\_\_ a defence and unless within the same time a copy of your defence is served upon the plaintiff(s) by counterclaim or the plaintiff's solicitor(s) at the plaintiff's solicitor(s) stated address(es) for service.

Provided that if the claim is for a debt or other liquidated demand and you pay the amount claimed in the statement of claim and the sum of \$\_\_\_\_\_ (or such sum as may be allowed on taxation) for costs to the plaintiff(s) by counterclaim or the plaintiff's solicitor(s) within \_\_\_\_\_ days from the service of this notice upon you, then this proceeding will be stayed.

To: *(Defendant(s) by counterclaim)*  
*(Insert address)*

**Form 12.02A**  
(rule 12.02)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

**AND:**

*(Third Party's name)*

**THIRD PARTY**

*(Modify title of proceeding as necessary.)*

**Third Party Notice**

**TO THE THIRD PARTY:**

**TAKE NOTICE** that this proceeding has been brought by the plaintiff against the defendant and by the defendant against you as a third party. In this proceeding, the plaintiff claims against the defendant (*here state concisely the nature of the plaintiff's claim*) as appears from the originating document, a copy of which is attached as Schedule A.

**AND TAKE NOTICE** that the defendant also claims against you in respect of the claim set out in the statement of claim attached hereto as Schedule B.

**AND TAKE NOTICE** that you will be deemed to admit the plaintiff's claim against the defendant and the defendant's claim against you, and the defendant may enter judgment against you in accordance with the defendant's claim attached hereto as Schedule B without further notice to you, unless (*where a defence is to be filed*) [within



(insert the period of time prescribed by the Rules or order. In the latter case, add the following words “being the period prescribed by order dated the \_\_\_\_ day of \_\_\_\_\_ \_\_ 20. \_\_\_\_\_”)

days after the service of this third party notice upon you, excluding the day of service,

(a) you or your solicitor cause your defence to the statement of claim to be filed with the Court by either delivering or mailing the defence to the Registry; and

(b) within the same time, you or your solicitor cause a copy of your defence to be served upon the defendant or the defendant’s solicitor at the address given in the statement of claim for service by either delivering or mailing the copy to him or her at that address;] or,

(where the application is to Court) – [unless you appear on the hearing of the originating document.].

**Schedule A**

(Attach copy of originating document in the proceeding between the plaintiff and defendant)

**Schedule B**

(Attach copy of the defendant’s statement of claim or affidavit containing his claim against third party)

\_\_\_\_\_  
(signature)  
Defendant/Solicitor for Defendant

Whose address for service is:  
(insert address)  
Newfoundland and Labrador

**ISSUED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

*(Affix seal of the court)*

---

*(signature)*

Registrar/Registry clerk

**Form 18A.06A**  
(rule 18A.06)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Request for Case Management Meeting**

Case Management Judge(s):

*(Insert the name of the case management judge and any alternate case management judge.)*

Requesting Part(y/ies):

*(Insert the name of the party or parties requesting the case management meeting.)*

*(Insert the name of party's lawyer, if applicable, as well as the party's telephone number, fax number, and email address.)*

Requested date and time of case management:

*(Provide dates and times you are available to attend a case management meeting.)*

***All fields in the table below are mandatory and must be completed.***

1. Names and contact information for all counsel/self-represented litigants who will be appearing at this case management meeting:

	Name of counsel or self-represented litigant	Telephone #	Email address or fax #	Party for whom you are appearing
1.				
2.				

*(Include additional rows as necessary.)*

2. Will an agenda be provided for this meeting? *(Tick one of the boxes.)*

- Yes  
 No

3. Please state the reason for the case management meeting

*(Provide reasons for requesting the case management meeting. You may refer to rules 18A.06(1)(a) – (e) or 18A.06(3)(a) – (I).)*

4. Estimated time required to complete case management meeting:

*(Provide an estimate of the amount of time required to complete the meeting.)*

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
*(Signature)*  
 Party requesting case management meeting/Solicitor

Whose address for service is:  
*(Insert address for service)*  
 Newfoundland and Labrador

TO: Supreme Court of Newfoundland  
and Labrador (General Division)

**Form 20.01A**  
(rule 20.01(3))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Notice of Payment into Court**

**TAKE NOTICE** that the defendant has paid the sum of \$(*insert dollar amount*) into Court in satisfaction of (*tick one of the boxes*)

- the cause (or, where there is more than one, all of the causes of action) for which the plaintiff claims; or
- the following causes of action for which the plaintiff claims and the following amounts are paid in respect thereof:

*(Set out the cause or causes of action and the respective amount for each.)*

*(Where there is a counterclaim, you may also insert the following paragraph.)*

**AND FURTHER TAKE NOTICE** that the defendant has offered to surrender the following cause/causes of action in the counterclaim and has reduced the sum paid into Court by the sum of \$(*insert dollar amount*) in allowance therefor:

*(Set out cause or causes of action of the counterclaim and the respective amount for each.)*

**DATED** at \_\_\_\_\_ (*city/town*), \_\_\_\_\_ (*province or, if outside of Canada, country*), on the \_\_\_\_\_ (*day*) of \_\_\_\_\_ (*month*), \_\_\_\_\_ (*year*).

\_\_\_\_\_  
(*Signature*)

Defendant/Solicitor for Defendant

Whose address for service is:

(*Insert address for service*)

Newfoundland and Labrador

TO: (*Each party or the solicitor for the party*)  
(*Insert address*)

**Form 20.03A**  
(rule 20.03(1))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR**  
**GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Notice of Acceptance of Money Paid into Court**

**TAKE NOTICE** that the plaintiff(s), *(insert name(s))*, accept(s) the sum of \$*(insert dollar amount)* paid by the defendant(s), *(insert name(s))*, into Court in satisfaction of the cause(s) of action for which it was paid in and agrees that all further proceedings relating to the specified cause(s) of action shall be discontinued.

**DATED** at \_\_\_\_\_ *(city/town)*, \_\_\_\_\_ *(province or, if outside of Canada, country)*, on the \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
*(Signature)*  
Plaintiff/Solicitor for Plaintiff

Whose address for service is:  
*(Insert address for service)*  
Newfoundland and Labrador

**TO:** *(Each party or the solicitor for the party)*  
*(Insert address)*



**Form 20A(A)**

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Offer to Settle**

**TO:** The plaintiff (or as may be) \_\_\_\_\_  
\_\_\_\_\_

The defendant (or as may be) \_\_\_\_\_  
\_\_\_ offers to settle your claim inclusive of pre-judgment interest for the sum of \$ \_\_\_\_\_  
\_\_\_ and costs to be taxed.

**OR:** The defendant (or as may be) \_\_\_\_\_ offers to  
settle your various claims listed hereunder for the amounts set out opposite each claim in-  
clusive of pre-judgment interest and costs to be taxed.

**OR:** The defendant (or as may be) \_\_\_\_\_ offers to  
settle your claim on the following terms:

**OR:** The plaintiff (or as may be) \_\_\_\_\_ offers to  
accept the sum of \$ \_\_\_\_\_ in full settlement of his claim and costs on  
condition that payment of that amount be made in cash or by certified cheque at the time  
of acceptance of this offer.

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of  
Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

---

(Signature)  
Solicitor for Defendant (or as may  
be)

**Form 20A(B)**

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Revocation of Offer to Settle**

**TO:** The plaintiff (or as may be) \_\_\_\_\_  
\_\_\_\_\_

The defendant (or as may be) \_\_\_\_\_  
\_\_\_\_ revokes his offer to settle dated the \_\_\_\_\_ day of \_\_\_\_\_  
20 \_\_\_\_\_.

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of  
Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
*(Signature)*  
Solicitor for Defendant (or as may  
be)

**Form 20A(C)**

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Acceptance of Offer to Settle**

**TO:** The defendant (or as may be) \_\_\_\_\_  
\_\_\_\_\_

The defendant (or as may be) \_\_\_\_\_  
\_\_\_\_ accepts your offer to settle dated the \_\_\_\_\_ day of \_\_\_\_\_  
20 \_\_\_\_\_.

**DATED** at \_\_\_\_\_ *(city/town)*, \_\_\_\_\_ *(province or, if outside of  
Canada, country)*, on the \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
*(Signature)*  
Solicitor for Plaintiff (or as may be)

**Form 20A(D)**

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(First Defendant's name)*

**FIRST DEFENDANT**

*(Second Defendant's name)*

**SECOND DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Offer to Contribute**

TO: The defendant (or as may be) \_\_\_\_\_  
\_\_\_\_\_

The defendant (or as may be) \_\_\_\_\_  
\_\_\_ offers to contribute \$ \_\_\_\_\_ as his proportionate share to-  
wards a settlement of the plaintiff's claim.

This offer to contribute is made under rule 20A.11 of the Rules of Court.

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of  
Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

---

*(Signature)*

Solicitor for Defendant (or as may  
be)

**Form 27.03A**

(rule 27.03)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Applicant's Bond for Recovery Order**

**WHEREAS** the applicant, A.B., seeks to obtain a recovery order herein against C.D., to recover the property described in the schedule;

**NOW KNOW ALL PERSONS** by these presents that I, A.B., as applicant, (and M.N. and O.P. as sureties) (upon the applicant depositing with the Court at *(insert city/town)*, Newfoundland and Labrador, the money or securities listed below as security hereunder) firmly (bind myself), (jointly and severally bind ourselves) to C.D., his or her heirs, executors or assigns, to pay to him, her, or them the penal sum of \$*(insert dollar amount)* upon breach of the following conditions, namely that the applicant shall,

- (a) on the delivery of the property to the applicant, or the filing of a bond under rule 27.06 of the *Rules of the Supreme Court, 1986* obtain, without delay, an order settling who is entitled to the ownership or possession of the property;
- (b) return the property to the party or person from whom it was taken if the applicant fails without delay to obtain the order referred to in paragraph (a), or the Court so orders; and
- (c) pay such damages and costs awarded by the Court against the applicant as a result of the issue of the recovery order;

and upon the applicant fulfilling these conditions, or if the sheriff fails to recover any part of the property sought to be recovered herein and deliver the same to the applicant, this bond shall be void, but unless the Court otherwise orders, it shall remain in full force and effect.

This bond shall enure to the benefit of and be binding upon the parties hereto, their and each of their executors, administrators, successors and assigns.

**DATED** at \_\_\_\_\_, Newfoundland and Labrador, this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

**SIGNED, SEALED AND DELIVERED** \_\_\_\_\_ In the presence of:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Schedule**

*(insert a description of the property sufficiently to identify it)*



File number: 20 \_\_\_\_\_ G \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

I, \_\_\_\_\_ of \_\_\_\_\_  
\_\_\_\_\_ in the Province of \_\_\_\_\_

\_\_\_\_\_ make oath (or affirm) and say that I was present and did see the within bond duly executed by the parties named therein, and that the name \_\_\_\_\_ set and subscribed as a witness thereto, is of the proper handwriting of me, this deponent, and that the same was executed at \_\_\_\_\_.

**SWORN/AFFIRMED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
*(signature)*

Commissioner, notary public, etc.

File number: 20 \_\_\_\_ G \_\_\_\_

IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION

BETWEEN:

*(Plaintiff's name)*

PLAINTIFF

AND:

*(Defendant's name)*

DEFENDANT

*(Modify title of proceeding as necessary.)*

We, M.N. and O.P. \_\_\_\_\_ of \_\_\_\_\_  
\_\_\_\_\_ in the Province of \_\_\_\_\_  
and \_\_\_\_\_ of \_\_\_\_\_  
\_\_\_\_\_ in the Province of \_\_\_\_\_  
\_\_\_\_\_, severally make oath (or affirm) and say:

That we are the proposed sureties on behalf of A.B. \_\_\_\_\_ the applicant  
named in the foregoing bond; and I the said M.N. \_\_\_\_\_ for myself  
make oath (or affirm) and say that I am worth property to the amount of \$\_\_\_\_\_, over and  
above all encumbrances, and over and above what will pay my debts, and every other sum for  
which I am now bail, or for which I am liable as surety or endorser, or otherwise; and I the said  
O.P. \_\_\_\_\_ for myself make oath (or affirm) and say that I am  
worth property to the amount of \_\_\_\_\_ dollars over and above what will  
pay my debts, and every other sum for which I am now bail, or for which I am liable as surety or  
endorser, or otherwise.

The above named \_\_\_\_\_, and \_\_\_\_\_  
\_\_\_\_\_ were severally sworn (or affirmed) before me at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of  
\_\_\_\_\_ (month), \_\_\_\_\_ (year).

---

*(signature)*

Commissioner, notary public, etc.

**Form 27.04A**  
(rule 27.04)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Interlocutory Recovery Order**

**TO THE SHERIFF OF NEWFOUNDLAND AND LABRADOR:**

Before the Honourable \_\_\_\_\_ Justice \_\_\_\_\_

**UPON** being satisfied that the applicant has filed with this Honourable Court, an affidavit and bond in compliance with the *Rules of the Supreme Court, 1986* which documents are open for inspection by any person

**IT IS ORDERED** that,

1. the sheriff shall recover and take immediate possession of the following property described in the schedule which is of the value of \$\_\_\_\_\_ (*insert description of the property sought to be recovered in the schedule thereof, and make an inventory of the property so recovered*);
2. when the property or any part is recovered, the sheriff shall serve a true copy of this order on the party from whom the property is recovered, and on any adult person in possession of the property at the time possession is taken, and, where real property is recovered, shall post a true copy of this order in a conspicuous place thereon;
3. if the party from whom the property was recovered files a bond with the Court pursuant to rule 27.06 of the *Rules of the Supreme Court, 1986* the Registrar shall deliver a cer-

tificate to the party stating the bond has been filed, and, on this certificate being delivered to the sheriff within three days after the service of this order on the party, the sheriff shall return the property to the party, otherwise the sheriff shall deliver possession of the property to the applicant;

4. upon delivery of the property to the applicant or upon filing the bond with the Court as provided in the preceding paragraph, the applicant shall forthwith continue the proceeding until judgment is entered; and

5. before the expiration of ninety days after the issue of this order, or within such further time as the Court orders, the sheriff shall file this order, with a report of any action taken by the sheriff hereunder, endorsed thereon or attached thereto, with the Court.

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

The solicitor for the applicant \_\_\_\_\_ (name of applicant) is \_\_\_\_\_ (name of solicitor) of \_\_\_\_\_ (city/town), Newfoundland and Labrador.

\_\_\_\_\_  
(signature)  
Registrar/Registry clerk

**Schedule**

*(Insert description of the property sought to be recovered in the schedule thereof, and make an inventory of the property so recovered.)*

**Form 27.06A**  
(rule 27.06)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Bond to Retain Property Under an  
Interlocutory Recovery Order**

WHEREAS C.D. seeks to retain or recover property taken from C.D. under the interlocutory recovery order issued herein on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, and is filing this bond with this Honourable Court in compliance with rule 27.06 of the *Rules of the Supreme Court, 1986*;

NOW KNOW ALL MEN by these presents that I, C.D., as principal, and (M.N. and O.P. as sureties) (upon C.D. depositing with the Court at \_\_\_\_\_, Newfoundland and Labrador, the money or securities listed below as security hereunder) firmly (bind myself,) (jointly and severally bind ourselves) to A.B., the applicant, for the interlocutory recovery order herein, his or her executors, administrators and assigns, to pay to him or her or them the penal sum of \_\_\_\_\_ dollars upon breach of the condition that I, C.D. shall

- (a) deliver the property retained or recovered by me from the sheriff herein, as listed in the schedule attached hereto, to the applicant if it is so ordered; or
- (b) pay to the applicant when ordered by the Court, an amount equal to the value of the property so retained or recovered which payment shall not exceed the amount secured by the bond;

and upon C.D. fulfilling these conditions this bond shall be void, but unless the Court otherwise orders, it shall remain in full force and effect.

This bond shall enure to the benefit of and be binding upon the parties hereto, each of their executors, administrators, successors and assigns.

**DATED** at \_\_\_\_\_, Newfoundland and Labrador, this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

**SIGNED, SEALED AND DELIVERED** \_\_\_\_\_ in the presence of:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Schedule**

*(Insert a description of the property sufficiently to identify it.)*

File number: 20 \_\_\_\_\_ G \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

I, \_\_\_\_\_ of \_\_\_\_\_  
\_\_\_\_\_ in the Province of \_\_\_\_\_

\_\_\_\_\_ make oath (or affirm) and say that I was present and did see the within bond duly executed by the parties named therein, and that the name \_\_\_\_\_ set and subscribed as a witness thereto, is of the proper handwriting of me, this deponent, and that the same was executed at \_\_\_\_\_.

**SWORN/AFFIRMED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
*(signature)*  
Commissioner, notary public, etc.



File number: 20 \_\_\_\_ G \_\_\_\_\_

IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION

BETWEEN:

*(Plaintiff's name)*

PLAINTIFF

AND:

*(Defendant's name)*

DEFENDANT

*(Modify title of proceeding as necessary.)*

We, (M.N.) of *(city/town)* in the Province of \_\_\_\_\_ and (O.P.) of \_\_\_\_\_  
\_\_\_\_\_ in the Province of \_\_\_\_\_, severally make oath (or affirm)  
and say:

That we are the proposed sureties on behalf of C.D. \_\_\_\_\_ the principal  
named in the foregoing bond; and I the said M.N. \_\_\_\_\_ for myself  
make oath (or affirm) and say that I am worth property to the amount of \$ \_\_\_\_\_, over and  
above all encumbrances, and over and above what will pay my debts, and every other sum for  
which I am now bail, or for which I am liable as surety or endorser, or otherwise; and I the said  
O.P. \_\_\_\_\_ for myself make oath (or affirm) and say that I am  
worth property to the amount of \_\_\_\_\_ dollars over and above what will  
pay my debts, and every other sum for which I am now bail, or for which I am liable as surety or  
endorser, or otherwise.

The above named \_\_\_\_\_, and \_\_\_\_\_  
\_\_\_\_\_ were severally sworn (or affirmed) before me at \_\_\_\_\_ *(city/town)*,  
\_\_\_\_\_ *(province or, if outside of Canada, country)*, on the \_\_\_\_\_ *(day)* of  
\_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
*(signature)*  
Commissioner, notary public, etc.

**Form 27.13A**  
(rule 27.13)

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Order for Sheriff to Deliver Possession of Property**

**TO THE SHERIFF OF NEWFOUNDLAND AND LABRADOR:**

**UPON READING** the order of \_\_\_\_\_ Justice \_\_\_\_\_ dated the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, filed herein, that (the plaintiff, A.B., or the defendant, C.D., as the case may be) recover from (the defendant, C.D., or the plaintiff A.B., as the case may be) possession of (or as the case may be and describing the property) that was ordered to be recovered from the defendant (or plaintiff);

**IT IS ORDERED THAT** you, as Sheriff of Newfoundland and Labrador, enter upon the lands of \_\_\_\_\_ and cause the plaintiff (or as the case may be) to have possession of the above described property; and

**IT IS FURTHER ORDERED THAT** upon the execution of this order, you shall forthwith file it with the Court with a report on your doings under the order endorsed thereon.

**ISSUED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

*(Affix seal of the court)*

\_\_\_\_\_  
*(signature)*

Registrar/Registry clerk

**Form 29.02A**  
(Rule 29.02)

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Interlocutory Application**  
*(Inter Partes)*

---

**SUMMARY OF CURRENT DOCUMENT**

---

Court File Number(s):

---

Date of Filing of Document:

---

Name of Filing Party or Person:

---

Application to which Document  
being filed relates:

[e.g. Application of plaintiff for  
order for production of docu-  
ments under rule 32.07]

---

Statement of purpose in filing:

[e.g . to support/oppose application;  
to seek directions, etc.]

---

Court Sub-File Number, if any:

---

The application of *(name of party making the application)*, the Applicant herein says,

**Nature of Application**

1. The Applicant seeks an *(order/declaration/etc.)* pursuant to *(name the rule, statute, etc.)* on the basis that

(i) *(Set out grounds for application in numbered paragraphs)*

(ii) ...

**Procedural History**

2. The procedural history of this proceeding, insofar as it is relevant to this application, is as follows:

(i) *(Set out procedural steps which have occurred to date in numbered paragraphs)*

(ii) ...

**Material Facts**

3. *(Set out the material facts, in numbered paragraphs.)*

4. ...

**Other Pertinent Information and References**

5. *(Set out other pertinent information and references, in numbered paragraphs.)*

6. ...

**Relief Sought**

5. The Applicant therefore applies for *(set out the relief, remedy, or order you are requesting)*.

**DATED** at \_\_\_\_\_ *(city/town)*, \_\_\_\_\_ *(province or, if outside of Canada, country)*, on the \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
*(Signature)*  
*(Party making application/Solicitor for party making application)*

Whose address for service is:  
*(Insert address for service)*

Newfoundland and Labrador

TO:        (*Respondent(s) or the solicitor(s)*)  
          (*for respondent(s)*)  
          (*Insert address*)

**ISSUED** at \_\_\_\_\_ (city/town) in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_  
\_\_\_\_\_ (year).

(*Affix seal of the court*)

\_\_\_\_\_  
(*signature*)

Registrar/Registry clerk

File number: 20 \_\_\_\_\_ G \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Affidavit**

I, *(affiant's name)* of *(city/town)*, *(province or, if outside of Canada, country)* *(swear/affirm)* and say as follows:

1. I have read and I understand the foregoing application.
2. I have personal knowledge of the facts contained therein and they are true to the best of my knowledge, information and belief.
3. *(Set out the material facts, in numbered paragraphs.)*

**SWORN/AFFIRMED**

at \_\_\_\_\_ *(city/town)*,  
\_\_\_\_\_ *(province or,*  
*if outside of Canada, country)*, on the  
\_\_\_\_\_*(day)* of \_\_\_\_\_  
*(month)*, \_\_\_\_\_ *(year)*, before me

\_\_\_\_\_  
*(signature)*  
Commissioner, notary public, etc.

\_\_\_\_\_ (signature of affiant)  
**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Notice to the Respondent(s)**

You are hereby notified that you must attend before a judge presiding in chambers at the Court-house at \_\_\_\_\_, Newfoundland and Labrador, on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ at \_\_\_\_\_ [for the hearing/to set a date for the hearing (*circle one*)] of the application in the above noted matter.

**AND FURTHER TAKE NOTICE** that the judge may make an order in favour of the applicant in your absence and without further notice unless you or your solicitor appear at the time and place noted above.

TO: *(Respondent(s) or the solicitor(s)  
for respondent(s)  
(Insert address)*

**Form 29.02B**  
(rule 29.02)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

In the matter of an application  
of *(name of applicant)*

**(OR)**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Interlocutory Application**  
*(Ex Parte)*

---

**SUMMARY OF CURRENT DOCUMENT**

---

Court File Number(s):

---

Date of Filing of Document:

---

Name of Filing Party or Person:

---

Application to which Document  
being filed relates:

[e.g. Application of plaintiff for  
order for production of docu-  
ments under rule 32.07]

---

Statement of purpose in filing:

[e.g . to support/oppose application;  
to seek directions, etc.]

---

Court Sub-File Number, if any:

---



The application of (*name of party making the application*), the Applicant herein says,

### **Nature of Application**

1. The Applicant seeks an (*order/declaration/etc.*) pursuant to (*name the rule, statute, etc.*) on the basis that

(i) (*Set out grounds for application in numbered paragraphs*)

(ii) ...

### **Procedural History**

2. The procedural history of this proceeding, insofar as it is relevant to this application, is as follows:

(i) (*Set out procedural steps which have occurred to date in numbered paragraphs*)

(ii) ...

### **Material Facts**

3. (*Set out the material facts, in numbered paragraphs.*)

4. ...

### **Other Pertinent Information and References**

5. (*Set out other pertinent information and references, in numbered paragraphs.*)

6. ...

### **Relief Sought**

5. The Applicant therefore applies for (*set out the relief, remedy, or order you are requesting*).

**DATED** at \_\_\_\_\_ (*city/town*), \_\_\_\_\_ (*province or, if outside of Canada, country*), on the \_\_\_\_\_ (*day*) of \_\_\_\_\_ (*month*), \_\_\_\_\_ (*year*).

---

*(Signature)*  
*(Party making application/Solicitor  
for party making application)*  
Whose address for service is:  
*(Insert address for service)*  
Newfoundland and Labrador

**ISSUED** at \_\_\_\_\_ (city/town) in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month),  
\_\_\_\_\_ (year).

*(Affix seal of the court)*

---

*(signature)*  
Registrar/Registry clerk

File number: 20 \_\_\_\_\_ G \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Affidavit**

I, *(affiant's name)* of *(city/town)*, *(province or, if outside of Canada, country)* *(swear/affirm)* and say as follows:

1. I have read and I understand the foregoing application.
2. I have personal knowledge of the facts contained therein and they are true to the best of my knowledge, information and belief.
3. *(Set out the material facts, in numbered paragraphs.)*

**SWORN/AFFIRMED**

at \_\_\_\_\_ *(city/town)*, \_\_\_\_\_ *(province or, if outside of Canada, country)*, on the \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*, before me

\_\_\_\_\_  
*(signature)*

Commissioner, notary public, etc.

\_\_\_\_\_  
*(signature of affiant)*

**Form 30.04A**  
(rule 30.04)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Notice of Examination**

**TAKE NOTICE** that you are required to attend for the purpose of being examined in the above proceeding on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, at \_\_\_\_\_ .m., at \_\_\_\_\_ Street, in \_\_\_\_\_, Newfoundland and Labrador.

**AND FURTHER TAKE NOTICE** that you are also required to produce and show at the examination all books, papers, documents and records in your custody, possession and power containing any entry, memorandum or minute relating to the matters in question in this proceeding, and in particular:

*(List any specific books, papers, documents or records.)*

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
*(Signature)*

Registrar/Registry Clerk

**Form 31.01A**  
(rule 31.01)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Interrogatories**

**TO:** The (Plaintiff)(Defendant)(other person)  
*(insert address)*

It is hereby required that the following interrogatories be answered by (you)(any officer or agent competent to testify on your behalf who knows the facts about which the inquiry is made) and that the answers be served upon the (Plaintiff) (Defendant) within \_\_\_\_\_ days from the time these interrogatories are served on you:

**Here set out the interrogatories in the form of concise questions. Each interrogatory should be set out in a separate paragraph and numbered consecutively.**

1. Did you... ?
2. Did you not... ?
3. Were you... ?
4. If no, were you not... ?

(The defendant C.D. is required to answer interrogator(y/ies) (#).)

(The defendant E.F. is required to answer interrogator(y/ies) (#).)

(G.H., a director etc. of the defendant, the X. Co., Ltd., is required to answer interrogator(y/ies) (#).)

**DATED** at \_\_\_\_\_ (*city/town*), \_\_\_\_\_ (*province or, if outside of Canada, country*), on the \_\_\_\_\_ (*day*) of \_\_\_\_\_ (*month*), \_\_\_\_\_ (*year*).

\_\_\_\_\_  
(*Signature*)  
(*Party making interrogatories/Solicitor for party making interrogatories*)

Whose address for service is:  
(*Insert address for service*)  
Newfoundland and Labrador

**Form 31.03A**  
(rule 31.03)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Answers to Interrogatories**

In answer to the interrogatories served by the *(plaintiff) (defendant)* and dated the \_\_  
\_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, I make oath (or affirm)  
and say as follows:

1. I am the *(plaintiff) (defendant) (officer) (agent)* of the *(plaintiff) (defendant)* and duly authorized to make this affidavit on its behalf.
2. As to interrogatory (#), I say *(state answer based on his or her knowledge)*.
3. As to interrogatory (#), I say that I have no personal knowledge of any of the matters therein referred to, but to the best of my knowledge, information and belief after making proper inquiries I say that *(state answer based on inquiries)*.
4. As to interrogatory (#), I say that to the best of my knowledge, information and belief I am unable to answer the same. I do not know and cannot ascertain whether \_\_\_\_\_.

5. As to interrogatory (#), I object to answering this interrogatory on the grounds that (state the grounds of objection).

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
if outside of Canada, country), on the  
\_\_\_\_\_(day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of affiant)



**Form 32.01A**  
(rule 32.01)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**List of Documents**

The following is a list of the documents relating to any matter in question in this proceeding that are or have been in the possession, custody or control of the (plaintiff) (defendant) and it is served in compliance with rule 32.01 (the order herein dated the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_):

1. The (plaintiff) (defendant) has in \_\_\_\_\_ or \_\_\_\_\_ possession, custody or control the documents in this proceeding enumerated in Part 1 of the Schedule attached hereto;
2. The (plaintiff) (defendant) objects to produce the documents enumerated in Part 2 of the Schedule on the ground that they are privileged from production for the reasons stated in the Schedule;
3. The (plaintiff) (defendant) has had, but has not now, in \_\_\_\_\_ or \_\_\_\_\_ possession, custody or control the documents enumerated in Part 3 of the Schedule which were last in \_\_\_\_\_ or \_\_\_\_\_ possession, custody or control as stated in the Schedule; and

4. Neither the (plaintiff) (defendant) nor \_\_\_\_\_ or \_\_\_\_\_ solicitor nor any other person on \_\_\_\_\_ or \_\_\_\_\_ behalf, has now or ever had, in \_\_\_\_\_ or \_\_\_\_\_ possession, custody or control any document or any description whatever relating to any matter in question in this proceeding other than the documents enumerated in the Schedule.

**AND TAKE NOTICE** that a true copy of each of the documents listed in Part 1 of the Schedule, for which privilege from production is not claimed, is attached hereto and any of these documents may be inspected by immediately communicating with the undersigned;

**AND FURTHER TAKE NOTICE** that unless you deny it by serving a notice thereof on me within ten days after being served with this list of documents, or it is denied in your pleading, or the Court otherwise orders, you shall be deemed to admit that any document listed in Part 1 of the Schedule, a true copy of which has been served on you, and described:

- (a) as an original document, is such a document and was printed, written, signed or executed as it purports respectively to have been; and
- (b) as a copy, is a true copy.

**AND FURTHER TAKE NOTICE** that, unless you are otherwise advised in writing, the (plaintiff) (defendant) will produce at the trial or hearing of the proceeding the documents listed in Part 1 of the Schedule, for which privilege from production is not claimed, without further notice from you.

### **Schedule**

#### **Part 1**

(Here enumerate in a convenient order the documents (or bundles of documents, if of the same nature, such as invoices) in the possession, custody or control of the party that the party does not object to produce, with a short description of each document or bundle sufficiently to identify it.)

#### **Part 2**

(Here enumerate the documents in the possession, custody or control of the party that the party objects to produce on the ground of privilege, with the applicable reasons.)

**Part 3**

(Here enumerate the documents that at the date of service of the list, are not in the possession, custody or power of the party and give the respective dates the documents were last in the possession, custody or power of the party.)

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(Signature)

(Party/Solicitor for party)

Whose address for service is:

(Insert address for service)

Newfoundland and Labrador

**Form 32.05A**  
(rule 32.05)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Notice of Inspection**

**TAKE NOTICE** that the *(insert name of party serving notice)* requires you to produce the following documents referred to in your (pleading) (affidavit) (list of documents) dated the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, for inspection and copying:

*(Describe documents required.)*

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
*(Signature)*  
*(Party serving notice/Solicitor for party)*

Whose address for service is:

*(Insert address for service)*  
Newfoundland and Labrador

To: *(Party being served with notice or the solicitor for the party)*  
*(insert address)*

**Form 32.06A**

(rule 32.06)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Notice to Produce at the Trial or Hearing**

**TAKE NOTICE** that you are hereby required to produce and show to the Court on the (trial) (hearing) of this proceeding all books, papers, letters, copies of letters and other writings and documents in your custody, possession or control containing any entry, memorandum or minute relating to the matters in question in this proceeding, and in particular the following:

*(List the documents with dares and descriptions thereof.)*

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
*(Signature)*  
*(Party serving notice/Solicitor for party)*

Whose address for service is:  
*(Insert address for service)*  
Newfoundland and Labrador

To: *(Party being served with notice  
or the solicitor for the party)  
(insert address)*

**Form 33.02A**  
(rule 33.02)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Notice to Admit**

**TAKE NOTICE** that the *(insert name of party serving notice)* requests *(insert name of party being served with notice)*, within \_\_\_\_ days after service of this notice, to admit for the purposes of this proceeding only and subject to all objections to admissibility that may be asserted at the trial or hearing.

1. that each of the facts set out in Schedule A are true;
  
2. that each of the documents listed in Schedule B (a true copy of which is attached hereto, and if it is necessary, the document may be inspected by immediately communicating with the undersigned):
  - (a) that is specified to be an original, was written, signed or executed as it purports to have been;
  
  - (b) that is specified to be a copy, is a true copy; and
  
  - (c) that is stated to have been served, sent or delivered was so served, sent or delivered;

**AND FURTHER TAKE NOTICE** that, unless the Court otherwise orders, the truth of any such fact and authenticity of any such document will be deemed to be admitted, for the purposes of this proceeding only, unless you, within the above period, serve upon me a statement that:

(a) specifically denies the truth of the fact or the authenticity of the document and sets forth in detail the reasons why you cannot make the admission;

(b) declares that the admission of the truth of the fact or the authenticity of the document cannot be made on the ground of privilege, irrelevancy, or

(c) that the request is otherwise improper and sets forth in detail the reasons therefore:

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(Signature)  
(Party serving notice/Solicitor for party)

Whose address for service is:  
(Insert address for service)  
Newfoundland and Labrador

To: (Party being served with notice  
or the solicitor for the party)  
(insert address)

**Schedule A**

(Here set out the facts to be admitted)

**Schedule B**

(Here list and describe each attached document)



**Form 39B.02A**  
(rule 39B.02)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Request for Settlement Conference**

To the Court:

1. The parties confirm that it is likely that this proceeding will be resolved with the assistance of a judge.
2. The parties confirm that the pleadings are closed in this proceeding.
3. The parties request that this proceeding be placed on the Settlement Conference List.
4. The parties estimate that the Settlement Conference will take \_\_\_\_\_ hours.

**DATED** at \_\_\_\_\_ *(city/town)*, \_\_\_\_\_ *(province or, if outside of Canada, country)*, on the \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
(Signature)  
Plaintiff/Solicitor for Plaintiff

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of  
Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(Signature)  
Defendant/Solicitor for Defendant

**Form 40.04A**  
(rule 40.04)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Certificate of Readiness**

1. The parties hereby jointly certify that, as of this date, this proceeding is ready for trial and that
  - pleadings have closed
  - no amendments to pleadings are contemplated
  - all relevant parties are before the court
  - all examinations for discovery have been completed, or are hereby waived
  - all interrogatories have been delivered and answered, or are hereby waived
  - lists of documents have been exchanged in accordance with the rules
  - all appropriate pre-trial applications have been taken
  
2. Current estimates of the number of witnesses to be called are as follows *(insert additional lines as necessary)*:

<b>Party</b>	<b>Number of Witnesses</b>
First Plaintiff:	
Second Plaintiff:	
Third Plaintiff:	
First Defendant:	
Second Defendant:	
Third Defendant:	

- 3.(a) Current estimates of the total of documents to be presented at trial are as follows (*insert additional lines as necessary*):

<b>Party</b>	<b>Number of Documents</b>
First Plaintiff:	
Second Plaintiff:	
Third Plaintiff:	
First Defendant:	
Second Defendant:	
Third Defendant:	

- (b) A joint Book of Documents will/will not (*choose one*) be entered in evidence by consent.

- (c) It is anticipated that (*check as required*):

audio recordings may be entered/played in evidence

- video recordings may be entered/played in evidence
- a view of \_\_\_\_\_ may be required
- a \_\_\_\_\_ language interpreter may be required for the evidence of \_\_\_\_\_.

And the party or parties proposing same hereby undertake to make all necessary arrangements to facilitate such activities at trial.

4. Current estimates of the number and area of expertise of expert witnesses to be called to give evidence are as follows:

<b>Party</b>	<b>Number of Experts</b>	<b>Area of Expertise</b>
First Plaintiff:		
Second Plaintiff:		
Third Plaintiff:		
First Defendant:		
Second Defendant:		
Third Defendant:		

5.  It has been agreed that not more than \_\_\_\_\_ sitting days is a reasonable time for the hearing of all evidence and argument in this proceeding.

**OR**

- The parties are not in agreement as to their estimate of a reasonable time for the hearing of all evidence and argument in this proceeding. The estimates of each party of the time involved in presentation of that party’s case are as follows:

<b>Party</b>	<b>Estimate of Time Required to Present Case</b>
First Plaintiff:	
Second Plaintiff:	
Third Plaintiff:	
First Defendant:	
Second Defendant:	
Third Defendant:	

6. The parties do/do not [delete one] request a settlement conference in which case they estimate \_\_\_\_\_ hours for its completion.
7. The parties do/do not [delete one] request a mini-trial in which case, they estimate \_\_\_\_\_ hours for its completion.
8. The trial record has been filed pursuant to Rule 40.04(1)(c).
9. *(Check box if applicable)*

Pursuant to the *Jury Act* we hereby jointly request that this proceeding be tried by a Judge with a Jury

**OR**

This proceeding involves an action of defamation, malicious prosecution, false imprisonment, seduction or breach of promise of marriage and the \_\_\_\_\_ hereby requests, pursuant to subsections 32(1) and (2) of the *Jury Act*, that the issues of fact be tried by a judge with a jury.

**OR**

- The \_\_\_\_\_ hereby requests, pursuant to section 32(3) of the *Jury Act*, that this proceeding be tried by a judge with a jury, for the reasons that:

10. The parties hereby request, or if a settlement conference or mini-trial is requested, anticipate they will ultimately request:

- the earliest available position on the General List;

**OR**

- a position that will result in trial not before \_\_\_\_\_, on the General List;

**OR**

- a fixed date, for the reasons that: (*Set out reasons.*)

**OR**

- an early fixed trial date, for the reasons that: (*Set out reasons.*)

**OR**

- The parties cannot agree on the manner and times of setting down of this proceeding for trial:

**Party**  
First Plaintiff:

**Party's position and reasons**

Second Plaintiff:

Third Plaintiff:

First Defendant:

Second Defendant:



Third Defendant:

11. If the proceeding is settled before trial, we will give the Registrar prompt notice of the settlement by filing a Memorandum of Settlement or Notice of Discontinuance pursuant to Rule 39.03.
12. If we undertake to give promptly to the Registrar notice in writing of any information that may affect the estimated duration of trial or any changes in contemplated procedure or any circumstance that may result in delay of trial.
13. The counsel who shall have carriage of the proceeding at trial and/or who are authorized and will be fully briefed to attend and participate in any pre-trial or other conference are:

<b>Party</b>	<b>Name of counsel (you may list more than one)</b>
First Plaintiff:	
Second Plaintiff:	
Third Plaintiff:	
First Defendant:	

Second Defendant:

Third Defendant:

14.  The parties jointly estimate that \_\_\_\_\_ hours is a reasonable time for the conduct of the pre-trial conference in this proceeding.

**OR**

- The parties cannot agree as to the estimate of a reasonable time for the conduct of the pre-trial conference. The longest estimate of any party is \_\_\_\_\_ hours.
15. \_\_\_\_\_ Practices outside of the judicial centre in which the pre-trial conference will likely be held and therefore requests permission to participate in any pre-trial conference by telephone/teleconference and hereby agrees to be responsible for the actual costs of such telephone call or teleconference.

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(Signature)  
First Plaintiff/Solicitor for First Plaintiff

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(Signature)  
Second Plaintiff/Solicitor for Second Plaintiff

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(Signature)  
Third Plaintiff/Solicitor for Third Plaintiff

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(Signature)  
First Defendant/Solicitor for First Defendant

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(Signature)  
Second Defendant/Solicitor for Second Defendant

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of  
Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(Signature)

Third Defendant/Solicitor for Third  
Defendant

**Form 46.23A**  
(rule 46.23(1))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Subpoena**

**TO:** *(insert name and address of witness)*

You are required to attend the trial of the above proceeding in the Supreme Court, to be held in the Court House, at \_\_\_\_\_, Newfoundland and Labrador, on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_ .m. and so on from day to day until the end of the trial, to give evidence on behalf of the (plaintiff) (defendant).

*(Where applicable, insert)* You are also required to bring with you to produce at the above trial the following documents or things:

*(Describe the documents or things.)*

Failure by you without adequate excuse to obey this subpoena may be deemed a contempt of court and render you liable to arrest and imprisonment.

**ISSUED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

*(Affix seal of the court)*

---

*(signature)*

Registrar/Registry clerk

**Form 46.23B**  
(rule 46.23(5))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Order to Bring Prisoner as Witness**

**TO THE SHERIFF OF NEWFOUNDLAND AND LABRADOR AND THE SHERIFF'S DEPUTIES (or as the Court may order):**

**IT IS ORDERED THAT** you bring before this Court at the Court House in \_\_\_\_\_  
\_\_\_\_\_ *(city/town)*, Newfoundland and Labrador, on \_\_\_\_\_ *(day of the*  
*week)* the \_\_\_\_\_ *(day of the month)* day of \_\_\_\_\_ *(month)*, \_\_\_\_\_  
*(year)*, H.N., who is being detained in the custody of, to give evidence on behalf of (plaintiff) (de-  
fendant), and so on from day to day until the end of the trial when you shall take him or her back  
without delay to the custody from which he or she was brought.

**AND, IT IS ORDERED THAT** the person having custody of H.N. deliver H.N. to the Sheriff of  
Newfoundland and Labrador of the Sheriff's Deputies for the purpose of this order.

**DATED** at \_\_\_\_\_ *(city/town)* in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*,  
\_\_\_\_\_ *(year)*.

\_\_\_\_\_  
*(signature)*

Registrar/Registry clerk

**Form 46.28A**  
(rule 46.28)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Warrant for Arrest of a Defaulting Witness**

**TO THE SHERIFF OF NEWFOUNDLAND AND LABRADOR AND THE SHERIFF'S  
DEPUTIES:**

**WHEREAS IT** had been made to appear to me that H.N. has been duly served with a subpoena or order requiring him or her to attend and give evidence on behalf of the (plaintiff) (defendant) at the trial of this proceeding which commenced on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, that his or her fees for travel and attendance have been paid or tendered to him or her, that the said H.N. refuses or neglects to attend to give evidence as required by the subpoena or order and that his or her evidence is material.

**IT IS ORDERED THAT** you arrest H.N. and bring H.N. before me on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, for the purpose of giving evidence in proceeding, and to be further dealt with according to the law.

**DATED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
*(signature)*  
Registrar/Registry clerk



**Form 47.01A**  
(rule 47.01(2)(a))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Order for Examination of Persons within the Jurisdiction**

Before the Honourable \_\_\_\_\_ Justice \_\_\_\_\_.

**ON HEARING** \_\_\_\_\_, and **ON READING** the affidavit of

\_\_\_\_\_, sworn to (or affirmed) on the \_\_\_\_\_ day of

\_\_\_\_\_, 20 \_\_\_\_\_.

**IT IS ORDERED THAT A.B.**, of \_\_\_\_\_, and C.D., of

\_\_\_\_\_ persons to be examined on behalf of the (plaintiff) (defendant) and any other person as solicitors or agents of the parties mutually request the examiner in writing to examine , be orally examined, cross-examined and re-examined on oath or affirmation, before \_\_\_\_\_, as Examiner.

**AND IT IS ORDERED THAT** the examiner appoint a time and place for the examination and give \_\_\_\_\_ day's notice in writing of the time and place to each person to be examined and to each party, his or her solicitor or agent, unless the notice is waived.

**AND IT IS ORDERED THAT** the dispositions taken at the examination, together with any book, letter, paper or document referred to therein, or certified copies of the same or extracts therefrom be filed with the Supreme Court of Newfoundland and Labrador at \_\_\_\_\_

\_\_\_\_\_ and that a certified copy may be read and used in evidence at the (trial) (hearing) of this proceedings, saving all just exceptions, without any further proof of the absence at the (trial) (hearing) of any of the persons examined other than the affidavit of the solicitor or agent of the party using the same, as to his or her belief, and that the costs of this application and the examination be \_\_\_\_\_.

**DATED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(signature)

Registrar/Registry clerk

**Form 47.01B**  
(rule 47.01(2)(b))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Order for Examination of Persons Out of the Jurisdiction**

Before the Honourable \_\_\_\_\_ Justice \_\_\_\_\_.

**ON HEARING** \_\_\_\_\_, and **ON READING** the affidavit of

\_\_\_\_\_, sworn to (or affirmed) on the \_\_\_\_\_ day of

\_\_\_\_\_, 20 \_\_\_\_\_.

**IT IS ORDERED THAT A.B.** \_\_\_\_\_ of \_\_\_\_\_ is appointed an examiner for the purpose of taking the examination, cross-examination and re-examination orally, on oath or affirmation, of A.B., of \_\_\_\_\_, and C.D. of \_\_\_\_\_ persons to be examined on the part of the (plaintiff) (defendant), and of any other persons as the solicitors or agents of the parties shall mutually request the examiner in writing to examine, \_\_\_\_\_ in (*name of province, territory or country*).

**AND IT IS ORDERED THAT** the solicitor for the applicant give to the solicitor of each of the other parties \_\_\_\_\_ days notice in writing of the date on which the solicitor for the applicant proposes to send out this order to the examiner for execution, and that \_\_\_\_\_ days after the service of the notice the solicitors for the parties respectively do exchange the

names of their solicitors or agents at \_\_\_\_\_, to whom notice relating to the examination of the persons may be sent.

**AND IT IS ORDERED THAT** \_\_\_\_\_ days notice (exclusive of Saturday and Sunday) before the examination of any person hereunder shall be given by the examiner to the solicitor or agent of each of the parties and to each person to be examined unless the notice is waived.

**AND IT IS ORDERED THAT** the examination be conducted in accordance with the enclosed instructions, with such modifications as may be necessary.

**AND IT IS ORDERED THAT** the depositions when taken, together with any book, letter, paper or document, referred to therein, or certified copies of the same or extracts therefrom, be sent by the examiner, under seal, to the Supreme Court of Newfoundland and Labrador at \_\_\_\_\_, on or before the \_\_\_\_\_ day of \_\_\_\_\_, 20, \_\_\_\_\_, or such other day as may be ordered, thereto to be filed.

**AND IT IS ORDERED THAT** either party be at liberty to read and use the depositions in evidence on the (trial) (hearing) of this proceeding, saving all just exceptions, without any further proof of the absence at the (trial) (hearing) of the persons examined other than the affidavit of the solicitor or agent of the party using the same as to his or her belief.

**AND IT IS ORDERED THAT** the (trial) (hearing) of this proceeding is stayed until the filing of the depositions, and that the costs of and incidental to this order and the examination be \_\_\_\_\_.

**DATED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(signature)  
Registrar/Registry clerk

**Form 47.01C**  
(rule 47.01(2)(c))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Order for Issue of a Letter of Request of Judicial Authority Out of the Jurisdiction**

Before the Honourable \_\_\_\_\_ Justice \_\_\_\_\_.

**ON HEARING** \_\_\_\_\_, and **ON READING** the affidavit of

\_\_\_\_\_, sworn to (or affirmed) on the \_\_\_\_\_ day of

\_\_\_\_\_, 20 \_\_\_\_\_.

**IT IS ORDERED THAT** a letter of request to be issued directed to the proper judicial authority for the examination of the following persons, namely:

E.F. of \_\_\_\_\_, G.H. of \_\_\_\_\_ and such other persons as the solicitors or agents of the parties shall mutually request the judicial authority in writing to examine.

**AND IT IS ORDERED THAT** the deposition taken pursuant thereto, when received, be file with the Supreme Court of Newfoundland and Labrador at, \_\_\_\_\_, Newfoundland and Labrador, and that the certified copy thereof may be read and used in evidence on the (trial) (hearing) of this proceeding, saving all just exceptions, without any further proof of the absence at the (trial) (hearing) of any of the persons examined other than the affidavit of the solicitor or agent of the party using the same as to his or her belief.

**AND IT IS ORDERED THAT** the (trial) (hearing) of this proceeding be stayed until the depositions have been filed, and that the costs of and incidental to this order, letter of request and examination be \_\_\_\_\_.

**DATED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(signature)

Registrar/Registry clerk

**Form 47.01D**  
(rule 47.01(2)(c))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Letter of Request for Examination of Witness Out of the Jurisdiction**

To the Judicial Authority of \_\_\_\_\_ in the \_\_\_\_\_  
\_\_\_\_\_ of \_\_\_\_\_.

**WHEREAS** a proceeding is now pending in the Supreme Court of Newfoundland and Labrador, (General/Family Division) in which A.B. is plaintiff and C.D. is defendant and in which the plaintiff claims \_\_\_\_\_ *(set out particulars of claim)*;

**AND WHEREAS** it has been represented to the Court that it is necessary for the purposes of justice and for the due determination of the matters in dispute between the parties that the following persons should be examined, upon oath or affirmation touching such matters, namely A.B. of \_\_\_\_\_, and C.D. of \_\_\_\_\_ and such other persons as the solicitors or agents of the parties shall mutually request you in writing to examine, and it appears that such persons are resident within your jurisdiction.

**NOW THEREFORE I**, M.N., a Judge of the Supreme Court of Newfoundland and Labrador (General/Family Division), hereby request that for the reasons aforesaid and for the assistance of the Court, you will be pleased to summon the solicitors or agents of the parties and the persons to be examined, to attend at such time and place as you shall appoint, either before you or such other person as according to your procedure is competent to take the examination of witnesses, and that you will cause such person to be examined orally or by interrogatories touching the matters

in question, in the presence of the solicitors or agents of the plaintiff and defendant, or such of them as shall, on due notice given, attend the examination.

**AND I FURTHER REQUEST THAT** you will permit the solicitors or agent of any party, or such of them as shall be present to examine orally or by interrogatories, any person, as may, after due notice in writing, be produced on his or her behalf, and the opposing party to cross-examine the person orally or by interrogatories, and the party producing the person for examination to re-examine him or her orally or by interrogatories.

**AND I FURTHER REQUEST THAT** you will be pleased to cause the evidence of any such person to be reduced into writing, and nay book, letter, paper and document produced on the examination to be duly marked for identification, and you will be further pleased to authenticate the deposition taken on the examination and any book, letter, paper or document, or a certified copy of the same or any extract therefrom by the seal of your tribunal or in such other ways as is in accordance with your procedure, and to return the same, together with any interrogatories and a note of the charges and expenses payable in respect of the execution of this request to the Under Secretary of State for External Affairs of Canada at \_\_\_\_\_, Ottawa, Canada, for transmission to the Registrar, at \_\_\_\_\_, Newfoundland and Labrador.

**AND IF FURTHER REQUEST THAT** you will cause the examination to be conducted in accordance with the enclosed instructions, with such modifications as may be necessary.

**DATED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(signature)  
Registrar/Registry clerk



**Form 49.01A**  
(rule 49.01)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Default Order**

As the Defendant has not served a defence on the Plaintiff, **IT IS THIS DAY ORDERED THAT,**

**For a liquidated demand:** the defendant pay to the plaintiff the sum of \$ \_\_\_\_\_ and costs of \$ \_\_\_\_\_

**For unliquidated damages:** the defendant pay to the plaintiff damages to be assessed.

**Relating to detention of goods:** the defendant deliver to the plaintiff the goods described in the statement of claim as, \_\_\_\_\_ or pay to the plaintiff the value of the goods to be assessed (and also damages for their detention to be assessed).

**OR**

the defendant pay to the plaintiff the value of the goods described in the statement of claim to be assessed (and also damages for their detention to be assessed).

**For possession of land:** the defendant deliver to the plaintiff possession of the land described in the statement of claim as \_\_\_\_\_ and pay to the plaintiff the sum of \$ \_\_\_\_\_ costs.

**DATED** at \_\_\_\_\_ (city/town) in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month),  
\_\_\_\_\_ (year).

\_\_\_\_\_  
(signature)  
Registrar/Registry clerk

**Form 49.01B**  
(rule 49.01)

**File number: 20\_\_\_\_\_ G \_\_\_\_\_**

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Final Order After Assessment of Damages, Etc.**

Before the Honourable \_\_\_\_\_ Justice \_\_\_\_\_

**UPON IT APPEARING THAT** the plaintiff on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, obtained an interlocutory order herein against the defendant for damages to be assessed (or as the case may be);

**IT IS THIS DAY ORDERED** the defendant pay to the plaintiff the sum of \$\_\_\_\_\_ and costs to be taxed (or as the case may be).

**DATED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
*(signature)*

Registrar/Registry clerk

**Form 49.01C**  
(rule 49.01)

**File number: 20\_\_\_\_\_ G \_\_\_\_\_**

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Summary Order Under rule 17.02**

Before the Honourable \_\_\_\_\_ Justice \_\_\_\_\_

**UPON IT APPEARING THAT** the plaintiff has made application under rule 17.02 for a summary order against the defendant on the claim herein;

**IT IS ORDERED THAT** the defendant

(pay to the plaintiff the sum of \$ \_\_\_\_\_ and \$ \_\_\_\_\_ costs (costs to be taxed)).

**OR**

(pay to the plaintiff damages to be assessed)

**OR**

(deliver to the plaintiff the goods described in the statement of claim \_\_\_\_\_ (or pay the plaintiff the value of the goods to be assessed) (and also damages for their detention to be assessed) and costs to be taxed.)

**OR**

(deliver to the plaintiff possession of the land described in the statement of the claim as \_\_\_\_\_ and costs to be taxed.)

**DATED** at \_\_\_\_\_ (city/town) in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month),  
\_\_\_\_\_ (year).

\_\_\_\_\_  
(signature)

Registrar/Registry clerk

**Form 49.01D**  
(rule 49.01)

**File number: 20\_\_\_\_\_ G \_\_\_\_\_**

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Order After Trial Without a Jury**

**THIS PROCEEDING** having come on for trial before the Honourable \_\_\_\_\_ Jus-  
tice \_\_\_\_\_ at \_\_\_\_\_, Newfoundland and Labrador, on the \_\_\_\_\_ day of  
\_\_\_\_\_, 20\_\_\_\_;

**AND** evidence having been adduced and counsel having been heard on behalf of the plaintiff and  
defendant;

**AND** the Honourable \_\_\_\_\_ Justice \_\_\_\_\_ having reserved \_\_\_\_\_ decision  
at the conclusion of the trial which decision was subsequently filed on the \_\_\_\_\_ day of  
\_\_\_\_\_, 20\_\_\_\_;

**IT IS ORDERED THAT** the defendant \_\_\_\_\_ pay to the plaintiff the sum of \$ \_\_\_\_\_  
and costs of the proceeding to be taxed (or as may be according to the decision).

**DATED** at \_\_\_\_\_ (city/town) in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month),  
\_\_\_\_\_(year).

\_\_\_\_\_  
*(signature)*  
Registrar/Registry clerk

**Form 49.01E**  
(rule 49.01)

**File number: 20\_\_\_\_\_ G \_\_\_\_\_**

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Order After Trial With a Jury**

**THIS PROCEEDING** having come on for trial before the Honourable \_\_\_\_\_ Jus-  
tice \_\_\_\_\_, with a jury at \_\_\_\_\_, Newfoundland and Labrador, on the \_\_\_\_\_ day  
of \_\_\_\_\_, 20 \_\_\_\_\_;

**AND** evidence having been adduced and counsel having been heard on behalf of the plaintiff and  
defendant;

**AND** the following questions having been submitted to the jury and they having returned the  
following answers thereto:

*(Set out the questions and answers.)*

**AND** the Honourable \_\_\_\_\_ Justice \_\_\_\_\_ having ordered that judgment be entered  
for the plaintiff against the defendant for \$ \_\_\_\_\_ and costs to be taxed (or as the case may  
be);

**IT IS ORDERED THAT** the defendant pay to the plaintiff the sum of \$\_\_\_\_\_ and costs to be taxed (or as the case may be).

**DATED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(signature)

Registrar/Registry clerk



**Form 49.11A**  
(rule 49.11)

**File number: 20\_\_\_\_\_ G \_\_\_\_\_**

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Satisfaction Piece**

Satisfaction is acknowledge of the order entered by the (plaintiff) (defendant) against the (de-  
fendant) (plaintiff) on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, for the sum of  
\$ \_\_\_\_\_ and costs of \$ \_\_\_\_\_

**DATED** at \_\_\_\_\_ (city/town) in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month),  
\_\_\_\_\_ (year).

\_\_\_\_\_  
*(signature)*  
Registrar/Registry clerk

**Form 49.13A**  
(rule 49.13(1)(c))

**File number: 20\_\_\_\_\_ G \_\_\_\_\_**

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Notice to a Non-party**

To: *(Name of non-party to be served)*

**TAKE NOTICE** that if you as the (executor) (administrator) (trustee) of the estate of A.B., deceased, (or as the case may be), wish to have the order of the Honourable \_\_\_\_\_ Justice \_\_\_\_\_, dated the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, amended or discharged, application must be made to the Court at \_\_\_\_\_, Newfoundland and Labrador within 30 days from the date of service of this notice on you failing which you will be bound by the order to the same extent as if you had been a party to the proceeding.

**DATED** at \_\_\_\_\_ *(city/town)* in the Province of Newfoundland and Labrador this \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
*(signature)*  
Registrar/Registry clerk

**Form 49.18A**  
(rule 49.18(2))

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR**  
**GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Notice of Disallowance**

TO: A.B., \_\_\_\_\_ Street \_\_\_\_\_, Newfoundland and Labrador

**TAKE NOTICE THAT** on the adjudication of the claims of the creditors and other claimants (or as the case may be) in the above proceeding, the Honourable \_\_\_\_\_ Justice \_\_\_\_\_, by order dated the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, (allowed your claim in the amount of \$\_\_\_\_\_) (disallowed your claim);

**AND TAKE NOTICE THAT** if you are dissatisfied with the amount allowed or the disallowance of your claim, you must, within ten days from the receipt of this notice apply to the Supreme Court of Newfoundland and Labrador, General Division, for a further rehearing of your claim otherwise the above adjudication will be final and binding upon you.

**ADDRESS:**

*(insert the address of the Supreme Court of Newfoundland and Labrador)*

**DATED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
*(signature)*  
Registrar/Registry clerk

**Form 52.02A**  
(rule 52.02)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Interim Receivership Order**

Before the Honourable \_\_\_\_\_ Justice \_\_\_\_\_

**UPON HEARING** M. N., for the plaintiff and **UPON READING** the affidavit of O.P., sworn (or affirmed) the \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_, filed herein,

**AND UPON** the plaintiff by the plaintiff's solicitor hereby undertaking to abide by any order the Court may make as to damages in case the Court shall hereafter be of the opinion that the defendant shall have sustained any by reason of this order;

**IT IS ORDERED THAT** the hearing of the application by the plaintiff for the appointment of Q.R., as the receiver in this proceeding to (receive he rents, profits and moneys payable in respect of the defendant's interest in the following property, namely, (describe it), on or towards satisfaction of an order herein, dated the \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_, which ordered the defendant to pay to the plaintiff the sum of \$ \_\_\_\_\_ dollars and the sum of \$ \_\_\_\_\_ dollars costs, together with interest on the order) or ( as the case may be), be held at the Court House at \_\_\_\_\_, Newfoundland and Labrador, on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ .m., or as soon thereafter as counsel can be heard;

**IT IS FURTHER ORDERED THAT** the defendant, by himself, herself or itself or by his, her or its servants or agents, is restrained, and an injunction is hereby granted restraining them, or any of them until the completion of the hearing of the above application from (selling, charging or otherwise dealing with the property), (or as the case may be).

**DATED** at \_\_\_\_\_ (city/town) in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month),  
\_\_\_\_\_ (year).

\_\_\_\_\_  
(signature)  
Registrar/Registry clerk

**Form 52.02B**  
(rule 52.02)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Receivership Order**

Before the Honourable \_\_\_\_\_ Justice \_\_\_\_\_

**UPON HEARING** M.N., for the plaintiff, and O.P., for the defendant, **AND UPON READING** the affidavit of, etc.:

**IT IS ORDERED THAT** Q.R. be appointed a receiver, upon first giving security as herein provided, to (receive the rents, profits and moneys receivable in respect of the defendant's interest in the following property, namely *(describe property)* in or towards satisfaction of the order herein, and dated the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, that ordered the defendant to pay to the plaintiff the sum of \$\_\_\_\_\_ dollars and the sum of \$\_\_\_\_\_ dollars costs, together with interest as therein provided) or (as the case may be);

**IT IS FURTHER ORDERED THAT** Q.R. shall not act as a receiver hereunder until there is filed with the Court a bond in an amount equal to one and one quarter times the amount of the judgment entered herein, with two sufficient sureties or other sufficient security approved by the Court, on condition that the receiver will comply with all the terms and conditions of this order;

**IT IS FURTHER ORDERED THAT** the appointment of the receiver herein is made without prejudice to the right of any prior encumbrancer to take possession of the property by virtue of the encumbrancer's lien or security;

**IT IS FURTHER ORDERED THAT** the receiver may, if the receiver considers it necessary, (out of the rents, profits and moneys to be received by the receiver, pay the interest due upon any prior encumbrance, according to its priorities, and be allowed the payments on the passing of his or her accounts), (or as the case may be);

**(IT IS FURTHER ORDERED THAT** the tenants of the property attorn and pay their rents, in arrears or due in the future, to the receiver until the termination of this order);

**IT IS FURTHER ORDERED THAT** the receiver shall, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, and at such further and other times as may be ordered by the Court, file his or her accounts with the Court and have them passed by the Court;

**IT IS FURTHER ORDERED THAT** the costs of the receiver, including the receiver’s remuneration, shall not exceed \_\_\_\_\_ per cent of the amount recovered by the receiver hereunder, which costs shall be approved by the Court;

**AND IT IS FURTHER ORDERED THAT** the balance remaining in the hands of the receiver shall, unless it is otherwise ordered by the Court, be paid forthwith by the receiver into Court to the credit of the proceeding, subject to any further order.

**AND IT IS FURTHER ORDERED THAT** the defendant, by himself, herself or itself or his, her or its servants or agents, is restrained and an injunction is hereby granted restraining them, or any of them, until the Court otherwise orders, from (selling, charging or otherwise dealing with the above property) or (as the case may be);

**AND IT IS FURTHER ORDERED THAT** any of the parties or the receiver may apply to the Court from time to time for a further order.

**DATED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(signature)  
Registrar/Registry clerk

**Form 53.03A**  
(rule 53.03)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Order of Appearance**

Before the Honourable \_\_\_\_\_ Justice \_\_\_\_\_

**UPON THE APPLICATION OF** \_\_\_\_\_ **AND UPON READING** the affidavit of \_\_\_\_\_, filed herein:

**IT IS ORDERED THAT** the sheriff cause A.B. to appear before the Court (forthwith) (on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_, at the hour of \_\_\_\_\_m.), to show cause why A.B. should not be held in contempt of court and, if required, to perform or abide by such other order as the Court may make;

**IT IS FURTHER ORDERED THAT** the sheriff may take A.B. into custody and hold him or her if required hereunder

**DATED** at \_\_\_\_\_ (*city/town*) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (*day*) of \_\_\_\_\_ (*month*), \_\_\_\_\_ (*year*).

\_\_\_\_\_  
*(signature)*  
Registrar/Registry clerk



**Form 53.04A**  
(rule 53.04)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Plaintiff's name)*

**PLAINTIFF**

**AND:**

*(Defendant's name)*

**DEFENDANT**

*(Modify title of proceeding as necessary.)*

**Contempt Order**

Before the Honourable \_\_\_\_\_ Justice \_\_\_\_\_

**UPON THE APPLICATION OF M.N.**, of counsel for the (plaintiff) (defendant) **AND UPON READING** the affidavit of \_\_\_\_\_, filed herein, and the affidavit of \_\_\_\_\_, filed herein, verifying service on the (defendant) (plaintiff) of a (copy of the order of this Court dated, etc.), (this application and any supporting affidavit);

**AND UPON** it appearing to the satisfaction of the Court that the (defendant) (plaintiff) has been guilty of contempt of court in that (state the contempt);

**(IT IS ORDERED THAT** for his or her contempt, the (defendant) (plaintiff) be committed to the \_\_\_\_\_ (prison) \_\_\_\_\_ to be there imprisoned until \_\_\_\_\_);

**(IT IS ORDERED THAT** this order shall not be executed if the (defendant) (plaintiff) complies with the following terms) (state the terms);

**(IT IS ORDERED THAT** the sheriff enter upon and take possession of all the following property of the (defendant) (plaintiff) and collect and receive the rents, profits and income thereof until the (defendant) (plaintiff) clears his or her contempt by complying with the following provisions of the order of the Honourable \_\_\_\_\_ Justice \_\_\_\_\_, dated the \_\_\_\_\_ day of \_\_\_\_\_, 20, \_\_\_\_\_, namely, etc.)

**DATED** at \_\_\_\_\_ (city/town) in the Province of  
Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month),  
\_\_\_\_\_ (year).

\_\_\_\_\_  
(signature)

Registrar/Registry clerk

**Form 56.04A**  
(rule 56.04)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of* \_\_\_\_\_, *of the* \_\_\_\_\_ *of* \_\_\_\_\_ *in the Province*  
*of* \_\_\_\_\_, \_\_\_\_\_ *(occupation), deceased, who died on or*  
*about the* \_\_\_\_\_ *day of* \_\_\_\_\_, 20 \_\_\_\_\_

**Notice of Application**

**FIVE DAYS** after the date hereof, application will be made to one of the judges of the General Division of the Supreme Court of Newfoundland and Labrador, for Letters of \_\_\_\_\_ to be granted to \_\_\_\_\_

**DATED** at \_\_\_\_\_ (*city/town*), \_\_\_\_\_ (*province or, if outside of*  
*Canada, country*), on the \_\_\_\_\_ (*day*) of \_\_\_\_\_ (*month*), \_\_\_\_\_ (*year*).

\_\_\_\_\_  
(*Signature*)  
Intended Applicant/Solicitor for In-  
tended Applicant

Whose address for service is:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Telephone #:

\_\_\_\_\_

**Note:** This Notice of Application will lapse and be of no further force or effect 6 months from the date of its posting in the Registry of the Court unless within that time an application for letters of probate or administration, as the case may be, is filed with the Court, or unless, within that time, a Caveat opposing such application is filed with the Court.

**I HEREBY CERTIFY** that the above Notice of Application has been posted in the Registry of the Court from the date thereof to the present day, and that no caveat or other objection has been entered.

**DATED** at \_\_\_\_\_ (city/town) in the Province of Newfoundland and Labrador this \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(signature)  
Registrar/Registry clerk

**Form 56.04AA**  
(rule 56.04A)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR**  
**GENERAL DIVISION**

**Caveat**

*In the Estate of* \_\_\_\_\_, *of the* \_\_\_\_\_ *of* \_\_\_\_\_ *in the Province of* \_\_\_\_\_, \_\_\_\_\_, *deceased, who died on or about the* \_\_\_\_\_ *day of* \_\_\_\_\_, \_\_\_\_\_. (*occupation*)

The undersigned opposes the issuing of a grant of Letters of Probate or Letters of Administration. No action shall be taken with respect to this Estate until the undersigned has been notified and given an opportunity to be heard.

**DATED** at \_\_\_\_\_ (*city/town*), \_\_\_\_\_ (*province or, if outside of Canada, country*), on the \_\_\_\_\_ (*day*) of \_\_\_\_\_ (*month*), \_\_\_\_\_ (*year*).

\_\_\_\_\_  
(*Signature*)  
Caveator/Solicitor for Caveator

Whose address for service is:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Telephone #:  
\_\_\_\_\_

**Form 56.04AB**  
(rule 56.04A)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR**  
**GENERAL DIVISION**

**Withdrawal of Caveat**

*In the Estate of* \_\_\_\_\_, *of the* \_\_\_\_\_ *of* \_\_\_\_\_ *in the Province of* \_\_\_\_\_, \_\_\_\_\_, *deceased, who died on or about the* \_\_\_\_\_ *day of* \_\_\_\_\_, \_\_\_\_\_. (*occupation*)

The undersigned hereby withdraws the Caveat entered in this Estate.

**DATED** at \_\_\_\_\_ (*city/town*), \_\_\_\_\_ (*province or, if outside of Canada, country*), on the \_\_\_\_\_ (*day*) of \_\_\_\_\_ (*month*), \_\_\_\_\_ (*year*).

\_\_\_\_\_  
(*Signature*)  
Caveator/Solicitor for Caveator

Whose address for service is:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Telephone #:

\_\_\_\_\_

**Note:** Upon the filling of this Withdrawal of Caveat, the Caveat entered in this estate will be of no further force or effect.

**Form 56.05A**  
(rule 56.05)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of* \_\_\_\_\_, *deceased*

**Petition for Probate, Administration or Guardianship**

**TO THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR GENERAL  
DIVISION – OR ONE OF THE JUDGES THEREOF**

The petition of *(name of petitioner)* says

1. *(Set out the material facts, in numbered paragraphs.)*
2. The petitioner therefore applies for a grant of Letters of \_\_\_\_\_ of the estate of \_\_\_\_\_ to be issued to the petitioner \_\_\_\_\_ *(or as the case may be)*.

**DATED** at \_\_\_\_\_ *(city/town)*, \_\_\_\_\_ *(province or, if outside of Canada, country)*, on the \_\_\_\_\_ *(day)* of \_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
*(Signature)*  
Petitioner/Solicitor for Petitioner

**Form 56.10A**  
(rule 56.10)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR**  
**GENERAL DIVISION**

*In the Estate of* \_\_\_\_\_, *deceased*

**Inventory and Valuation of the Property of the said Estate.**

GENERAL DESCRIPTION OF PROPERTY	VALUE or AMOUNT
Land, Buildings, and any interest in Land.....	
Household Goods and Furniture.....	
Motor Vehicles.....	
Stock in Trade and any interest in Business.....	
Book Debts and Promissory Notes.....	
Money Secured by Mortgage.....	
Moneys due under Life Insurance.....	
Bonds, Stocks and Shares in Companies.....	
Securities for Money.....	
Cash on Hand.....	
Cash in Bank.....	
Other Property not before mentioned (if any)	
.....	
.....	



.....

I, \_\_\_\_\_ make oath (or affirm) and say that I am \_\_\_\_\_ and that the above is, to the best of my knowledge, information and belief, a just and true Inventory and Valuation of all property in the estate (at the time of \_\_\_\_\_ 's death) as far as I can at present ascertain.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
if outside of Canada, country), on the  
\_\_\_\_\_ (day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of affiant)

**Form 56.11A**  
(rule 56.11)

**File number: 20\_\_\_\_\_ G \_\_\_\_\_**

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, deceased*

**Proof of Will**

I, \_\_\_\_\_, of \_\_\_\_\_ in the Province of Newfoundland and Labrador, make oath (or affirm) and say that on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_ I was present and did see \_\_\_\_\_ late of \_\_\_\_\_, in the Province aforesaid \_\_\_\_\_ the Testa \_\_\_\_\_ named in the paper writing hereunto annexed, marked A, duly sign, publish and declare the said annexed paper writing, as and for \_\_\_\_\_ last Will and Testament in my presence, and in the presence of \_\_\_\_\_ the other subscribing witness thereto. That I and the said \_\_\_\_\_ then and there signed our names to such Will as such witnesses, in the presence of the said Testa \_\_\_\_\_. And that at the time of the said execution of the said Will the said Testa \_\_\_\_\_ was of sound and disposing mind, memory and understanding to the best of my belief.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
*if outside of Canada, country*), on the  
\_\_\_\_\_ (day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of affiant)

**Form 56.11B**  
(rule 56.11)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR**  
**GENERAL DIVISION**

*In the Estate of* \_\_\_\_\_, *deceased*

**Affidavit Proving Execution of a Holograph Will**

I, \_\_\_\_\_ of \_\_\_\_\_ in the \_\_\_\_\_ of \_\_\_\_\_, make oath  
(or affirm) and say:

1. That I knew the said deceased in his or her lifetime and was present and did see the said deceased write and sign with his or her own hand the paper writing hereunto annexed and marked as Exhibit "A" to this my affidavit.

**OR**

2. That I knew and was well acquainted with \_\_\_\_\_ the deceased for many years before and down to the time of his or her death and that during such period I have frequently seen him or her write and also subscribe his or her name to documents whereby I have become well acquainted with his or her handwriting and having now carefully perused and inspected the paper writing now produced to me and marked with my signature and purporting to be and contain the last will and testament of the deceased and bearing date \_\_\_\_\_ and being subscribed thus \_\_\_\_\_
3. That I verily believe the whole of the will together with the signature subscribed thereto to be of the true and proper handwriting of the deceased.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
*if outside of Canada, country*), on the  
\_\_\_\_\_ (day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of affiant)

**Form 56.12A**  
(rule 56.12)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR**  
**GENERAL DIVISION**

*In the Estate of* \_\_\_\_\_, *deceased*

**Affidavit Verifying Translation of a Will Written in a Language Other than the English Language**

I, \_\_\_\_\_ of \_\_\_\_\_ in the \_\_\_\_\_ of \_\_\_\_\_, make oath (or affirm) and say:

1. That I am well acquainted with the \_\_\_\_\_ and English languages and can read, write and speak fluently in both the said languages, and am competent to translate documents from the \_\_\_\_\_ language into the English language.
2. That I have perused the paper writing now produced and shown to me and marked as Exhibit "A" to this my affidavit which said Exhibit purports to be the original last will and testament of \_\_\_\_\_ deceased, and is written in the \_\_\_\_\_ language.
3. That I have made a translation of the said will into the English language which said translation is now produced and shown to me and marked as Exhibit "B" to this my affidavit, and I say that the said Exhibit "B" is true and faithful translation of the said will from the \_\_\_\_\_ language into the English language.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
*if outside of Canada, country*), on the  
\_\_\_\_\_(day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of affiant)

**Form 56.21A**

(rule 56.21)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION***In the Estate of* \_\_\_\_\_, *deceased***Administration Bond**

Know all persons by these Presents THAT WE \_\_\_\_\_ are jointly and severally bound unto Her Majesty Queen Elizabeth II, Her Heirs and Successors according to law in the sum of \$ \_\_\_\_\_ dollars to be paid to Her Majesty Queen Elizabeth II Her Heirs and Successors according to law, for which payment, well and truly to be made, we bind ourselves and each of us for the whole, our and each of our Executors, and Administrators, firmly by these presents, Sealed with our seals.

DATED the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

*The Condition of this Obligation* is such that if the above named \_\_\_\_\_, Administrat \_\_\_\_\_ of all the Estate and Effects of \_\_\_\_\_ late of \_\_\_\_\_, in the Province of Newfoundland and Labrador, \_\_\_\_\_, deceased, (who died on or about the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_), do, when lawfully called on in that behalf, make, or cause to be made a true and perfect inventory of all and singular the Estate and Effects of the said deceased, which have or shall come into \_\_\_\_\_ hands, possessions or knowledge, or into the hands or possession of any other person or persons for \_\_\_\_\_, and the same so made do exhibit, or cause to be exhibited, in the Registry of the Supreme Court of Newfoundland and Labrador whenever required by law so to do, and the same Estate and Effects and all other Estate and Effects of the said deceased at the time of \_\_\_\_\_ death, which at any time after shall come into \_\_\_\_\_ hands or possession, or into the hands or possession of any other person or persons for \_\_\_\_\_, do well and truly administer according to law, that is to say, do pay the debts which the deceased did owe at \_\_\_\_\_ decease, and further do make or cause to be made a just and true account of \_\_\_\_\_ said administration within twelve months from this date, or whenever required by law so to do, and all the rest and residue of the said Estate and Effects, do deliver and pay unto such person or persons respectively as shall be entitled thereto under any law now in force or that may hereafter be in force in the Province of Newfoundland and Labrador; and if it shall hereafter appear that any last will and testament was made by the deceased, and the Executor or Executors therein named do exhibit the same unto the said Court, making request to have it allowed and approved accordingly if the said being thereunto required, do render and deliver the said Letters of Administration (approbation of such testament being first had and made) in the

said Court; then this Obligation to be void and of no effect or else to remain in full force and virtue.

**SIGNED, SEALED AND DELIVERED** \_\_\_\_\_ In the presence of:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

File number: 20 \_\_\_\_\_ G \_\_\_\_\_

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, deceased*

I, \_\_\_\_\_ make oath (or affirm) and say; that I was present and did see the within Bond duly executed by the parties named therein; and that the name \_\_\_\_\_ set and subscribed as a witness thereto, is of the proper handwriting of me, this deponent, and that the same was executed at \_\_\_\_\_

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
*if outside of Canada, country*), on the  
\_\_\_\_\_ (day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_

(signature)  
Commissioner, notary public, etc

\_\_\_\_\_

(signature of affiant)

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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

-----  
*In re*  
*deceased.*

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Administration Bond  
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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

In the Estate of \_\_\_\_\_, deceased.

We, \_\_\_\_\_ severally make oath (or affirm) and say:

That we are the proposed Sureties on behalf of \_\_\_\_\_ the intended Administrator of all and Singular the Estate and Effects of \_\_\_\_\_ deceased, in the within Bond named, for the faithful administration of the said Estate and Effects of the said deceased; and I the said \_\_\_\_\_ for myself make oath (or affirm) and say that I am worth property to the amount of \_\_\_\_\_ dollars, over and above all encumbrances, and over and above what will pay my debts, and every other sum for which I am now bail, or which I am liable as surety or endorse or otherwise and I the said \_\_\_\_\_ for myself make oath (or affirm) and say that I am worth property to the amount of \_\_\_\_\_ dollars, over and above what will pay my debts, and every other sum for which I am now bail, or for which I am liable as surety or endorser, or otherwise.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

---

*(signature of affiant)*

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*(signature of affiant)*

**Form 56.21B**  
(rule 56.21)

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR**  
**GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, deceased*

**Administration Bond With Will Annexed**

Know all men by these Presents *THAT WE* \_\_\_\_\_ are jointly and severally bound unto Her Majesty Queen Elizabeth II Her Heirs and Successors according to law in the sum of \_\_\_\_\_ dollars to be paid to Her Majesty Queen Elizabeth II Her Heirs and Successors according to law, for which payment, well and truly to be made, we bind ourselves and each of us for the whole, our and each of our Executors, and Administrators, firmly by these presents, Sealed with our seals.

Dated the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

*The condition of this Obligation* is such that if the above named \_\_\_\_\_ Administrat \_\_\_\_\_ of all the Estate and Effects of \_\_\_\_\_, late of \_\_\_\_\_ in the Province of Newfoundland and Labrador \_\_\_\_\_ deceased (who died on or about the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_), do, when lawfully called on in that behalf, make, or cause to be made a true and perfect inventory of all and singular the Estate and Effects of the said deceased, which have or shall come into \_\_\_\_\_ hands, possessions or knowledge, or into the hands or possession of any other person or persons for \_\_\_\_\_, and the same so made do exhibit, or cause to be exhibited, into the Registry of the Supreme Court of Newfoundland and Labrador whenever required by law so to do, and the same Estate and effects and all other Estate and Effects of the said deceased at the time of \_\_\_\_\_ death, which at any time after shall come into \_\_\_\_\_ hands or possession, or into the hands or possession of any other person or persons for \_\_\_\_\_, do well and truly administer according to law, that is to say, do pay the debt which the said deceased did owe at \_\_\_\_\_ decease and then the Legacies contained in the said Will annexed to the said Letters of Administration to \_\_\_\_\_ committed, so far as such property will thereunto extend and the law bind \_\_\_\_\_; and further, do make, or cause to be made, a full true and just account of \_\_\_\_\_ said administration within twelve months or sooner if thereunto require and all the rest and residue of the said Estate and Effects shall deliver and pay unto such person or persons as shall be by law entitled thereto; then this Obligation to be void and of no effect, or else to remain in full force and effect.

**SIGNED, SEALED AND DELIVERED** \_\_\_\_\_ In the presence of:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of* \_\_\_\_\_, *deceased*

I, \_\_\_\_\_ make oath (or affirm) and say; that I was present and did see the within Bond duly executed by the parties named therein; and that the name \_\_\_\_\_ set and subscribed as a witness thereto, is of the proper handwriting of me, this deponent, and that the same was executed at \_\_\_\_\_

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
*if outside of Canada, country*), on the  
\_\_\_\_\_ (day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_

(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_

(signature of affiant)

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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

---

*In re*

*deceased.*

---

Administration Bond  
with the will annexed

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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, deceased.*

*We, \_\_\_\_\_ severally make oath (or affirm) and say:*

That we are the proposed Sureties on behalf of \_\_\_\_\_ the intended Administrator \_\_\_\_\_ of all and Singular the Estate and Effects of \_\_\_\_\_ deceased, in the within Bond named, for the faithful administration of the said Estate and Effects of the said deceased; and I the said \_\_\_\_\_ for myself make oath (or affirm) and say that I am worth property to the amount of \_\_\_\_\_ dollars, over and above all encumbrances, and over and above what will pay my debts, and every other sum for which I am now bail, or which I am liable as surety or endorse or otherwise and I the said \_\_\_\_\_ for myself make oath (or affirm) and say that I am worth property to the amount of \_\_\_\_\_ dollars, over and above what will pay my debts, and every other sum for which I am now bail, or for which I am liable as surety or endorser, or otherwise.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
if outside of Canada, country), on the  
\_\_\_\_\_ (day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of affiant)

\_\_\_\_\_  
(signature of affiant)

**Form 56.21C**  
(rule 56.21)

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR**  
**GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, a minor*

**Guardianship Bond**

Be it remembered that on this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_  
\_\_\_\_\_ personally appeared and did acknowledge themselves to be held  
and firmly bound to Her Majesty Queen Elizabeth II Her Heirs and Successors according to law,  
in the sum of \_\_\_\_\_ to be had, made and levied on their Goods, Chattels and Effects, jointly  
and severally if default is made in any of the conditions following:

*Now the Condition of this Obligation* is such that if the above named  
\_\_\_\_\_ shall duly and faithfully act as Guardian of the Estate and Effects  
of \_\_\_\_\_ a minor under the age of Nineteen years, and shall do and pay and dispose of such  
Estate in such manner as the said Court shall direct, then this Obligation to be void and of no  
effect, or else to be and remain in full force and virtue.

**SIGNED, SEALED AND DELIVERED** \_\_\_\_\_ In the presence of:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

File number: 20 \_\_\_\_\_ G \_\_\_\_\_

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, a minor*

I, \_\_\_\_\_ make oath (or affirm) and say; that I was present and did see the within Bond duly executed by the parties named therein; and that the name \_\_\_\_\_ set and subscribed as a witness thereto, is of the proper handwriting of me, this deponent, and that the same was executed at \_\_\_\_\_

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
*if outside of Canada, country*), on the  
\_\_\_\_\_ (day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of affiant)



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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In re*

*a minor.*

-----  
Guardianship Bond  
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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, deceased.*

*We, \_\_\_\_\_ severally make oath (or affirm) and say:*

That we are the proposed Sureties on behalf of \_\_\_\_\_ the intended Guardian of all and Singular the Estate of \_\_\_\_\_, a minor, in the within Bond named, for the faithful administration of the said Estate of the said minor; and I the said \_\_\_\_\_ for myself make oath (or affirm) and say that I am worth property to the amount of \_\_\_\_\_ dollars, over and above all encumbrances, and over and above what will pay my debts, and every other sum for which I am now bail, or which I am liable as surety or endorse or otherwise and I the said \_\_\_\_\_ for myself make oath (or affirm) and say that I am worth property to the amount of \_\_\_\_\_ dollars, over and above what will pay my debts, and every other sum for which I am now bail, or for which I am liable as surety or endorser, or otherwise.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
*if outside of Canada, country*), on the  
\_\_\_\_\_ (day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of affiant)

\_\_\_\_\_  
(signature of affiant)

**Form 56.29A**  
(rule 56.29)

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, deceased.*

**Form of Release**

*Know all men by these presents that I, \_\_\_\_\_ of \_\_\_\_\_ in the \_\_\_\_\_ of \_\_\_\_\_ do hereby acknowledge that I have received from the legal personal representative of the above named estate satisfactory accounting of, and full payment and satisfaction of all sums of money and benefits accrued to me from the said estate:*

And, therefore, I do hereby release and forever discharge the said legal personal representative of the said estate, his or her executors, administrators, successors and assigns of all claims and demands against the said estate and the assets thereof, and touching and concerning the management and disposition of the said estate.

IN WITNESS WHEREOF I have hereunto set my hand and seal this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_

**SIGNED, SEALED AND DELIVERED** \_\_\_\_\_ in the presence of:

\_\_\_\_\_ A COMMISSIONER, etc.

**Form 56.29B**  
(rule 56.29)

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, deceased.*

**Affidavit of Execution of a Release**

I, \_\_\_\_\_ of \_\_\_\_\_ in the \_\_\_\_\_ of \_\_\_\_\_ make oath (or affirm) and say:

1. That I was personally present and did see \_\_\_\_\_ named in the (within or annexed) Release, who is personally known to me to be the person named therein, duly sign and execute the same for the purposes named therein;
2. That the same was executed at \_\_\_\_\_ in the \_\_\_\_\_ and that I am the subscribing witness thereto;
3. That I, \_\_\_\_\_ known the said \_\_\_\_\_ and \_\_\_\_\_ is in my belief of the full age of 19 years.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
if outside of Canada, country), on the  
\_\_\_\_\_ (day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of affiant)

**Form 56.33A**  
(rule 56.33)

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, a minor.*

**Oath (Or Affirmation) of Guardian**

I, \_\_\_\_\_ of \_\_\_\_\_ in the Province of Newfoundland and Labrador, \_\_\_\_\_ make oath (or affirm) and say that I will well and faithfully manage to the best advantage the property of \_\_\_\_\_ committed to my care and will pay and dispose of \_\_\_\_\_ estate in such manner as the Court shall direct; that I will well and truly perform and discharge all the duties which belong to me as Guardian of the said estate according to the laws of this Province; that I will render a just and true account thereof to the Supreme Court thereunto lawfully required, or to the said minor when \_\_\_\_\_ shall become of age; and that the gross value of the said estate is \_\_\_\_\_ dollars and no more according to the best of my knowledge, information and belief.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
if outside of Canada, country), on the  
\_\_\_\_\_ (day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of affiant)

**Form 56.33B**  
(rule 56.33)

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, deceased.*

**Oath (Or Affirmation) of Executor**

I, \_\_\_\_\_ of \_\_\_\_\_ in the Province of Newfoundland and Labrador, \_\_\_\_\_, make oath (or affirm) and say that \_\_\_\_\_ late of \_\_\_\_\_ deceased died with a Will, that I am \_\_\_\_\_ therein named; that I will well and faithfully administer the estate and effects of the testat \_\_\_\_\_ by paying \_\_\_\_\_ just debts and the legacies contained in \_\_\_\_\_ Will so far as the same shall thereto extend and the law bind me, and by distributing the residue (if any) of the said estate and effects according to law; that I will exhibit under oath (or affirmation) a true, full and perfect inventory of all and singular the estate and effects of the testat \_\_\_\_\_, and render a just and true account thereof whenever required by law so to do; that the testat \_\_\_\_\_ died at \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_; and that the gross value of the estate and effects of the said testat \_\_\_\_\_ is \_\_\_\_\_ dollars, and no more, according to the best of my knowledge, information and belief.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
if outside of Canada, country), on the  
\_\_\_\_\_(day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of affiant)

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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In re*

*deceased.*

---

Oath of Executor

---

Probate granted to

On the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_;

Value of Estate \$

**Form 56.33C**  
(rule 56.33)

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, deceased.*

**Oath (Or Affirmation) of Administration**

I, \_\_\_\_\_ of \_\_\_\_\_ in the Province of Newfoundland and Labrador, \_\_\_\_\_ make oath (or affirm) and say that \_\_\_\_\_ late of \_\_\_\_\_ in the Province aforesaid \_\_\_\_\_ deceased, died intestate; that I will well and faithfully administer the estate and effects of the said deceased, by \_\_\_\_\_ paying \_\_\_\_\_ just debts and distributing the residue of \_\_\_\_\_ estate and effects according to law; and I will exhibit a true and perfect inventory of all and singular the said estate and effects, and render a just and true account whenever required by law so to do; that the said deceased died at \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and that the gross value of the said estate and effects of the deceased is \_\_\_\_\_ dollars and no more, according to the best of my knowledge, information and belief.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
if outside of Canada, country), on the  
\_\_\_\_\_ (day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of affiant)



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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In re*

*deceased.*

---

Oath of Executor

---

Probate granted to

On the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_;

Value of Estate \$

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**Form 56.33D**  
(rule 56.33)

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, deceased.*

**Oath (Or Affirmation) of Administration With Will Annexed**

I, \_\_\_\_\_ of \_\_\_\_\_ in the Province of Newfoundland and Labrador, \_\_\_\_\_ make oath (or affirm) and say that \_\_\_\_\_ late of \_\_\_\_\_ in the Province aforesaid \_\_\_\_\_ deceased, died with a Will, and; that I will well and faithfully administer the estate and effects of the said deceased, by paying just debts and legacies contained in the said Will and distributing the residue of the said estate and effects, according to law; that I will exhibit a true and perfect inventory of all and singular the said estate and effects, and render a just and true account thereof whenever required by law so to do; that the said deceased died at \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ and that the gross value of the said estate and effects of the deceased is \_\_\_\_\_ dollars and no more, according to the best of my knowledge, information and belief.

**SWORN/AFFIRMED**

at \_\_\_\_\_ (city/town),  
\_\_\_\_\_ (province or,  
if outside of Canada, country), on the  
\_\_\_\_\_(day) of \_\_\_\_\_  
(month), \_\_\_\_\_ (year), before me

\_\_\_\_\_  
(signature)  
Commissioner, notary public, etc.

\_\_\_\_\_  
(signature of affiant)

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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In re*

*deceased.*

---

Oath of Administrator With the Will Annexed

---

Administration granted to

on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_;

Value of Estate \$

Sureties

**Form 56.33E**  
(rule 56.33)

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR**  
**GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, deceased.*

**Letters of Probate**

BE IT KNOWN that on the \_ day of \_\_\_\_\_, 20\_\_\_\_ the last Will and Testament of \_\_\_\_\_ late of \_\_\_\_\_ in the the Province of Newfoundland and Labrador \_\_\_\_\_ deceased, who dies on or about the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_ was proved and registered in the aforesaid Court a true copy of which said last Will and Testament is hereunder written and that the administration of all and singular the estate and effects of the said deceased was granted by the aforesaid Court to \_\_\_\_\_ the execu\_\_\_\_\_ named int eh said Will \_\_\_\_\_ having been first sworn well and faithfully to administer the same by paying the just debts of the deceased, and the legacies contained in the said Will \_\_\_\_\_ so far as thereunto bound by law, and by distributing the residue (if any) according to law and to exhibit under oath a true and perfect inventory of all and singular the said estate and effects, and to render a just and true account thereof whenever required by law so to do.

---

*(signature)*

Registrar/Registry clerk

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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

-----  
*In re*

*deceased.*

-----  
Letters of Probate  
-----

Entered

Folio

Volume

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By the oath or affirmation which you have taken you are bound to render a true account of your administration whenever required by law to do so. At such time, you are required to file with the Supreme Court a statement of account duly verified under your oath or affirmation showing how the estate has been dealt with.

**Form 56.33F**  
(rule 56.33)

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR**  
**GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, deceased.*

**Letters of Administration**

BE IT KNOWN that on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ Letters of Administration of all and singular the estate and effects of \_\_\_\_\_ late of \_\_\_\_\_ in the Province of Newfoundland and Labrador \_\_\_\_\_ deceased, who died on or about the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_ intestate, were granted by the Supreme Court to \_\_\_\_\_ having first sworn well and faithfully to administer the same by paying the just debts of the said intestate, and distributing the residue (if any) of \_\_\_\_\_ estate and effects according to law and to exhibit a true and perfect Inventory of all and singular the said estate and effects, and render a just and true account thereof whenever required by law so to do.

\_\_\_\_\_  
(signature)

Registrar/Registry clerk

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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

-----  
*In re*

*deceased.*

-----  
Letters of Administration  
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Entered

Folio

Volume

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By the oath or affirmation which you have taken you are bound to render a true account of your administration whenever required by law to do so. At such time, you are required to file with the Supreme Court a statement of account duly verified under your oath or affirmation showing how the estate has been dealt with.

**Form 56.33G**  
(rule 56.33)

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR**  
**GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, deceased.*

**Letters of Administration with Will Annexed**

*BE IT KNOWN that \_\_\_\_\_ late of \_\_\_\_\_ in the Province of Newfoundland and Labrador, \_\_\_\_\_ deceased, who died on or about the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_ made and duly executed \_\_\_\_\_ last Will and Testament, a copy of which is hereunder written.*

*BE IT FURTHER KNOWN that on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, Letters of Administration with the said Will annexed of all and singular the estate and effects of the said deceased were granted by the Supreme Court to \_\_\_\_\_ having been first sworn (or affirmed) well and faithfully to administer the same, by paying the just debts for the said deceased and the legacies contained in the said Will \_\_\_\_\_ and distributing the residue of the said estate and effects, according to law, and to exhibit a true and perfect inventory of all and singular the said estate and effects, and to render a just and true account thereof whenever required by law so to do.*

\_\_\_\_\_  
*(signature)*

Registrar/Registry clerk



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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

-----  
*In re*

*deceased.*

-----  
Letters of Administration with Will Annexed  
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Entered

Folio

Volume

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By the oath or affirmation which you have taken you are bound to render a true account of your administration whenever required by law to do so. At such time, you are required to file with the Supreme Court a statement of account duly verified under your oath or affirmation showing how the estate has been dealt with.

**Form 56.33H**  
(rule 56.33)

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, a minor.*

**Letters of Guardianship, Minor**

BE IT KNOWN that on the \_\_\_\_ day of \_\_\_\_, 20\_\_\_\_, Letters of Guardianship of the Estate and Effects of \_\_\_\_\_ minor child of \_\_\_\_\_ of \_\_\_\_\_ in the Province of Newfoundland and Labrador \_\_\_\_\_ were granted by the Supreme Court of Newfoundland and Labrador to \_\_\_\_\_ having been first sworn (or affirmed) well and faithfully to manage to the best advantage the property of the said minor committed to his or her care, and to pay and dispose of such Estate in such manner as the Court shall direct, and well and truly to perform and discharge all the duties which belong to him or her as guardian of the Estate of the said minor according to the laws of this Province, and to render a just and true account thereof to the Supreme Court when thereunto lawfully required, or to the said minor when he or she shall become of age.

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*(signature)*

Registrar/Registry clerk

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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

-----  
*In re*

*a minor.*

-----  
Letters of Guardianship  
-----

Entered

Folio

Volume

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By the oath or affirmation which you have taken you are bound to render a true account of your administration whenever required by law to do so. At such time, you are required to file with the Supreme Court a statement of account duly verified under your oath or affirmation showing how the estate has been dealt with.

**Form 56.33I**  
(rule 56.33)

**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

*In the Estate of \_\_\_\_\_, a mentally disabled person.*

**Letters of Guardianship, Mentally Disabled Person**

BE IT KNOWN that on the \_\_\_\_ day of \_\_\_\_, 20\_\_\_\_, Letters of Guardianship of the Estate and Effects of \_\_\_\_\_ mentally disabled person, of \_\_\_\_\_ in the Province of Newfoundland and Labrador, \_\_\_\_\_ (occupation) were granted by the Supreme Court of Newfoundland and Labrador to \_\_\_\_\_, of \_\_\_\_\_, in the Province of Newfoundland and Labrador, \_\_\_\_\_ (occupation), having been first sworn (or affirmed) well and faithfully to manage to the best advantage the property of the said mentally disabled person committed to his or her care, and to pay and dispose of such Estate in such manner as the Court shall direct, and well and truly to perform and discharge all the duties which belong to him or her as guardian of the Estate of the said mentally disabled person according to the laws of this Province, and to render a just and true account thereof to the Supreme Court when thereunto lawfully required, or to the said mentally disabled person when he or she shall become competent.

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*(signature)*

Registrar/Registry clerk

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**SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

-----  
*In re*

*a mentally disabled person.*

-----  
Letters of Guardianship  
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Entered

Folio

Volume

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By the oath or affirmation which you have taken you are bound to render a true account of your administration whenever required by law to do so. At such time, you are required to file with the Supreme Court a statement of account duly verified under your oath or affirmation showing how the estate has been dealt with.

**Form 58.04A**  
(Rule 58.04)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Appellant's name)*

**APPELLANT**

**AND:**

*(Respondent's name)*

**RESPONDENT**

*(Modify title of proceeding as necessary.)*

**NOTICE OF APPEAL**

**THIS MATTER INVOLVES A CHILD** *(check box if applicable)*

This is notice that the Appellant appeals the order of \_\_\_\_\_  
*(specify the decision-making authority).*

(1) Information regarding the decision under appeal:

- (a) Who made the decision *(name/details of decision-making authority)*:
- (b) File number of the proceeding before the decision-making authority *(please include if applicable)*:
- (c) Neutral citation of a written decision, if any *(please include if known/ applicable)*:
- (d) Date the order was filed or made:

(2) The Court and parties are advised that *(include all that are relevant)*:

- (a) Only a portion of the order is being appealed

*(Specify the portion being appealed.)*

(b) The appellant is asking that the appeal be expedited because:

*(Specify reasons).*

(c) The decision-making authority appealed from imposed a publication ban or restriction on access to the hearing or record of the proceeding:

*(Attach a copy of the order if one is available or quote the language of the publication ban or restriction on access.)*

(3) Subject matter of the appeal:

*(Give a brief summary of what the appeal is about and what the issues are.)*

(4) The appellant requests:

*(Set out what relief, disposition, or order you are seeking from the Court.)*

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
*(Signature)*  
Appellant/Solicitor for Appellant

Whose address for service is:  
*(Insert address for service)*  
Newfoundland and Labrador

To: Supreme Court of Newfoundland and Labrador  
General Division  
Registry

*(respondent or solicitor for respondent)*  
Whose address for service is:  
*(address for service)*  
*(telephone, email)*

*(decision-making authority)*  
Whose address for service is:

*(address for service)*  
*(telephone, email)*

*(Other person required to be notified, if any)*

Whose address for service is:

*(address for service)*  
*(telephone, email)*



**Form 58.07A**

(rule 58.07)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Appellant's name)*

**APPELLANT/RESPONDENT  
ON CROSS-APPEAL**

**AND:**

*(Respondent's name)*

**RESPONDENT/APPELLANT  
ON CROSS-APPEAL**

*(Modify title of proceeding as necessary.)*

**Notice of Cross-Appeal**

(1) Take notice that the respondent in this appeal **CROSS-APPEALS** and intends to argue that:

(a) the decision appealed from should be varied

*(Provide details, if applicable.)*

(b) the decision appealed from should be affirmed on grounds other than those given by the decision-making authority;

*(Provide details, if applicable.)*

(c) the respondent is entitled to other or different relief or disposition than that given in the decision appealed from

*(Provide details, if applicable.)*

(2) The respondent requests:

*(Set out what relief, disposition, or order you are seeking from the Court.)*

**DATED** at \_\_\_\_\_ (*city/town*), \_\_\_\_\_ (*province or, if outside of Canada, country*), on the \_\_\_\_\_ (*day*) of \_\_\_\_\_ (*month*), \_\_\_\_\_ (*year*).

\_\_\_\_\_  
(*Signature*)

Respondent/Solicitor for Respondent

Whose address for service is:

*(Insert address for service)*

Newfoundland and Labrador

TO:       (*Appellant(s) or the solicitor(s)*  
              *for appellant(s)*  
              *(Insert address)*)

**Form 58.07B**  
(rule 58.07)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Appellant's name)*

**APPELLANT/RESPONDENT  
ON CROSS-APPEAL**

**AND:**

*(Respondent's name)*

**RESPONDENT/APPELLANT  
ON CROSS-APPEAL**

*(Modify title of proceeding as necessary.)*

**Notice of Election to Proceed with Cross-Appeal**

**TAKE NOTICE** that \_\_\_\_\_, the Respondent in this appeal, elects to proceed with the cross-appeal.

**DATED** at \_\_\_\_\_ (*city/town*), \_\_\_\_\_ (*province or, if outside of Canada, country*), on the \_\_\_\_\_ (*day*) of \_\_\_\_\_ (*month*), \_\_\_\_\_ (*year*).

\_\_\_\_\_  
*(Signature)*  
Respondent/Solicitor for Respondent

Whose address for service is:  
*(Insert address for service)*  
Newfoundland and Labrador

**TO:** *(Appellant(s) or the solicitor(s)  
for appellant(s)  
(Insert address)*

**Form 58.09A**

(rule 58.09)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Appellant's name)*

**APPELLANT**

**AND:**

*(Respondent's name)*

**RESPONDENT**

*(Modify title of proceeding as necessary.)*

**Record**

**Index of Documents**

*(List all documents included in this record, and list the corresponding numbered or lettered tab you have assigned to each document.)*

**Part 1 - The decision under appeal**

*(Provide the written decision or order being appealed, or if no written record was created, a summary of the decision.)*

*(Tab all documents included here.)*

**Part 2- Written reasons**

*(Provide the decision-making authority's written reasons, if any were recorded; or if the reasons were given orally and none were recorded, provide a summary.)*

*(Tab all documents included here.)*

**Part 3- Evidence**

*(Provide the evidence, including any exhibit filed with the decision-making authority and a copy of the official sound recording of the evidence, if any.)*

*(Tab all documents included here.)*

**Part 4- Other relevant documents**

*(Provide any other relevant documents in the decision-maker's possession.)*

*(Tab all documents included here.)*

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
*(Signature)*  
Decision-Making Authority/Solicitor

Whose address for service is:  
*(Insert address for service)*  
Newfoundland and Labrador

TO: The Supreme Court of Newfoundland and  
Labrador, General Division

*(Each party or the solicitor for the party)*  
*(Insert address)*

**Form 58.11A**  
(rule 58.11)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Appellant's name)*

**APPELLANT**

**AND:**

*(Respondent's name)*

**RESPONDENT**

*(Modify title of proceeding as necessary.)*

**Appellant's/Respondent's Brief**

**Part 1 - Facts**

*(Provide a concise statement of the facts.)*

**Part 2- Issues**

*(List the issues to be determined on appeal.)*

**Part 3- Argument**

*(List your argument, including any specific points of law on which you intend to rely, such as legislation and case law. This section is not to exceed 20 pages, unless a judge expressly permits otherwise.)*

**Part 4- Relief**

*(Identify the relief sought from the Court.)*

**Appendix A- Caselaw**

*(Attach copies of all cases referred to in Part 3.)*

**Appendix B- Legislation**

*(Attach copies of all legislation referred to in Part 3.)*

**DATED** at \_\_\_\_\_ (city/town), \_\_\_\_\_ (province or, if outside of  
Canada, country), on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
(Signature)  
Applicant/Solicitor for Applicant

Whose address for service is:  
(Insert address for service)  
Newfoundland and Labrador

To: The Supreme Court of Newfoundland and  
Labrador, General Division

*(Each party or the solicitor for the party)*  
*(Insert address)*

**Form 58.13A**  
(rule 58.13)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Appellant's name)*

**APPELLANT**

**AND:**

*(Respondent's name)*

**RESPONDENT**

*(Modify title of proceeding as necessary.)*

**REQUEST FOR CASE MANAGEMENT MEETING**

Filed by \_\_\_\_\_

The \_\_\_\_\_ (*appellant/respondent/decision-making authority/other*), requests a case management meeting to discuss the following issue(s):

*(Please summarize why the case management meeting is requested. If you are requesting a date for the hearing of the appeal, please provide suggested, available dates.)*

**DATED** at \_\_\_\_\_ (*city/town*), \_\_\_\_\_ (*province or, if outside of Canada, country*), on the \_\_\_\_\_ (*day*) of \_\_\_\_\_ (*month*), \_\_\_\_\_ (*year*).

\_\_\_\_\_  
*(Signature)*  
Applicant/Solicitor for Applicant

Whose address for service is:  
*(Insert address for service)*  
Newfoundland and Labrador



TO: The Supreme Court of Newfoundland and  
Labrador, General Division

**NOTICE OF CASE MANAGEMENT MEETING**

*(To be completed by the Registry)*

A case management meeting has been scheduled in the above noted matter which will be held at  
*(time, date and location of meeting):*

\_\_\_\_\_  
\_\_\_\_\_

You, or, if you represented, your lawyer, are required to attend this meeting unless excused by a  
judge. Where permitted, you may appear by telephone or video in accordance with Rule 47A.

**DATED** at \_\_\_\_\_ *(city/town)*, Newfoundland and Labrador, on the \_\_\_\_\_ *(day)* of  
\_\_\_\_\_ *(month)*, \_\_\_\_\_ *(year)*.

\_\_\_\_\_  
*(Signature)*  
Registrar/Registry Clerk

TO: *(Each party or the solicitor for the party)*  
*(Insert address)*

**Form 58.14A**  
(rule 58.14)

**File number: 20** \_\_\_\_\_ **G** \_\_\_\_\_

**IN THE SUPREME COURT OF NEWFOUNDLAND AND LABRADOR  
GENERAL DIVISION**

**BETWEEN:**

*(Appellant's name)*

**APPELLANT**

**AND:**

*(Respondent's name)*

**RESPONDENT**

*(Modify title of proceeding as necessary.)*

**JOINT REQUEST FOR APPEAL HEARING DATE**

The parties jointly apply for a date for the hearing of the appeal.

All of the parties are available on the following dates:

*(Please list all of the dates on which all of the parties are available.)*

**DATED** at \_\_\_\_\_ (city/town), Newfoundland and Labrador, on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
*(Signature of appellant or solicitor  
for appellant)*

**DATED** at \_\_\_\_\_ (city/town), Newfoundland and Labrador, on the \_\_\_\_\_ (day) of \_\_\_\_\_ (month), \_\_\_\_\_ (year).

\_\_\_\_\_  
*(Signature of respondent or solicitor  
for respondent)*

To: Supreme Court of Newfoundland and Labrador  
General Division  
Registry

## How to Make an Originating Application

Instructions for the Applicant

An Originating Application (Form 4.03A) is a document you must use to start a family law court proceeding. Your Originating Application tells the Court that there are family law issues that you would like to have resolved. If you start an Originating Application, you are the *Applicant*. The other person is the *Respondent*.

If you are making an application together with the other person (ie. a joint application), you cannot use this form. You must do a Joint Originating Application (Form F4.04A).

### Completing Your Originating Application

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the Respondent).

You must fill out pages 1-5 of the Originating Application and attach any schedules and additional forms that apply to you. If you need more space to fill out any section of this Originating Application, attach an extra page and indicate which section is continued on the extra page.

### Filing Your Originating Application

You must make **3 extra copies** of your completed and signed Originating Application (including any additional documents). To file your Originating Application, you can either bring it to a Supreme Court location near you or you can mail it to a Supreme Court location near you (with the filing fee attached). You can look up the fees online: [www.court.nl.ca/supreme/fees.html](http://www.court.nl.ca/supreme/fees.html)

### Serving Your Originating Application

You must give a copy of the Originating Application to the Respondent. This is called *service*. You have **180 days** to serve the Respondent after you have filed the Application. If you do not serve the Application in 180 days, it will expire and you may have to file a new Originating Application.

If your Application involves divorce and/or parenting, an adult (who is not you) must hand-deliver the Application to the Respondent. This is called *personal service*. You will have to file an **Affidavit of Service (Form F8.11A)** with the Court.

If your Application does *not* involve divorce or parenting, you can serve the Respondent by personal service, leaving a copy with the Respondent's lawyer, leaving a copy at the Respondent's address, registered mail/courier, or regular mail. You can also serve by fax, email, or electronic document exchange, if the Respondent has provided that information. You will have to file an **Affidavit of Service (Form F8.11A)**, **Acknowledgement of Service (Form F8.04A)**, a copy of the document with the recipient's lawyer's endorsement on it, a reply email, or a delivery confirmation with the Court.

### More Information

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227	Grand Falls-Windsor: (709) 292-4260
Gander: (709) 256-1115	Happy Valley-Goose Bay: (709) 896-7892
Grand Bank: (709) 832-1720	St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788  
 Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SERVING THE APPLICATION ON THE RESPONDENT ---**

**How to Respond to an Originating Application**

Instructions for the Respondent

A family law proceeding has been started against you. You are the *Respondent* in this proceeding.

The person who has started this family law proceeding is the *Applicant*.

Read the attached Originating Application (Form 4.03A) carefully. The Applicant has explained the family law issues that he/she would like to have resolved. If you want to oppose any of the Applicant's claims or if you want to make your own claims, you must file and serve a Response (Form F6.02A).

You can get a Response form at any Supreme Court location or online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

You have only **30 days** after this Originating Application has been served on you to file and serve your Response (You have 60 days if you have been served outside of Canada or the United States).

For more information on how to fill out, file, and serve a Response, read the "Instructions for the Respondent" page attached to the Response form.

**If you do not respond, the Court may proceed and make an order without hearing from you.**

**More Information**

Questions? You can go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

## Form F4.03A: Originating Application (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

You must start your application at the Court location that is closest to you or closest to the other party. However, if your family law matter involves parenting or child support, you must start your application at the Court location that is closest to where your children live. Check off where your application is required to be heard and note the location where you must file your documents:

If your application is required to be heard in...	...then you must file your documents in...
<input type="checkbox"/> Clarenville (Grand Bank Circuit)	Grand Bank Supreme Court
<input type="checkbox"/> Corner Brook	Corner Brook Supreme (Family Division)
<input type="checkbox"/> Gander	Gander Supreme Court
<input type="checkbox"/> Grand Bank	Grand Bank Supreme Court
<input type="checkbox"/> Grand Falls – Windsor	Grand Falls – Windsor Supreme Court
<input type="checkbox"/> Happy Valley – Goose Bay	Happy Valley – Goose Bay Supreme Court
<input type="checkbox"/> Port aux Basques (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> Rocky Harbour (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> St. Anthony (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> St. John's	St. John's Supreme Court (Family Division)
<input type="checkbox"/> Stephenville (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> Wabush (Happy Valley – Goose Bay Circuit)	Happy Valley – Goose Bay Supreme Court

Form F4.03A – Originating Application (Family Law)

Supreme Court of Newfoundland and Labrador

Check the type of order(s) that you are seeking:  
 You must fill out the Schedule(s) that relate to your claim(s) and attach any additional forms or documents required.

Type of Order	Fill Out Schedule	Attach
<input type="checkbox"/> Divorce	1	Original marriage certificate
<input type="checkbox"/> Parenting (Decision-making and parenting time)	2	-
<input type="checkbox"/> Child Support	3	Financial Statement (Form F10.02A) and/or income information, if applicable
<input type="checkbox"/> Spousal ( <i>married</i> ) Support or Partner ( <i>unmarried</i> ) Support	4	Financial Statement (Form F10.02A)
<input type="checkbox"/> Parental Support ( <i>for parents</i> ) or Dependant Support ( <i>for spouse or child of deceased person</i> )	4	Financial Statement (Form F10.02A)
<input type="checkbox"/> Division of Matrimonial ( <i>married</i> ) Property, Common Law ( <i>unmarried</i> ) Property, or Property under the <i>FHRMIR Act</i>	5	Property Statement (Form F10.04A)
<input type="checkbox"/> Return of Child (within Canada)	6	Emergency Interim Application (Form 17.03A) if applicable
<input type="checkbox"/> Consent Order or Agreement	7	Signed consent order or agreement
<input type="checkbox"/> Other: _____	7	-

**Applicant Information**

Fill in your information below:  
 If you have safety concerns and do not want to provide your contact information, you may provide alternate contact information below. You must still provide the Court with your actual contact information in a sealed envelope. This envelope will not be available to the other party.

Current Last Name		Last Name at Birth:
First Name		
Middle Name(s) (if any)		
Gender		
Residential Address		
	<i>Street Address</i>	<i>City Province Postal Code</i>
Mailing Address (if different from Residential Address)		
	<i>Street Address or PO Box</i>	<i>City Province Postal Code</i>
Telephone Number (if any)	Home:	Cell:
Fax Number (if any)		
Email Address (if any)	Please note that if you provide your email address, the Court may contact you by email.	
Date of Birth	Month:	Day: Year:

Occupation(s) or Job(s)		
Citizen / Immigration Status	<input type="checkbox"/> Canadian Citizen <input type="checkbox"/> Permanent Resident <input type="checkbox"/> Foreign National	
Are you a registered Indian under the <i>Indian Act</i> ?	<input type="checkbox"/> Yes <input type="checkbox"/> No	If yes, what is the name of your band?
		Do you live on a reserve?
Do you need an interpreter?	<input type="checkbox"/> Yes <input type="checkbox"/> No Please note that the Court is not responsible for any interpreter fees or arrangements.	If yes, state the language and dialect:
Lawyer's Name, Telephone Number, and Address (if any)		

**Respondent Information**

Fill in the Respondent's information below (to the best of your knowledge):

Current Last Name		Last Name at Birth:
First Name		
Middle Name(s) (if any)		
Gender		
Residential Address		
	<i>Street Address</i>	<i>City Province Postal Code</i>
Mailing Address (if different from Residential Address)		
	<i>Street Address or PO Box</i>	<i>City Province Postal Code</i>
Telephone Number (if any)	Home:	Cell:
Fax Number (if any)		
Email Address (if any)		
Date of Birth	Month:	Day:      Year:
Occupation(s) or Job(s)		
Citizen / Immigration Status	<input type="checkbox"/> Canadian Citizen <input type="checkbox"/> Permanent Resident <input type="checkbox"/> Foreign National	
Is the Respondent a registered Indian under the <i>Indian Act</i> ?	<input type="checkbox"/> Yes <input type="checkbox"/> No	If yes, what is the name of the Respondent's band?
		Does the Respondent live on a reserve?
Does the Respondent need an interpreter?	<input type="checkbox"/> Yes <input type="checkbox"/> No Please note that the Court is not responsible for any interpreter fees or arrangements.	If yes, state the language and dialect:
Lawyer's Name, Telephone Number, and Address (if any)		



Fill in the information about your relationship with the Respondent:

Your relationship with the Respondent				
Date the parties started living together	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable
Date of marriage	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable
Place of marriage				OR <input type="checkbox"/> Not applicable
Prior to the marriage, you were	<input type="checkbox"/> Unmarried	<input type="checkbox"/> Divorced	<input type="checkbox"/> Widowed	OR <input type="checkbox"/> Not applicable
Prior to the marriage, the Respondent was	<input type="checkbox"/> Unmarried	<input type="checkbox"/> Divorced	<input type="checkbox"/> Widowed	OR <input type="checkbox"/> Not applicable
Date of separation	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable
Date of divorce	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable

Check this box if you are starting a proceeding against more than one Respondent. Attach an extra page to provide the information of the other Respondent(s) and the details of your relationship with the other Respondent(s).

Fill in the information for every child of your relationship (Include children under and over 19 and non-dependent children):

	Child 1	Child 2
Child's Full Name		
Mother's Full Name		
Father's Full Name		
Date of Birth (month/day/year)		
Gender		
Child is Currently Living With (Name)		
Disabilities and/or Special Needs		

	Child 3	Child 4
Child's Full Name		
Mother's Full Name		
Father's Full Name		
Date of Birth (month/day/year)		
Gender		
Child is Currently Living With (Name)		
Disabilities and/or Special Needs		

Check this box if there are no children.

Check this box if there are more than 4 children. Attach an extra page to provide the details of those children.

If child protection services have ever been involved with you, the Respondent(s), and/or the children, provide the details below.

Provide the details of any **current** or **ongoing** court proceedings, court orders, and/or written agreements involving you, the Respondent(s), and/or the children. Attach any written agreements and any court orders not in the Court file.

### Statement of Truth

You must swear or affirm that the facts and information that you have written in this Originating Application and the attached Schedule(s) is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this application at the Court when you file it.

I declare the facts and information in this Originating Application are true to the best of my knowledge and belief.

SWORN TO or AFFIRMED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Signature of Applicant

\_\_\_\_\_  
Signature of Person Authorized to Administer Oaths

### Lawyer's Signature for Fee Waiver

I am employed by the Newfoundland and Labrador Legal Aid Commission or a Newfoundland and Labrador government department under the *Executive Council Act* and I am the lawyer of record in this matter.

\_\_\_\_\_  
Signature of Lawyer (if any)

\_\_\_\_\_  
Print Name of Lawyer (if any)

### Lawyer's Certificate

- Check this box if you have a lawyer. Your lawyer must complete this Certificate.  
If you are not applying for divorce or do not have a lawyer, you do not have to fill out this Certificate.

I, \_\_\_\_\_, the Lawyer for \_\_\_\_\_,  
(Print Lawyer's Name) (Print Applicant's Name)

the Applicant, certify to this Court that I have complied with the requirements of s.9 of the *Divorce Act*.

DATED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Signature of Lawyer

\_\_\_\_\_  
Address of Lawyer

(Note: This Schedule is intended for divorce applications under the *Divorce Act*. If you are seeking a divorce under the *Civil Marriages Act*, fill out Schedule 7.)

**Schedule 1 Divorce**

In order to apply for a divorce, **you must be able to satisfy all 4 of the requirements below:**

1	<input type="checkbox"/> There has been a breakdown in our marriage and there is no likelihood that we will get back together.
2	<input type="checkbox"/> I am a resident of Newfoundland and Labrador and have been a resident of Newfoundland and Labrador for at least 1 year immediately prior to this application. <span style="margin-left: 100px;">OR</span> <input type="checkbox"/> My spouse is a resident of Newfoundland and Labrador and has been a resident of Newfoundland and Labrador for at least 1 year immediately prior to this application.
3	<input type="checkbox"/> I have attached the original Certificate of Marriage (or Registration of Marriage) to this Application. <span style="margin-left: 100px;">OR</span> <input type="checkbox"/> I was married outside of Canada and I am unable to attach a copy of my Certificate of Marriage (or Registration of Marriage) because it is impossible or impractical to obtain.
	<p><i>If you were married in Canada, you can obtain your Certificate of Marriage from the provincial Vital Statistics Agency.</i></p> <p><input type="checkbox"/> Check this box if your Certificate of Marriage is not in English or French. You must attach a translation.</p> <p><i>You will have to make an Interim Application for a Procedural Order (using Form F16.03A) for an Order dispensing with the need to file a Certificate of Marriage.</i></p>
4	<input type="checkbox"/> There has been no collusion in relation to this application for a divorce.

I am seeking a divorce because there has been a permanent breakdown in our marriage based upon:

**Separation:**

*Check this box if you and your spouse currently live separate and apart and will have lived separate and apart for at least 1 year prior to the determination of the divorce proceeding.*

*If you and your spouse have been living separate and apart for less than 1 year, you may still file an Originating Application for divorce on the ground of separation. However, you must wait until 1 year has elapsed to file an Application for Judgment for divorce.*

**Adultery:**

*Check this box if you are seeking divorce because the Respondent has committed adultery. Attach an extra page with details of the adultery.*

*You may be required to present further evidence of the adultery. You do not need to name any other person involved. If you choose to name another person, you must serve this Originating Application on that person by personal service. That other person(s) will have the same rights as the Respondent in relation to the adultery claim and may file a Response.*

Check this box to declare that you have not condoned or connived in the adultery.

**Cruelty:**

*Check this box if you are seeking divorce because your spouse has treated you with physical or mental cruelty that makes continued cohabitation intolerable. Attach an extra page with details of the cruelty.*

*You may be required to present further evidence of the physical or mental cruelty.*

Check this box to declare that you have not condoned or connived in the cruelty.

**Schedule 2 Parenting**

*If you are making a parenting application (custody and/or access), fill in the information below:*

What are the current parenting arrangements for:

Decision-making about the child(ren):

Regular parenting schedule (daily, weekly, monthly, or other):

Parenting schedule for holidays and special occasions:

Schedule for other contact (ie. phone or internet):

Other important issues in relation to parenting the child(ren):

What are your proposed parenting arrangements for:

Decision-making about the child(ren):

Regular parenting schedule (daily, weekly, monthly, or other):

Parenting schedule for holidays and special occasions:

Schedule for other contact (eg. phone, internet, etc.):

Other important issues in relation to parenting the child(ren):

**Schedule 3 Child Support**

Check all of the boxes that apply:

<input type="checkbox"/> I am seeking the basic table amount as per the <i>Child Support Guidelines</i> .
<input type="checkbox"/> I am seeking special and/or extraordinary expenses. <i>You must complete and attach a Financial Statement (Form F10.02A).</i>
<input type="checkbox"/> I am seeking an amount of child support that is different from the <i>Child Support Guidelines</i> basic table amount.  <i>Depending on your reason(s) for seeking an amount different from the Child Support Guidelines, you may have to attach further documentation.</i>  List your reason(s) for seeking an amount of child support different from the <i>Child Support Guidelines</i> : <ul style="list-style-type: none"> <li><input type="checkbox"/> The Respondent and I have agreed to child support in the amount of \$ _____ per month.</li> <li><input type="checkbox"/> I have physical custody of (or exercise access to) the child(ren) for 40% or more of the year. <i>You must complete and attach a Financial Statement (Form F10.02A).</i></li> <li><input type="checkbox"/> The child(ren) is(are) 19 years of age or older. <i>You must complete and attach a Financial Statement (Form F10.02A).</i></li> <li><input type="checkbox"/> One or more of the persons who is obligated to pay support has an income that is more than \$150,000 annually. <i>You must complete and attach a Financial Statement (Form F10.02A).</i></li> <li><input type="checkbox"/> I am claiming undue hardship for the following reason(s):  <div style="border: 1px solid black; height: 40px; margin-top: 5px;"></div> </li> </ul> <p style="margin-left: 20px;"><i>You must complete and attach a Financial Statement (Form F10.02A).</i></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Other:  <div style="border: 1px solid black; height: 30px; margin-top: 5px;"></div> </li> </ul> <p style="margin-left: 20px;"><i>Depending on your claim, you may be required to complete and attach a Financial Statement (Form F10.02A).</i></p>
<input type="checkbox"/> I am seeking retroactive child support.  What is the amount of retroactive child support that you are seeking? \$ _____  What is the date from which you are seeking retroactive child support? (month/day/year) _____  Describe the facts and your reason(s) for seeking retroactive child support:  <div style="border: 1px solid black; height: 50px; margin-top: 5px;"></div>

**Schedule 4 Spousal, Partner, Parental, or Dependant Support**

*If you are seeking spousal, partner, parental, or dependant support, you must complete and attach a Financial Statement (Form F10.02A)*

Check all of the boxes that apply and fill in the information required:

I am seeking :

- Spousal support
- Partner support
- Parental support
- Dependant support

Describe the facts and your reason(s) for seeking support:

---

I am seeking:

- Retroactive spousal support
- Retroactive partner support
- Retroactive parental support
- Retroactive dependant support

What is the amount of retroactive support that you are seeking? \$ \_\_\_\_\_

What is the date from which you are seeking retroactive support? *(month/day/year)* \_\_\_\_\_

Describe the facts and your reason(s) for seeking retroactive support:

**Schedule 5 Division of Property**

*If you are seeking a division of matrimonial property or common law property, you must complete and attach a Property Statement (Form F10.04)*

Check all of the boxes that apply and fill in any information required:

<input type="checkbox"/> I am seeking an <b>equal division of matrimonial property</b> .
<input type="checkbox"/> I am seeking an <b>unequal division of matrimonial property</b> . Describe the facts and your reason(s) for seeking an unequal division of property: <div style="border: 1px solid black; height: 40px; margin-top: 5px;"></div>
<input type="checkbox"/> I am seeking <b>exclusive possession of the matrimonial home</b> . Describe the facts and your reason(s) for seeking exclusive possession of the matrimonial home: <div style="border: 1px solid black; height: 40px; margin-top: 5px;"></div>
<input type="checkbox"/> I am seeking a <b>division of common law property</b> . Describe your property claim, the facts, and your reason(s) for seeking the claim: <div style="border: 1px solid black; height: 40px; margin-top: 5px;"></div>
<input type="checkbox"/> I am making a claim under the <b><i>Family Homes on Reserves and Matrimonial Interests or Rights Act</i></b> . Describe your property claim, the facts, and your reason(s) for seeking the claim: <div style="border: 1px solid black; height: 40px; margin-top: 5px;"></div>
<input type="checkbox"/> Other: Describe your property claim, the facts, and your reason(s) for seeking the claim: <div style="border: 1px solid black; height: 40px; margin-top: 5px;"></div>



**Schedule 6** Return of Child (within Canada)

*If you are seeking a court order for the return of a child or children (within Canada), answer the questions below. You may provide any additional affidavit(s) necessary.*

*At what address does the child(ren) habitually (normally) live?*

*Set out all of the available facts and information that you have relating to the whereabouts of the child(ren):*

*Set out all the available facts and information that you have regarding the identity of the person that the child(ren) is/are presumed to be with:*

*Set out your reasons for making the application:*

**Schedule 7** Other Applications

*If you are seeking a court order for something other than the claims requested in the other Schedules, state what you are seeking, describe the facts, and give reasons:*

## How to Make a Joint Originating Application

Instructions for Co-Applicants

You may use a **Joint Originating Application (Form F4.04A)** if you and the other person(s) consent to your family law issues and want to apply for a family law order together.

If you and the other person(s) disagree on any family law issues, you cannot use this form. Instead, you must do an **Originating Application (Form F4.03A)**.

### Completing Your Joint Originating Application

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form and file it with the Court).

You must fill out all of the pages in this Joint Originating Application and attach an agreement or a **Consent Order (Form F34.02A and/or F34.02B)**. If you need more space to fill out any section of this Joint Originating Application, attach an extra page and indicate which section is continued on the extra page.

### Filing Your Joint Originating Application

You must make **2 extra copies** of your completed and signed Joint Originating Application (including any attachments). File your original Joint Originating Application with the Court. To file your Joint Originating Application, you can either bring it to a Supreme Court location near you or you can mail it to a Supreme Court location near you.

### Serving Your Joint Originating Application

Since all of the Co-Applicants have signed the filed Joint Originating Application, you do NOT need to serve the Joint Originating Application on the other Co-Applicant(s). However, you should still make sure all the Co-Applicants have a copy of the Joint Originating Application and all attachments.

### More Information

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227	Grand Falls-Windsor: (709) 292-4260
Gander: (709) 256-1115	Happy Valley-Goose Bay: (709) 896-7892
Grand Bank: (709) 832-1720	St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788  
 Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

## Form F4.04A: Joint Originating Application (Family Law)



**In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)**

<i>FOR COURT USE ONLY</i>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ CO-APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ CO-APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  CO-APPLICANT

You must start your application at the Court location that is closest to you or closest to the other party. However, if your family law matter involves parenting or child support, you must start your application at the Court location that is closest to where your children live. Check off where your application is required to be heard and note the location where you must file your documents:

<i>if your application is required to be heard in...</i>	<i>...then you must file your documents in...</i>
<input type="checkbox"/> Clarenville (Grand Bank Circuit)	Grand Bank Supreme Court
<input type="checkbox"/> Corner Brook	Corner Brook Supreme (Family Division)
<input type="checkbox"/> Gander	Gander Supreme Court
<input type="checkbox"/> Grand Bank	Grand Bank Supreme Court
<input type="checkbox"/> Grand Falls – Windsor	Grand Falls – Windsor Supreme Court
<input type="checkbox"/> Happy Valley – Goose Bay	Happy Valley – Goose Bay Supreme Court
<input type="checkbox"/> Port aux Basques (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> Rocky Harbour (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> St. Anthony (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> St. John's	St. John's Supreme Court (Family Division)
<input type="checkbox"/> Stephenville (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> Wabush (Happy Valley – Goose Bay Circuit)	Happy Valley – Goose Bay Supreme Court

Form F4.04A – Joint Originating Application (Family Law)

Supreme Court of Newfoundland and Labrador

Check the type of order(s) that you are seeking:  
 You must fill out and file the Schedule(s) and any additional documents that relate to your claim(s).

Type of Order	Fill Out Schedule	Attachment(s)
<input type="checkbox"/> Divorce	1	Original marriage certificate
<input type="checkbox"/> Parenting (Decision-making and parenting time)	2	Consent Order or agreement
<input type="checkbox"/> Child Support	3	Consent Order or agreement
<input type="checkbox"/> Spousal ( <i>married</i> ) Support or Partner ( <i>unmarried</i> ) Support	4	Consent Order or agreement
<input type="checkbox"/> Parental Support ( <i>for parents</i> ) or Dependant Support ( <i>for spouse or child of deceased person</i> )	4	Consent Order or agreement
<input type="checkbox"/> Division of Matrimonial ( <i>married</i> ) Property, Common Law ( <i>unmarried</i> ) Property, or Property under the FHRMIR Act	5	Consent Order or agreement
<input type="checkbox"/> Other: _____	6	Consent Order or agreement

Fill in the information below for the first Co-Applicant:

<b>Current Last Name</b>				Last Name at Birth:
<b>First Name</b>				
<b>Middle Name(s) (if any)</b>				
<b>Gender</b>				
<b>Residential Address</b>				
	<i>Street Address</i>	<i>City</i>	<i>Province</i>	<i>Postal Code</i>
<b>Mailing Address</b> (if different from Residential Address)				
	<i>Street Address or PO Box</i>	<i>City</i>	<i>Province</i>	<i>Postal Code</i>
<b>Telephone Number (if any)</b>	Home:			Cell:
<b>Fax Number (if any)</b>				
<b>Email Address (if any)</b>	Please note that if you provide your email address, the Court may contact you by email.			
<b>Date of Birth</b>	Month:	Day:	Year:	
<b>Occupation(s) or Job(s)</b>				
<b>Citizen / Immigration Status</b>	<input type="checkbox"/> Canadian Citizen <input type="checkbox"/> Permanent Resident <input type="checkbox"/> Foreign National			
<b>Are you a registered Indian under the Indian Act?</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No		If yes, what is the name of your band?	
			Do you live on a reserve?	
<b>Do you need an interpreter?</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No		If yes, state the language and dialect:	
	Please note that the Court is not responsible for any interpreter fees or arrangements.			
<b>Lawyer's Name, Telephone Number, and Address (if any)</b>				

Form F4.04A – Joint Originating Application (Family Law)

Supreme Court of Newfoundland and Labrador

Fill in the information below for the second Co-Applicant:

<b>Current Last Name</b>		Last Name at Birth:
<b>First Name</b>		
<b>Middle Name(s) (if any)</b>		
<b>Gender</b>		
<b>Residential Address</b>		
	<i>Street Address</i>	<i>City Province Postal Code</i>
<b>Mailing Address</b> (if different from Residential Address)		
	<i>Street Address or PO Box</i>	<i>City Province Postal Code</i>
<b>Telephone Number (if any)</b>	Home:	Cell:
<b>Fax Number (if any)</b>		
<b>Email Address (if any)</b>		
<b>Date of Birth</b>	Month:	Day: Year:
<b>Occupation(s) or Job(s)</b>		
<b>Citizen / Immigration Status</b>	<input type="checkbox"/> Canadian Citizen <input type="checkbox"/> Permanent Resident <input type="checkbox"/> Foreign National	
<b>Are you a registered Indian under the Indian Act?</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No	If yes, what is the name of your band?
		Do you live on a reserve?
<b>Do you need an interpreter?</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No Please note that the Court is not responsible for any interpreter fees or arrangements.	If yes, state the language and dialect:
<b>Lawyer's Name, Telephone Number, and Address (if any)</b>		

Fill in the information about your relationship below:

<b>Relationship of the parties</b>				
<b>Date the parties started living together</b>	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable
<b>Date of marriage</b>	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable
<b>Place of marriage</b>				OR <input type="checkbox"/> Not applicable
<b>Prior to the marriage, the first Co-Applicant was</b>	<input type="checkbox"/> Unmarried	<input type="checkbox"/> Divorced	<input type="checkbox"/> Widowed	OR <input type="checkbox"/> Not applicable
<b>Prior to the marriage, the second Co-Applicant was</b>	<input type="checkbox"/> Unmarried	<input type="checkbox"/> Divorced	<input type="checkbox"/> Widowed	OR <input type="checkbox"/> Not applicable
<b>Date of separation</b>	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable
<b>Date of divorce</b>	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable

Check this box if there are more than 2 Co-Applicants. Attach an extra page to provide the information of the other Co-Applicant(s) and details of your relationship with the other Co-Applicant(s).

Form F4.04A – Joint Originating Application (Family Law)

Supreme Court of Newfoundland and Labrador

Fill in the information for every child of your relationship (include children under and over 19 and non-dependent children):

	Child 1	Child 2
<b>Child's Full Name</b>		
<b>Mother's Full Name</b>		
<b>Father's Full Name</b>		
<b>Date of Birth</b> (month/day/year)		
<b>Gender</b>		
<b>Child is Currently Living With (Name)</b>		
<b>Disabilities and/or Special Needs</b>		

	Child 3	Child 4
<b>Child's Full Name</b>		
<b>Mother's Full Name</b>		
<b>Father's Full Name</b>		
<b>Date of Birth</b> (month/day/year)		
<b>Gender</b>		
<b>Child is Currently Living With (Name)</b>		
<b>Disabilities and/or Special Needs</b>		

- Check this box if there are no children.
- Check this box if there are more than 4 children. Attach an extra page to provide the details of those children.

If child protection services have ever been involved with you, the other Co-Applicant(s), and/or the children, provide the details below.

Provide the details of any **current** or **ongoing** court proceedings, court orders, and/or written agreements involving you, the other Co-Applicant(s), and/or the children. Attach any written agreements and any court orders not in the Court file.

If there are more than 2 Co-Applicants, attach an extra page with the signatures required below.

**Statement of Truth**

All Co-Applicants must swear or affirm that the facts and information in this Application, the attached schedules, and the attached Consent Order(s) is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this application at the Court when you file it.

**First Co-Applicant**

I declare the facts and information in this Joint Originating Application are true to the best of my knowledge and belief.

SWORN TO or AFFIRMED at \_\_\_\_\_,  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Signature of First Co-Applicant

Commissioner of Oaths / Justice of the Peace

**Second Co-Applicant**

I declare the facts and information in this Joint Originating Application are true to the best of my knowledge and belief.

SWORN TO or AFFIRMED at \_\_\_\_\_,  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Signature of Second Co-Applicant

Commissioner of Oaths / Justice of the Peace

**Lawyer's Certificate**

If any of the Co-Applicants has a lawyer and you have applied for a divorce, your lawyer(s) must complete this Certificate. If none of the Co-Applicants has a lawyer, you do not need to fill out this section.

**First Co-Applicant's Lawyer (if any)**

I, \_\_\_\_\_, the Lawyer for \_\_\_\_\_, the Co-Applicant, certify that I have complied with the requirements of s.9 of the *Divorce Act*.

Dated at \_\_\_\_\_,  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Signature of Lawyer

**Second Co-Applicant's Lawyer (if any)**

I, \_\_\_\_\_, the Lawyer for \_\_\_\_\_, the Co-Applicant, certify that I have complied with the requirements of s.9 of the *Divorce Act*.

Dated at \_\_\_\_\_,  
this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

Signature of Lawyer



(Note: This Schedule is intended for divorce applications under the *Divorce Act*. If you are seeking a divorce under the *Civil Marriages Act*, fill out Schedule 6.)

**Schedule 1 Divorce**

In order to apply for a divorce, you must be able to satisfy all 4 of the requirements below:

1	<input type="checkbox"/> There has been a breakdown in our marriage and there is no likelihood that we will get back together.
2	<input type="checkbox"/> I am a resident of Newfoundland and Labrador and have been a resident of Newfoundland and Labrador for at least 1 year immediately prior to this application. <span style="margin-left: 100px;">OR</span> <input type="checkbox"/> My spouse is a resident of Newfoundland and Labrador and has been a resident of Newfoundland and Labrador for at least 1 year immediately prior to this application.
3	<input type="checkbox"/> I have attached the original Certificate of Marriage (or Registration of Marriage) to this Application.  <i>If you were married in Canada, you can obtain your Certificate of Marriage from the provincial Vital Statistics Agency.</i>  <input type="checkbox"/> Check this box if your Certificate of Marriage is not in English or French. You must attach a translation. <span style="margin-left: 100px;">OR</span> <input type="checkbox"/> I was married outside of Canada and I am unable to attach a copy of my Certificate of Marriage (or Registration of Marriage) because it is impossible or impractical to obtain.  <i>You will have to make an Interim Application for a Procedural Order (using Form F16.03A) for an Order dispensing with the need to file a Certificate of Marriage.</i>
4	<input type="checkbox"/> There has been no collusion in relation to this application for a divorce.

**We are seeking a divorce because there has been a permanent breakdown in our marriage based upon separation:**

<input type="checkbox"/> Check this box if the parties currently live separate and apart and will have lived separate and apart for <b>at least 1 year prior to the determination of the divorce proceeding.</b>  <i>If the parties have been living separate and apart for less than 1 year, you may still file an Application for divorce on the ground of separation. However, you must wait until 1 year has elapsed to file an Application for Judgment for divorce.</i>
---

Check the box that applies to you and fill out any information needed:

<input type="checkbox"/> There are no children of the marriage <span style="margin-left: 40px;">OR</span> <input type="checkbox"/> Reasonable arrangements have been made for the support of the children (Give details and include your annual incomes):

**Schedule 2 Parenting**

If you are making a joint application with respect to parenting (custody and/or access), fill in the information below:

What are the current parenting arrangements for:

Decision-making about the child(ren):

Regular parenting schedule (daily, weekly, monthly, or other):

Parenting schedule for holidays and special occasions:

Schedule for other contact (ie. phone or internet):

Other important issues in relation to parenting the child(ren):

What are your proposed parenting arrangements for:

Decision-making about the child(ren):

Regular parenting schedule (daily, weekly, monthly, or other):

Parenting schedule for holidays and special occasions:

Schedule for other contact (eg. phone, internet, etc.):

Other important issues in relation to parenting the child(ren):

**Schedule 3 Child Support**

Check all of the boxes that apply:

<input type="checkbox"/> We agree to the <b>basic table amount</b> as per the <i>Child Support Guidelines</i> .				
<input type="checkbox"/> We agree on <b>special and/or extraordinary expenses</b> .				
<input type="checkbox"/> We agree to <b>an amount of child support that is different from the <i>Child Support Guidelines</i> basic table amount</b> .  What are your incomes?  <table border="1" style="margin-left: 40px; width: 60%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">Co-Applicant 1's Annual Income:</td> <td style="padding: 2px;">\$</td> </tr> <tr> <td style="padding: 2px;">Co-Applicant 2's Annual Income:</td> <td style="padding: 2px;">\$</td> </tr> </table> What are your reason(s) for an amount of child support that is different from the <i>Child Support Guidelines</i> ?  <input type="checkbox"/> We agree to child support in the amount of \$ _____ per month. <input type="checkbox"/> Each of us has physical custody of (or exercise access to) the child(ren) for 40% or more of the year. <input type="checkbox"/> The child(ren) is(are) 19 years of age or older. <input type="checkbox"/> One or more of the persons who is obligated to pay support has an income that is more than \$150,000 annually. <input type="checkbox"/> One or more of us is claiming undue hardship for the following reason(s):  <div style="border: 1px solid black; height: 40px; margin-left: 40px;"></div> <input type="checkbox"/> Other:  <div style="border: 1px solid black; height: 40px; margin-left: 40px;"></div>	Co-Applicant 1's Annual Income:	\$	Co-Applicant 2's Annual Income:	\$
Co-Applicant 1's Annual Income:	\$			
Co-Applicant 2's Annual Income:	\$			
<input type="checkbox"/> We agree to <b>an amount of retroactive child support</b> .  Describe the reason(s) for retroactive child support:  <div style="border: 1px solid black; height: 80px; margin-left: 40px;"></div>				

**Schedule 4** *Spousal, Partner, Parental, or Dependent Support*

Check all of the boxes that apply and fill in the information required:

<p><input type="checkbox"/> We have agreed to an amount of :</p> <ul style="list-style-type: none"><li><input type="checkbox"/> <i>Spousal support</i></li><li><input type="checkbox"/> <i>Partner support</i></li><li><input type="checkbox"/> <i>Parental support</i></li><li><input type="checkbox"/> <i>Dependent support</i></li></ul> <p>Describe the reason(s) for support:</p> <div style="border: 1px solid black; height: 150px; width: 100%;"></div>
<p><input type="checkbox"/> We have agreed to an amount of:</p> <ul style="list-style-type: none"><li><input type="checkbox"/> <i>Retroactive spousal support</i></li><li><input type="checkbox"/> <i>Retroactive partner support</i></li><li><input type="checkbox"/> <i>Retroactive parental support</i></li><li><input type="checkbox"/> <i>Retroactive dependent support</i></li></ul> <p>Describe the reason(s) for retroactive support:</p> <div style="border: 1px solid black; height: 150px; width: 100%;"></div>

**Schedule 5** **Division of Property**

Check all of the boxes that apply and fill in any information required:

<input type="checkbox"/> We agree to an <b>equal division of matrimonial property.</b>
<input type="checkbox"/> We agree to an <b>unequal division of matrimonial property.</b> Describe the reason(s) for an unequal division of property: <div style="border: 1px solid black; height: 100px; width: 100%;"></div>
<input type="checkbox"/> We agree to a <b>division of common law property.</b> Describe the property claim and the reason(s) for the property claim: <div style="border: 1px solid black; height: 100px; width: 100%;"></div>
<input type="checkbox"/> We agree to a <b>division of property under the Family Homes on Reserves and Matrimonial Interests or Rights Act.</b> Describe your property claim, the facts, and your reason(s) for seeking the claim: <div style="border: 1px solid black; height: 100px; width: 100%;"></div>
<input type="checkbox"/> Other: Describe the property claim and the reason(s) for the property claim: <div style="border: 1px solid black; height: 100px; width: 100%;"></div>

**Schedule 6** Other Applications

*If you have come to an agreement on something other than the claims listed in the other Schedules, state what you are agreeing to and give reasons:*

## How to Withdraw a Joint Originating Application or Joint Originating Application for Variation

## Instructions

A Withdrawal of Joint Originating Application (F4.04B) notifies the Court and the other person that you are withdrawing from your Joint Originating Application or Joint Originating Application for Variation.

### Completing Your Withdrawal of Joint Originating Application

You may fill out this form by hand or online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form online, you must still print the form, file it, and serve it on the other person)

Along with your Withdrawal, you must complete a Response (Form F6.02A) to respond to the family law issues that you disagree with or to make any new claims. You can get a Response form at any Supreme Court location or online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

### Filing Your Withdrawal of Joint Originating Application

You must file your Withdrawal of Joint Originating Application and Response at the same Court location where the Joint Originating Application or Joint Originating Application for Variation was filed. To file your documents with the Court, you can either bring it to the same Supreme Court location or you can mail it to same Supreme Court location. If you are mailing a document, be sure to attach the filing fee. You can look up the fees online: [www.court.nl.ca/supreme/fees.html](http://www.court.nl.ca/supreme/fees.html)

You must make 2 extra copies of your completed and signed Withdrawal of Joint Originating Application and file your original Withdrawal of Joint Originating Application with the Court.

You must make 3 extra copies of your completed and signed Response and file your Response with the Court. Your Response must be filed at the same time as your Withdrawal of Joint Originating Application.

### Serving Your Withdrawal of Joint Originating Application

You will need to give a copy of the Withdrawal of Joint Originating Application and your Response to the other person. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy of the with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

If you are making claims for divorce or parenting, an adult (who is not you) must hand-deliver the Response to the other person (*personal service*).

### More Information

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SERVING THE WITHDRAWAL**



# Form F4.04B: Withdrawal of Joint Originating Application (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ CO-APPLICANT  
(Print full name)

AND: \_\_\_\_\_ CO-APPLICANT  
(Print full name)

AND: \_\_\_\_\_  NOT APPLICABLE  
(Print full name)  CO-APPLICANT

I, \_\_\_\_\_, the Co-Applicant, withdraw from the  
(Print your name)

Joint Originating Application or Joint Originating Application for Variation, dated \_\_\_\_\_.  
(Date: month/day/year)

DATED at _____, this _____ day of _____, 20____.
_____ Signature
_____ Signature of Lawyer (if any)

**How to Make an Originating Application for Variation**

Instructions for the Applicant

You may use an **Originating Application for Variation (Form F5.05A)** if you want to change a final family law order. If you start an Originating Application for Variation, you are the *Applicant*. The other person is the *Respondent*.

If you are making an application together with the other person (i.e. a joint application), you cannot use this form. You must make a **Joint Originating Application for Variation (Form F5.06A)**.

**Completing Your Originating Application for Variation**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the Respondent).

You must fill out pages 1-5 of the Originating Application for Variation and attach any schedules and additional forms that apply to you. If you need more space to fill out any section of this Originating Application for Variation, attach an extra page and indicate which section is continued on the extra page.

**Filing Your Originating Application for Variation**

You must make **3 extra copies** of your completed and signed Originating Application for Variation (including any attachments). File the original Originating Application for Variation with the Court. To file your Originating Application for Variation, you can either bring it to a Supreme Court location near you or you can mail it to a Supreme Court location near you (with the filing fee attached). You can look up the fees online: [www.court.nl.ca/supreme/fees.html](http://www.court.nl.ca/supreme/fees.html)

**Serving Your Originating Application for Variation**

Once you have filed your completed Originating Application for Variation with the Court, you must give a copy of the Application and the 'Instructions for the Respondent' page to the Respondent. This is called *service*. You have **180 days** to serve the Respondent after you have filed the Application. If you do not serve the Application in 180 days, it will expire and you may have to file a new Application.

If your Application involves parenting, an adult (who is not you) must hand-deliver the Application to the Respondent. This is called *personal service*. If your Application does *not* involve parenting, you can serve the Respondent by leaving a copy with the Respondent's lawyer, leaving a copy at the Respondent's address, registered mail/courier, or regular mail. You may also serve the Respondent using fax, email, or electronic document exchange, if the Respondent has provided that information.

You may have to file an **Affidavit of Service (Form F8.11A)** or **Acknowledgement of Service (Form F8.04A)** with the Court. These forms are available online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SERVING THE APPLICATION**

## How to Respond to an Originating Application for Variation

Instructions for the Respondent

A family law proceeding has been started against you. You are the *Respondent* in this proceeding.

The person who has started this family law proceeding is the *Applicant*.

Read the attached Originating Application for Variation (Form F5.05A) carefully. The Applicant has explained the family law issues that he/she would like to have resolved. If you want to oppose any of the Applicant's claims or if you want to make your own claims, you must file and serve a Response (Form F6.02A).

You can find the Response form at any Supreme Court location or online:

[www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

You have only **30 days** after this Originating Application for Variation has been served on you to file and serve your Response (You have 60 days if you have been served outside of Canada or the United States).

For more information on how to fill out, file, and serve a Response, read the "Instructions for the Respondent" page attached to the Response form.

If you do not respond, the Court may proceed and make an order without hearing from you.

### More Information

Questions? You can go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227  
Gander: (709) 256-1115  
Grand Bank: (709) 832-1720

Grand Falls-Windsor: (709) 292-4260  
Happy Valley-Goose Bay: (709) 896-7892  
St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788  
Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

## Form F5.05A: Originating Application for Variation (Family Law)



**In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)**

FOR COURT USE ONLY	
COURT FILE NO: _____	
CENTRAL DIVORCE REGISTRY NO: _____	
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20____.	
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador	

BETWEEN: \_\_\_\_\_ APPLICANT  
(Print full name)

AND: \_\_\_\_\_ RESPONDENT  
(Print full name)

AND: \_\_\_\_\_  
(Print full name)

NOT APPLICABLE  
 SECOND APPLICANT  
 SECOND RESPONDENT

You must start your application at the Court location that is closest to you or closest to the other party. However, if your family law matter involves parenting or child support, you must start your application at the Court location that is closest to where your children live. Check off where your application is required to be heard and note the location where you must file your documents:

If your application is required to be heard in...	...then you must file your documents in...
<input type="checkbox"/> Clarenville (Grand Bank Circuit)	Grand Bank Supreme Court
<input type="checkbox"/> Corner Brook	Corner Brook Supreme (Family Division)
<input type="checkbox"/> Gander	Gander Supreme Court
<input type="checkbox"/> Grand Bank	Grand Bank Supreme Court
<input type="checkbox"/> Grand Falls – Windsor	Grand Falls – Windsor Supreme Court
<input type="checkbox"/> Happy Valley – Goose Bay	Happy Valley – Goose Bay Supreme Court
<input type="checkbox"/> Port aux Basques (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> Rocky Harbour (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> St. Anthony (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> St. John's	St. John's Supreme Court (Family Division)
<input type="checkbox"/> Stephenville (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> Wabush (Happy Valley – Goose Bay Circuit)	Happy Valley – Goose Bay Supreme Court

Form F5.05A - Originating Application for Variation

Supreme Court of Newfoundland and Labrador

Check the type of order(s) that you want to change:

You must fill out the Schedule(s) that relate to your claim(s) and attach any additional forms or documents required.

Type of Order	Fill Out Schedule	Attach
<input type="checkbox"/> Parenting (Decision-making and parenting time)	1	-
<input type="checkbox"/> Child Support	2	Financial Statement (Form F10.02A) and/or income information, if applicable
<input type="checkbox"/> Spousal ( <i>married</i> ) Support or Partner ( <i>unmarried</i> ) Support	3	Financial Statement (Form F10.02A)
<input type="checkbox"/> Parental Support ( <i>for parents</i> ) or Dependant Support ( <i>for spouse or child of deceased person</i> )	3	Financial Statement (Form F10.02A)
<input type="checkbox"/> Consent Order or Agreement	4	Signed consent order or agreement
<input type="checkbox"/> Other: _____	4	-

Fill in the details for the order that you are seeking to vary:

Date Order was Issued	Month:	Day:	Year:
Which Court?			
Place of Order	City:	Province:	Country:
Name of Justice or Judge			

- Check this box if you have more than 1 order that you are seeking to change. Attach an extra page at the end of this application to provide the details of those orders.

**Applicant Information**

Fill in your information below:

If you have safety concerns and do not want to provide your contact information, you may provide alternate contact information below. You must still provide the Court with your actual contact information in a sealed envelope. This envelope will not be available to the other party.

Current Last Name				Last Name at Birth:
First Name				
Middle Name(s) (if any)				
Gender				
Residential Address				
	Street Address	City	Province	Postal Code
Mailing Address (if different from Residential Address)				
	Street Address or PO Box	City	Province	Postal Code
Telephone Number (if any)	Home:	Cell:		
Fax Number (if any)				

Email Address (if any)			
Date of Birth	Month:	Day:	Year:
Occupation(s) or Job(s)			
Citizen / Immigration Status	<input type="checkbox"/> Canadian Citizen	<input type="checkbox"/> Permanent Resident	<input type="checkbox"/> Foreign National
Are you a registered Indian under the <i>Indian Act</i> ?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	If yes, what is the name of your band:
			Do you live on a reserve?
Does the Respondent need an interpreter?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	If yes, state the language and dialect:
	Please note that the Court is not responsible for any interpreter fees or arrangements.		
Lawyer's Name, Telephone Number, and Address (if any)			

**Respondent Information**

Fill in the Respondent's information below (to the best of your knowledge):

Current Last Name			Last Name at Birth:
First Name			
Middle Name(s) (if any)			
Gender			
Residential Address			
	<i>Street Address</i>	<i>City</i>	<i>Province</i> <i>Postal Code</i>
Mailing Address (if different from Residential Address)			
	<i>Street Address or PO Box</i>	<i>City</i>	<i>Province</i> <i>Postal Code</i>
Telephone Number (if any)	Home:	Cell:	
Fax Number (if any)			
Email Address (if any)			
Date of Birth	Month:	Day:	Year:
Occupation(s) or Job(s)			
Citizen / Immigration Status	<input type="checkbox"/> Canadian Citizen	<input type="checkbox"/> Permanent Resident	<input type="checkbox"/> Foreign National
Is the Respondent a registered Indian under the <i>Indian Act</i> ?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	If yes, what is the name of the Respondent's band?
			Does the Respondent live on a reserve?
Does the Respondent need an interpreter?	<input type="checkbox"/> Yes	<input type="checkbox"/> No	If yes, state the language and dialect:
	Please note that the Court is not responsible for any interpreter fees or arrangements.		
Lawyer's Name, Telephone Number, and Address (if any)			

Fill in the information about your relationship with the Respondent:

Your relationship with the Respondent	
Date the parties started living together	Month:      Day:      Year:      OR <input type="checkbox"/> Not applicable
Date of marriage	Month:      Day:      Year:      OR <input type="checkbox"/> Not applicable
Place of marriage	OR <input type="checkbox"/> Not applicable
Prior to the marriage, I was	<input type="checkbox"/> Unmarried <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed   OR <input type="checkbox"/> Not applicable
Prior to the marriage, the Respondent was	<input type="checkbox"/> Unmarried <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed   OR <input type="checkbox"/> Not applicable
Date of separation	Month:      Day:      Year:      OR <input type="checkbox"/> Not applicable
Date of divorce	Month:      Day:      Year:      OR <input type="checkbox"/> Not applicable

Check this box if you are starting a proceeding against more than one Respondent. Attach an extra page to this Application to provide the information of the other Respondent(s) and the details of your relationship with the other Respondent(s).

If child protection services have ever been involved with you, the Respondent(s), and/or the children, provide the details below.

--

Provide the details of any **current** or **ongoing** court proceedings, court orders, and/or written agreements involving you, the Respondent(s), and/or the children. Attach any written agreements and any court orders not in the Court file.

--

Fill in the information for every child of your relationship (Include children under and over 19 and non-dependent children):

	Child 1	Child 2
Child's Full Name		
Mother's Full Name		
Father's Full Name		
Date of Birth <i>(month/day/year)</i>		
Gender		
Child is Currently Living With <i>(Name)</i>		
Disabilities and/or Special Needs		

	Child 3	Child 4
Child's Full Name		
Mother's Full Name		
Father's Full Name		
Date of Birth <i>(month/day/year)</i>		
Gender		
Child is Currently Living With <i>(Name)</i>		
Disabilities and/or Special Needs		

Check this box if there are more than 4 children. Attach an extra page to provide the details of those children.

### Statement of Truth

*You must swear or affirm that the facts and information you have written in this Application and the attached Schedule(s) is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. You may also do this at the court registry.*

I declare that the facts and information in this Originating Application for Variation are true to the best of my knowledge and belief.

SWORN TO or AFFIRMED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
*Signature of Applicant*

\_\_\_\_\_  
*Signature of Person Authorized to Administer Oaths*

### Lawyer's Signature for Fee Waiver

I am employed by the Newfoundland and Labrador Legal Aid Commission or a Newfoundland and Labrador government department under the *Executive Council Act* and I am the lawyer of record in this matter.

\_\_\_\_\_  
*Signature of Lawyer (if any)*

\_\_\_\_\_  
*Print Name of Lawyer (if any)*



**Schedule 1 Parenting**

Complete this section if you are applying to change parenting arrangements (custody and/or access):

**Why are you asking to have the parenting order changed?**

Describe what has changed since the time the parenting order was made.

What are the current parenting arrangements for:

Decision-making about the child(ren):

Regular parenting schedule (daily, weekly, monthly, or other):

Parenting schedule for holidays and special occasions:

Schedule for other contact (eg. phone, internet, etc.):

Other important issues in relation to parenting the child(ren):

Form F5.05A - Originating Application for Variation

Supreme Court of Newfoundland and Labrador

What are your proposed parenting arrangements for:

Decision-making about the child(ren):

Regular parenting schedule (daily, weekly, monthly, or other):

Parenting schedule for holidays and special occasions:

Schedule for other contact (eg. phone, internet, etc.):

Other important issues in relation to parenting the child(ren):

**Schedule 2 Child Support**

Complete this section if you are applying to change child support:

What is your current child support arrangement?	
Are there arrears or unpaid support?	<input type="checkbox"/> Yes <input type="checkbox"/> No If yes, attach the most current Support Enforcement (SED) statement and specify: Amount: \$ _____ As of (date) (month/day/year): _____
Is child support assigned to be paid to someone else? <i>(eg. Department of Advanced Education, Skills and Labour)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No If yes, provide the details of the assignment arrangement:

Check all of the boxes that apply and fill in the information required:

I am seeking a change in the *Child Support Guidelines* basic table amount of child support:

For the following child(ren):	
Effective Date:	Month:                      Day:                      Year:

Describe the facts and your reason(s) for seeking a change in the amount of child support:

**You must attach all of the financial documents required by page 4 of the Financial Statement (Form F10.02A).**

I am seeking a change in child support to an amount that is different from the *Child Support Guidelines basic table amount*.

For the following child(ren):			
Effective Date:	Month:	Day:	Year:

List your reason(s) for seeking an amount of child support different from the *Child Support Guidelines*:  
*Depending on your reasons for seeking an amount different from the Child Support Guidelines, you may have to file additional documentation.*

- The Respondent and I have agreed to child support in the amount of \$ \_\_\_\_\_ per month.
- I have physical custody of (or exercise access to) the child(ren) for 40% or more of the year.  
*You must complete and attach a Financial Statement (Form F10.02A).*
- The child(ren) is(are) 19 years of age or older.  
*You must complete and attach a Financial Statement (Form F10.02A).*
- One or more of the persons who is obligated to pay support has an income that is more than \$150,000 annually.  
*You must complete and attach a Financial Statement (Form F10.02A).*
- I am claiming undue hardship for the following reason(s):

*You must complete and attach a Financial Statement (Form F10.02A).*

Other:

*Depending on your claim, you may be required to complete and attach a Financial Statement (Form F10.02A).*

I am seeking a change in the amount of special and/or extraordinary expenses.

*You must complete and attach a Financial Statement (Form F10.02A). You must also provide the information below:*

For the following child(ren):			
Effective Date:	Month:	Day:	Year:

Describe the facts and your reason(s) for seeking a change in the amount of special and/or extraordinary expenses:

I am seeking retroactive child support.

For the following child(ren):			
Effective Date:	Month:	Day:	Year:

What is the amount of retroactive child support that you are seeking? \$ \_\_\_\_\_

Describe the facts and your reason(s) for seeking retroactive child support:

---

I am seeking a termination of child support.

For the following child(ren):			
Effective Date:	Month:	Day:	Year:

List your reason(s) for terminating child support:

---

I am seeking **child support** because a change in our parenting arrangement(s) has given rise to child support and there is no child support order currently in place.

*You must file and complete **Schedule 1 – Parenting** of this form. If you are seeking an amount different from the *Child Support Guidelines* basic table amount, you must also complete and attach a **Financial Statement (Form F10.02A)**.*

For the following child(ren):			
Effective Date:	Month:	Day:	Year:

What is the amount of child support that you are seeking? \$ \_\_\_\_\_

Describe your claim, the facts, and your reason(s) for seeking support:

Other changes to child support:

For the following child(ren):			
Effective Date:	Month:	Day:	Year:

What is the amount of child support that you are seeking? \$ \_\_\_\_\_

Describe your claim, the facts, and your reason(s) for seeking a change in support:

**Schedule 3 Spousal, Partner, Parental, or Dependant Support**

*If you are seeking a change in spousal, partner, parental or dependant support, you must complete and attach a Financial Statement (Form F10.02A)*

*If you are applying to change spousal, partner, parental, and/or dependant support, fill in the information below:*

<p><b>What is your current spousal, partner, parental, and/or dependant support arrangement?</b></p>	
<p><b>Are there arrears or unpaid support?</b></p>	<p><input type="checkbox"/> Yes    <input type="checkbox"/> No</p> <p><i>If yes, attach the most current Support Enforcement (SED) statement and specify:</i>                  Amount: \$ _____                  As of (date) (month/day/year): _____</p>
<p><b>Is support assigned to be paid to someone else?</b>  <i>(eg. Department of Advanced Education, Skills and Labour)</i></p>	<p><input type="checkbox"/> Yes    <input type="checkbox"/> No</p> <p><i>If yes, provide the details of the assignment arrangement:</i></p>

*Check all of the boxes that apply and fill in the information required:*

I am seeking a change in spousal, partner, parental, or dependant support.

For the following person(s):			
Effective Date:	Month:	Day:	Year:

Describe the facts and your reason(s) for seeking a change in support:

I am seeking retroactive spousal, partner, parental, or dependant support.

For the following person(s):			
Effective Date:	Month:	Day:	Year:

Describe the facts and your reason(s) for seeking retroactive support:

---

I am seeking a termination of spousal, partner, parental, or dependant support.

For the following person(s):			
Effective Date:	Month:	Day:	Year:

Describe the facts and your reason(s) for terminating support:

---

Other change(s) to spousal, partner, parental, or dependant support:

For the following person(s):			
Effective Date:	Month:	Day:	Year:

Describe your claim, the facts, and your reason(s) for seeking a change in support:



**Schedule 4** Other

*If you want to change a court order for something other than what is in the other Schedules, state what you are seeking, describe the facts, and give reasons:*

## How to Make a Joint Originating Application for Variation

## Instructions for Co-Applicants

You may use a **Joint Originating Application for Variation (Form F5.06A)** if you and the other person(s) would like to change a family law order together. You and the other person(s) are *Co-Applicants*.

If there are any issues that you do not agree on, you must use the general **Originating Application for Variation (Form F5.05A)**. However, you can still do Consent Order(s) on the issues you agree on.

### Completing Your Joint Originating Application for Variation

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form and file it with the Court).

You must fill out the entire Joint Originating Application for Variation and attach an agreement or a **Consent Order (Form F34.02A and/or F34.02B)**. If you need more space to fill out any section of this Joint Originating Application for Variation, attach an extra page and indicate which section is continued on the extra page.

### Filing Your Joint Originating Application for Variation

You must make **2 extra copies** of your completed and signed Joint Originating Application for Variation (including any additional documentation). File your original Joint Originating Application for Variation with the Court.

To file your Joint Originating Application for Variation, you can either bring it to a Supreme Court location near you or you can mail it to a Supreme Court location near you.

### Serving Your Joint Originating Application for Variation

Since all of the Co-Applicants have signed the Joint Originating Application for Variation, it does NOT need to be served on the other Co-Applicant(s). However, you should still make sure all of the Co-Applicants have a copy of the Joint Originating Application for Variation and all attachments.

### More Information

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

## Form F5.06A: Joint Originating Application for Variation (Family Law)



**In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)**

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ CO-APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ CO-APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  CO-APPLICANT

You must start your application at the Court location that is closest to you or closest to the other party. However, if your family law matter involves parenting or child support, you must start your application at the Court location that is closest to where your children live. Check off where your application is required to be heard and note the location where you must file your documents:

If your application is required to be heard in...	...then you must file your documents in...
<input type="checkbox"/> Clarenville (Grand Bank Circuit)	Grand Bank Supreme Court
<input type="checkbox"/> Corner Brook	Corner Brook Supreme (Family Division)
<input type="checkbox"/> Gander	Gander Supreme Court
<input type="checkbox"/> Grand Bank	Grand Bank Supreme Court
<input type="checkbox"/> Grand Falls – Windsor	Grand Falls – Windsor Supreme Court
<input type="checkbox"/> Happy Valley – Goose Bay	Happy Valley – Goose Bay Supreme Court
<input type="checkbox"/> Port aux Basques (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> Rocky Harbour (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> St. Anthony (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> St. John's	St. John's Supreme Court (Family Division)
<input type="checkbox"/> Stephenville (Corner Brook Circuit)	Corner Brook Supreme Court (Family Division)
<input type="checkbox"/> Wabush (Happy Valley – Goose Bay Circuit)	Happy Valley – Goose Bay Supreme Court

Check the type of order(s) that you are seeking:

You must fill out and file the Schedule(s), and any additional Form(s) that relate to your claim(s).

Type of Order	Fill Out Schedule	Fill Out Form(s) or Attach Document(s)
<input type="checkbox"/> Parenting (Decision-making and parenting time)	1	Consent Order or Agreement
<input type="checkbox"/> Child Support	2	Consent Order or Agreement
<input type="checkbox"/> Spousal ( <i>married</i> ) Support or Partner ( <i>unmarried</i> ) Support	3	Consent Order or Agreement
<input type="checkbox"/> Parental Support ( <i>for parents</i> ) or Dependant Support ( <i>for spouse or child of deceased person</i> )	3	Consent Order or Agreement
<input type="checkbox"/> Other: _____	4	Consent Order or Agreement

Fill in the details for the order that you are seeking to vary:

Date Order was Issued	Month:	Day:	Year:
Which Court?			
Place of Order	City:	Province:	Country:
Name of Justice or Judge			

- Check this box if you have more than 1 order that you are seeking to change. Attach an extra page at the end of this application to provide the details of those orders.

Fill in the information below for the first Co-Applicant:

Current Last Name				Last Name at Birth:
First Name				
Middle Name(s) (if any)				
Gender				
Residential Address				
	Street Address	City	Province	Postal Code
Mailing Address (if different from Residential Address)				
	Street Address or PO Box	City	Province	Postal Code
Telephone Number (if any)	Home:	Cell:		
Fax Number (if any)				
Email Address (if any)				
Date of Birth	Month:	Day:	Year:	

Occupation(s) or Job(s)			
Citizen / Immigration Status	<input type="checkbox"/> Canadian Citizen	<input type="checkbox"/> Permanent Resident	<input type="checkbox"/> Foreign National
Are you a registered Indian under the <i>Indian Act</i> ?	<input type="checkbox"/> Yes <input type="checkbox"/> No	If yes, what is the name of your band?	
		Do you live on a reserve?	
Does the Respondent need an interpreter?	<input type="checkbox"/> Yes <input type="checkbox"/> No Please note that the Court is not responsible for any interpreter fees or arrangements.	If yes, state the language and dialect:	
Lawyer's Name, Telephone Number, and Address (if any)			

Fill in the information below for the second Co-Applicant:

Current Last Name		Last Name at Birth:
First Name		
Middle Name(s) (if any)		
Gender		
Residential Address		
	<i>Street Address</i>	<i>City Province Postal Code</i>
Mailing Address (if different from Residential Address)		
	<i>Street Address or PO Box</i>	<i>City Province Postal Code</i>
Telephone Number (if any)	Home:	Cell:
Fax Number (if any)		
Email Address (if any)		
Date of Birth	Month:	Day:      Year:
Occupation(s) or Job(s)		
Citizen / Immigration Status	<input type="checkbox"/> Canadian Citizen	<input type="checkbox"/> Permanent Resident <input type="checkbox"/> Foreign National
Are you a registered Indian under the <i>Indian Act</i> ?	<input type="checkbox"/> Yes <input type="checkbox"/> No	If yes, what is the name of your band?
		Do you live on a reserve?
Does the Respondent need an interpreter?	<input type="checkbox"/> Yes <input type="checkbox"/> No Please note that the Court is not responsible for any interpreter fees or arrangements.	If yes, state the language and dialect:
Lawyer's Name, Telephone Number, and Address (if any)		

Fill in the information about your relationship below:

Relationship of the parties				
Date the parties started living together	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable
Date of marriage	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable
Place of marriage				OR <input type="checkbox"/> Not applicable
Prior to the marriage, the first Co-Applicant was	<input type="checkbox"/> Unmarried	<input type="checkbox"/> Divorced	<input type="checkbox"/> Widowed	OR <input type="checkbox"/> Not applicable
Prior to the marriage, the second Co-Applicant was	<input type="checkbox"/> Unmarried	<input type="checkbox"/> Divorced	<input type="checkbox"/> Widowed	OR <input type="checkbox"/> Not applicable
Date of separation	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable
Date of divorce	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable

Check this box if there are more than 2 Co-Applicants. Attach an extra page to provide the information of the other Co-Applicant(s) and details of your relationship with the other Co-Applicant(s).

Fill in the information for every child of your relationship (Include children under and over 19 and non-dependent children):

	Child 1	Child 2
Child's Full Name		
Mother's Full Name		
Father's Full Name		
Date of Birth (month/day/year)		
Gender		
Child is Currently Living With (Name)		
Disabilities and/or Special Needs		

	Child 3	Child 4
Child's Full Name		
Mother's Full Name		
Father's Full Name		
Date of Birth (month/day/year)		
Gender		
Child is Currently Living With (Name)		
Disabilities and/or Special Needs		

Check this box if there are no children.

Check this box if there are more than 4 children. Attach an extra page to provide the details of those children.

If child protection services have ever been involved with you, the other Co-Applicant(s), and/or the children, provide the details below.

[Empty rectangular box for details of child protection services]

Provide the details of any **current** or **ongoing** court proceedings, court orders, and/or written agreements involving you, the Respondent(s), and/or the children. Attach any written agreements and any court orders not in the Court file.

[Empty rectangular box for details of court proceedings and agreements]

If there are more than 2 Co-Applicants, attach an extra page with the signatures required below.

**Statement of Truth**

All Co-Applicants must swear or affirm that the facts and information in this Application and the attached Consent Order is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this application at the Court when you file it.

**First Co-Applicant**

<p>I declare the facts and information in this Joint Originating Application for Variation are true to the best of my knowledge and belief.</p> <p>SWORN TO or AFFIRMED at _____,</p> <p>this _____ day of _____, 20____.</p>
<p><i>Signature of First Co-Applicant</i></p>
<p><i>Signature of Person Authorized to Administer Oaths</i></p>

**Second Co-Applicant**

<p>I declare the facts and information in this Joint Originating Application for Variation are true to the best of my knowledge and belief.</p> <p>SWORN TO or AFFIRMED at _____,</p> <p>this _____ day of _____, 20____.</p>
<p><i>Signature of Second Co-Applicant</i></p>
<p><i>Signature of Person Authorized to Administer Oaths</i></p>

**Schedule 1 Parenting**

Complete this section if you have agreed to change parenting arrangements (custody and/or access):

Why are you asking to have the parenting order changed?  
(Describe what has changed since the time the parenting order was made)

What are the current parenting arrangements for:

Decision-making about the child(ren):

Regular parenting schedule (daily, weekly, monthly, or other):

Parenting schedule for holidays and special occasions:

Schedule for other contact (eg. phone, internet, etc.):

Other important issues in relation to parenting the child(ren):



What are your proposed parenting arrangements for:

Decision-making about the child(ren):

Regular parenting schedule (daily, weekly, monthly, or other):

Parenting schedule for holidays and special occasions:

Schedule for other contact (eg. phone, internet, etc.):

Other important issues in relation to parenting the child(ren):

**Schedule 2 Child Support**

Complete this section if you have agreed to change child support:

Fill in the information below:

<b>What is your current child support arrangement?</b>	
<b>Are there arrears or unpaid support?</b>	<input type="checkbox"/> Yes <input type="checkbox"/> No If yes, attach the most current Support Enforcement (SED) statement and specify: Amount: \$ _____ As of (date) (month/day/year): _____
<b>Is child support assigned to be paid to someone else?</b> <i>(eg. Department of Advanced Education, Skills, and Labour)</i>	<input type="checkbox"/> Yes <input type="checkbox"/> No If yes, provide the details of the assignment arrangement:

Check all of the boxes that apply and fill in the information required:

We agree to calculate child support using the *Child Support Guidelines* basic table amount but agree to change the amount:

For the following child(ren):	
Effective Date:	Month:                      Day:                      Year:

Describe the reason(s) for changing the amount of child support:

We agree to change child support to an amount that is different from the *Child Support Guidelines* basic table amount.

For the following child(ren):			
Effective Date:	Month:	Day:	Year:

What are your incomes?

Co-Applicant 1's Annual Income:	\$
Co-Applicant 2's Annual Income:	\$

Check off the reason(s) for changing the amount of child support to an amount different from the *Child Support Guidelines*:

*Both Co-Applicants must each file an Affidavit regarding your incomes and your ability to support your children.*

- We agree to child support in the amount of \$ \_\_\_\_\_ per month.
- Each of us has physical custody of (or exercise access to) the child(ren) for 40% or more of the year.
- The child(ren) is(are) 19 years of age or older.
- One or more of the persons who is obligated to pay support has an income that is more than \$150,000 annually.
- One or more of us is claiming undue hardship for the following reason(s):

Other:

We agree to change the amount of special and/or extraordinary expenses.

For the following child(ren):			
Effective Date:	Month:	Day:	Year:

Describe the reason(s) for changing the amount of special and/or extraordinary expenses:

We agree to an amount of retroactive child support.

For the following child(ren):			
Effective Date:	Month:	Day:	Year:

What amount of retroactive child support do you agree to? \$ \_\_\_\_\_

Describe the reason(s) for retroactive child support:

---

We agree to terminate child support.

For the following child(ren):			
Effective Date:	Month:	Day:	Year:

Describe the reason(s) for terminating child support:

---

We agree to other changes to child support:

For the following child(ren):			
Effective Date:	Month:	Day:	Year:

What amount of child support do you agree to? \$ \_\_\_\_\_

Describe the reason(s) for changing support:

**Schedule 3 Spousal, Partner, Parental, or Dependent Support**

If you are applying to change spousal, partner, parental, and/or dependent support, fill in the information below:

<p>What is your current spousal, partner, parental, and/or dependent support arrangement?</p>	
<p>Are there arrears or unpaid support?</p>	<p><input type="checkbox"/> Yes    <input type="checkbox"/> No</p> <p>If yes, attach the most current Support Enforcement (SED) statement and specify:</p> <p>Amount: \$ _____</p> <p>As of (date) (month/day/year): _____</p>
<p>Is support assigned to be paid to someone else? <i>(eg. Department of Advanced Education, Skills and Labour)</i></p>	<p><input type="checkbox"/> Yes    <input type="checkbox"/> No</p> <p>If yes, provide the details of the assignment arrangement (to the best of your knowledge):</p>

Check all of the boxes that apply and fill in the information required:

<p><input type="checkbox"/> We agree to change spousal, partner, parental, or dependent support.</p>	
<p>For the following person(s):</p>	
<p>Effective Date:</p>	<p>Month:                      Day:                      Year:</p>
<p>Describe the facts and your reason(s) for seeking a change in support:</p>	
<div style="border: 1px solid black; height: 100px;"></div>	

We agree to change retroactive spousal, partner, parental, or dependent support.

For the following person(s):			
Effective Date:	Month:	Day:	Year:

Describe the facts and your reason(s) for seeking retroactive support:

---

We agree to terminate spousal, partner, parental, or dependent support.

For the following person(s):			
Effective Date:	Month:	Day:	Year:

Describe the facts and your reason(s) for terminating support:

---

We agree to other change(s) to spousal, partner, parental, or dependent support:

For the following person(s):			
Effective Date:	Month:	Day:	Year:

Describe your claim, the facts, and your reason(s) for seeking a change in support:

**Schedule 4** Other

*If you are seeking a change for something other than the claims requested in the Schedules, state what you are seeking and give reasons:*

## How to Reply to a Response

## Instructions for the Applicant

Read the attached Response (Form F6.02A) carefully. The Respondent has responded to the issues that you raised in your Originating Application or Originating Application for Variation.

The Respondent may have also made some new claims in his/her Response. If you want to respond to any of these new claims, you must file and serve a Reply (Form F7.02A).

You can find the Response form at any Supreme Court location or online:

[www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

You have only 10 days after this Response has been served on you to file and serve your Reply.

**If you do not reply, the Court may proceed and make an order without hearing from you.**

For more information on how to fill out, file, and serve a Reply, read the "Instructions for the Applicant" page attached to the Reply form.

### More Information

Questions? You can go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911



# Form F6.02A: Response (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

Check all of the boxes that apply:

<input type="checkbox"/> I do not contest any of the claims made by the Applicant.
<input type="checkbox"/> I disagree with some or all of the claims made by the Applicant. Which claim(s) do you agree with? <i>It is helpful to indicate the page and section of the Applicant's application that you agree with.</i>

Which claim(s) do you disagree with? Explain why you disagree.

*It is helpful to indicate the page or section of the Application that you disagree with.*

I am making my own claims.

*Only check this box if you are making new claims that were not addressed in the Originating Application or Originating Application for Variation. You must fill out and file the Schedule(s) and any additional Form(s) that correspond with your claim(s).*

I am seeking:

Type of Order	Fill Out Schedule	Attach
<input type="checkbox"/> Divorce	1	Original marriage certificate
<input type="checkbox"/> Parenting (Custody / Access)	2	-
<input type="checkbox"/> Child Support	3	Financial Statement (Form F10.02A) if applicable
<input type="checkbox"/> Spousal ( <i>married</i> ) Support or Partner ( <i>unmarried</i> ) Support	4	Financial Statement (Form F10.02A)
<input type="checkbox"/> Parental Support ( <i>for parents</i> ) or Dependant Support ( <i>for spouse or child of deceased person</i> )	4	Financial Statement (Form F10.02A)
<input type="checkbox"/> Division of Matrimonial ( <i>married</i> ) Property or Common Law ( <i>unmarried</i> ) Property	5	Property Statement (Form F10.02A)
<input type="checkbox"/> Return of Child (within Canada)	6	Emergency Temporary Relief Application (Form 17.03A) if applicable
<input type="checkbox"/> Consent Order	7	Consent Order (Form F34.02A and/or F34.02B)
<input type="checkbox"/> Other: _____	7	-

**Respondent Information**

Fill in your information below:

If you have safety concerns and do not want to provide your contact information, you may provide alternate contact information below. You must still provide the Court with your actual contact information in a sealed envelope. This envelope will not be available to the other party.

Current Last Name		Last Name at Birth:
First Name		
Middle Name(s) (if any)		
Gender		
Residential Address		
	Street Address	City Province Postal Code
Mailing Address (if different from Residential Address)		
	Street Address or PO Box	City Province Postal Code
Telephone Number (if any)	Home:	Cell:
Fax Number (if any)		
Email Address (if any)		
Date of Birth	Month:	Day: Year:
Occupation(s) or Job(s)		
Citizen / Immigration Status	<input type="checkbox"/> Canadian Citizen <input type="checkbox"/> Permanent Resident <input type="checkbox"/> Foreign National	
Are you a registered Indian under the <i>Indian Act</i> ?	<input type="checkbox"/> Yes <input type="checkbox"/> No	If yes, what is the name of your band?
		Do you live on a reserve?
Do you need an interpreter?	<input type="checkbox"/> Yes <input type="checkbox"/> No Please note that the Court is not responsible for any interpreter fees or arrangements.	If yes, state the language and dialect:
Lawyer's Name, Telephone Number, and Address (if any)		

Check this box if there is more than 1 Respondent. Attach an extra page to provide the information of the other Respondent(s).

Fill in the information about your relationship with the Applicant

Your relationship with the Applicant				
Date the parties started living together	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable
Date of marriage	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable
Place of marriage				OR <input type="checkbox"/> Not applicable
Prior to the marriage, you were	<input type="checkbox"/> Unmarried <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed    OR <input type="checkbox"/> Not applicable			
Prior to the marriage, the Applicant was	<input type="checkbox"/> Unmarried <input type="checkbox"/> Divorced <input type="checkbox"/> Widowed    OR <input type="checkbox"/> Not applicable			
Date of separation	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable
Date of divorce	Month:	Day:	Year:	OR <input type="checkbox"/> Not applicable

If child protection services have ever been involved with you, the Applicant, and/or the children, provide the details:

Provide the details of any **current** or **ongoing** court proceedings, court orders, and/or written agreements involving you, the Applicant, and/or the children. Attach any written agreements and any court orders not in the Court file.

### Statement of Truth

You must swear or affirm that the facts and information that you have written in this Response and the attached Schedule(s) is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this Response at the Court when you file it.

If there is more than 1 Respondent, attach an extra page with the signatures required below.

I declare the facts and information in this Response are true to the best of my knowledge and belief.

SWORN TO or AFFIRMED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Signature of Respondent

\_\_\_\_\_  
Signature of Person Authorized to Administer Oaths

### Lawyer's Signature for Fee Waiver

I am employed by the Newfoundland and Labrador Legal Aid Commission or a Newfoundland and Labrador government department under the *Executive Council Act* and I am the lawyer of record in this matter.

\_\_\_\_\_  
Signature of Lawyer (if any)

\_\_\_\_\_  
Print Name of Lawyer (if any)

### Lawyer's Certificate

- Check this box if you have a lawyer and are applying for divorce. Your lawyer must complete this Certificate. If you are not applying for divorce or do not have a lawyer, you do not have to fill out this Certificate.

I, \_\_\_\_\_, the Lawyer for \_\_\_\_\_,  
(Print Lawyer's Name) (Print Respondent's Name)

the Respondent, certify to this Court that I have complied with the requirements of s.9 of the *Divorce Act*.

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Signature of Lawyer

\_\_\_\_\_  
Address of Lawyer

(Note: This Schedule is intended for divorce applications under the *Divorce Act*. If you are seeking a divorce under the *Civil Marriages Act*, fill out Schedule 7.)

**Schedule 1 Divorce**

In order to apply for a divorce, you must be able to satisfy all 4 of the requirements below:

1	<input type="checkbox"/> There has been a breakdown in our marriage and there is no likelihood that we will get back together.		
2	<input type="checkbox"/> I am a resident of Newfoundland and Labrador and have been a resident of Newfoundland and Labrador for at least 1 year immediately prior to this application.	OR	<input type="checkbox"/> My spouse is a resident of Newfoundland and Labrador and has been a resident of Newfoundland and Labrador for at least 1 year immediately prior to this application.
3	<input type="checkbox"/> I have attached the original Certificate of Marriage (or Registration of Marriage) to this Application.  <i>If you were married in Canada, you can obtain your Certificate of Marriage from the provincial Vital Statistics Agency.</i>  <input type="checkbox"/> Check this box if your Certificate of Marriage is not in English or French. You must attach a translation.	OR	<input type="checkbox"/> I was married outside of Canada and I am unable to attach a copy of my Certificate of Marriage (or Registration of Marriage) because it is impossible or impractical to obtain.  <i>You will have to make an Interim Application for a Procedural Order (using Form F16.03A) for an Order dispensing with the need to file a Certificate of Marriage.</i>
4	<input type="checkbox"/> There has been no collusion in relation to this application for a divorce.		

I am seeking a divorce because there has been a permanent breakdown in our marriage based upon:

**Separation:**

*Check this box if you and your spouse currently live separate and apart and will have lived separate and apart for at least 1 year prior to the determination of the divorce proceeding.*

*If you and your spouse have been living separate and apart for less than 1 year, you may still claim a divorce on the ground of separation. However, you must wait until 1 year has elapsed to file an Application for Judgment for divorce.*

**Adultery:**

*Check this box if you are seeking divorce because the Applicant has committed adultery. Attach an extra page with details of the adultery.*

*You may be required to present further evidence of the adultery. You do not need to name any other person involved. If you choose to name another person, you must serve this Response on that person by personal service. That other person(s) will have the same rights as a Respondent in relation to the adultery claim and may file a Response.*

Check this box to declare that you have not condoned or connived in the adultery.

**Cruelty:**

*Check this box if you are seeking divorce because your spouse has treated you with physical or mental cruelty that makes continued cohabitation intolerable. Attach an extra page with details of the cruelty.*

*You may be required to present further evidence of the physical or mental cruelty.*

Check this box to declare that you have not condoned or connived in the cruelty.

**Schedule 2 Parenting**

*If you are making a parenting application (custody and/or access), fill in the information below:*

What are the current parenting arrangements for:

Decision-making about the child(ren):

Regular parenting schedule (daily, weekly, monthly, or other):

Parenting schedule for holidays and special occasions:

Schedule for other contact (ie. phone or internet):

Other important issues in relation to parenting the child(ren):

Form F6.02A – Response (Family Law)

Supreme Court of Newfoundland and Labrador

What are your proposed parenting arrangements for:

Decision-making about the child(ren):

Regular parenting schedule (daily, weekly, monthly, or other):

Parenting schedule for holidays and special occasions:

Schedule for other contact (eg. phone, internet, etc.):

Other important issues in relation to parenting the child(ren):

**Schedule 3 Child Support**

Check all of the boxes that apply:

<input type="checkbox"/> I am seeking the basic table amount as per the <i>Child Support Guidelines</i> .
<input type="checkbox"/> I am seeking special and/or extraordinary expenses. <i>You must complete and attach a Financial Statement (Form F10.02A).</i>
<input type="checkbox"/> I am seeking an amount of child support that is different from the <i>Child Support Guidelines</i> basic table amount.  <i>Depending on your reason(s) for seeking an amount different from the Child Support Guidelines, you may have to attach further documentation.</i>  List your reason(s) for seeking an amount of child support different from the <i>Child Support Guidelines</i> : <ul style="list-style-type: none"> <li><input type="checkbox"/> The Respondent and I have agreed to child support in the amount of \$ _____ per month.</li> <li><input type="checkbox"/> I have physical custody of (or exercise access to) the child(ren) for 40% or more of the year. <i>You must complete and attach a Financial Statement (Form F10.02A).</i></li> <li><input type="checkbox"/> The child(ren) is(are) 19 years of age or older. <i>You must complete and attach a Financial Statement (Form F10.02A).</i></li> <li><input type="checkbox"/> One or more of the persons who is obligated to pay support has an income that is more than \$150,000 annually. <i>You must complete and attach a Financial Statement (Form F10.02A).</i></li> <li><input type="checkbox"/> I am claiming undue hardship for the following reason(s):  <div style="border: 1px solid black; height: 40px; margin-top: 5px;"></div> </li> </ul> <p style="margin-left: 20px;"><i>You must complete and attach a Financial Statement (Form F10.02A).</i></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Other:  <div style="border: 1px solid black; height: 30px; margin-top: 5px;"></div> </li> </ul> <p style="margin-left: 20px;"><i>Depending on your claim, you may be required to complete and attach a Financial Statement (Form F10.02A).</i></p>
<input type="checkbox"/> I am seeking retroactive child support.  What is the amount of retroactive child support that you are seeking? \$ _____  What is the date from which you are seeking retroactive child support? (month/day/year) _____  Describe the facts and your reason(s) for seeking retroactive child support:  <div style="border: 1px solid black; height: 50px; margin-top: 5px;"></div>



**Schedule 4 Spousal, Partner, Parental, or Dependent Support**

*If you are seeking spousal, partner, parental, or dependent support, you must complete and attach a Financial Statement (Form F10.02A)*

Check all of the boxes that apply and fill in the information required:

I am seeking :

- Spousal support
- Partner support
- Parental support
- Dependant support

Describe the facts and your reason(s) for seeking support:

---

I am seeking:

- Retroactive spousal support
- Retroactive partner support
- Retroactive parental support
- Retroactive dependant support

What is the amount of retroactive support that you are seeking? \$ \_\_\_\_\_

What is the date from which you are seeking retroactive support? *(month/day/year)* \_\_\_\_\_

Describe the facts and your reason(s) for seeking retroactive support:

**Schedule 5** Division of Property

If you are seeking a division of matrimonial property or common law property, you must complete and attach a Property Statement (Form F10.04A)

Check all of the boxes that apply and fill in any information required:

<input type="checkbox"/> I am seeking an equal division of matrimonial property.
<input type="checkbox"/> I am seeking an unequal division of matrimonial property. Describe the facts and your reason(s) for seeking an unequal division of property: <div style="border: 1px solid black; height: 40px; width: 100%;"></div>
<input type="checkbox"/> I am seeking exclusive possession of the matrimonial home. Describe the facts and your reason(s) for seeking exclusive possession of the matrimonial home: <div style="border: 1px solid black; height: 40px; width: 100%;"></div>
<input type="checkbox"/> I am seeking a division of common law property. Describe your property claim, the facts, and your reason(s) for seeking the claim: <div style="border: 1px solid black; height: 40px; width: 100%;"></div>
<input type="checkbox"/> Other: Describe your property claim, the facts, and your reason(s) for seeking the claim: <div style="border: 1px solid black; height: 40px; width: 100%;"></div>

**Schedule 6** Other Claims

*If you are seeking a court order for something other than the claims requested in the other Schedules, state what you are seeking, describe the facts, and give reasons:*

# Form F6.04A: Demand for Notice (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

---

I, \_\_\_\_\_, the  Applicant  Respondent  Other:  
*(Print full name)*

demand notice of all further pleadings and proceedings to be served on me.

DATED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Signature of Person Authorized to Administer Oaths*

\_\_\_\_\_  
*Signature of Lawyer (if any)*

\_\_\_\_\_  
*Print Name of Lawyer (if any)*

### Form F6.06A: Notice of Default (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
(Print full name)

AND: \_\_\_\_\_ RESPONDENT  
(Print full name)

AND: \_\_\_\_\_  NOT APPLICABLE  
(Print full name)  SECOND APPLICANT  
 SECOND RESPONDENT

I confirm that \_\_\_\_\_, who is the \_\_\_\_\_  
(Name of party in default) (Respondent or Applicant)

in this matter, has not filed a \_\_\_\_\_ within the prescribed time as set out in the  
(Response or Reply)

Rules of the Supreme Court, 1986 and that the Court may proceed to decide the matter without hearing from  
 \_\_\_\_\_  
(Name of party in default)

DATED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Signature

<b>FOR COURT USE ONLY</b>
<input type="checkbox"/> I certify this Notice of Default.
DATED at _____, this _____ day of _____, 20____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

**How to Reply to a Response****Instructions for the Applicant**

You may use a Reply (Form F7.02A) to reply to new claims the Respondent has made in his/her Response (Form F6.02A). You must file and serve a Reply, whether you agree or disagree with any of those new claims.

If you do not serve and file a Reply to the new claims in the Response, the Court may make an order on those claims without hearing from you.

**Completing Your Reply**

You may fill out this form by hand or online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form online, you must still print the form, file it with the Court, and serve a copy on the Respondent). You must fill out pages 1-2 of the Reply. If you need more space to fill out any section of this Reply, attach an extra page and indicate which section is continued on the extra page.

If the Response makes a new claim for child support, you must file all of the financial documents set out on page 4 of the Financial Statement (Form F10.02A).

**Filing Your Reply**

You must make 3 extra copies of your completed and signed Reply (including any additional documentation). File your original Reply with the Court. To file your Reply, you must bring the Reply to the Supreme Court location where your file is or you can mail it to that location (with the filing fee attached). You can look up the fees online: [www.court.nl.ca/supreme/fees.html](http://www.court.nl.ca/supreme/fees.html).

You have only 10 days after the Response has been served on you to file your Reply.

**Serving Your Reply**

You must give a copy of the Reply to the Respondent. This is called *service*. You can serve the other person by: personal service (an adult who is not you hand-delivers the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You may also serve the Respondent using fax, email, or electronic document exchange, if the Respondent has provided that information.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227  
Gander: (709) 256-1115  
Grand Bank: (709) 832-1720

Grand Falls-Windsor: (709) 292-4260  
Happy Valley-Goose Bay: (709) 896-7892  
St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788  
Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SERVING THE REPLY ON THE RESPONDENT ---**

# Form F7.02A: Reply (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  
*(Print full name)*

NOT APPLICABLE  
 SECOND APPLICANT  
 SECOND RESPONDENT

Check all of the boxes that apply:

<input type="checkbox"/> I do not contest any of the claims made by the Respondent.
<input type="checkbox"/> I disagree with some or all of the claims made by the Respondent
Which claim(s) do you agree with?
<i>It is helpful to indicate the page and section of the Response that you agree with.</i>

Which claim(s) do you disagree with? Explain why you disagree.  
*It is helpful to indicate the page or section of the Response that you disagree with.*

**Statement of Truth**

*You must swear or affirm that the facts and information that you have written in this Reply and the attached Schedule(s) is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this Reply at the Court when you file it.*

I declare the facts and information in this Reply and attachments are true to the best of my knowledge and belief.

SWORN TO or AFFIRMED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

*Signature of Applicant*

*Signature of Person Authorized to Administer Oaths*



**How to Send an Acknowledgement of Service****Instructions**

An Acknowledgment of Service (Form 8.04A) is a form that proves to the Court that the other person has received your document(s). This form is a way to prove *service*.

**When to use an Acknowledgement of Service**

You may use an Acknowledgement of service if you are serving any of the following documents by regular mail, email, fax, or leaving a copy at the other person's address:

- Originating Application (Form F4.03A) for any issue(s) other than divorce or parenting
- Originating Application for Variation (Form 5.05A) for any issue(s) other than parenting
- Response (Form F6.02A) making a claim for any issue other than divorce or parenting

If you choose to send any of the above documents to the other person by regular mail or leaving a copy at the other person's address, you must attach this Acknowledgement of Service form to the document you are serving on the other person. If you choose to send any of the above documents to the other person by fax, you can choose to send an Acknowledgement of Service, or you can use a fax confirmation to prove service. If you choose to send any of the above documents to the other person by email, you can choose to send an Acknowledgement of Service, or you can use a reply email from the other person to prove service. In the reply email, the other person must write: "I, [name of recipient], accept service of [document(s) received] on [date document(s) was/were received]".

**Completing the Acknowledgement of Service**

Print your name, date, how you are serving the other person, and check off the documents you are sending to the other person. On the bottom of the Acknowledgement of Service, you must fill in the ways in which the other person may return the Acknowledgment of Service to you. You must also provide return address information.

**Filing the Acknowledgement of Service**

The other person needs to send the completed form back to you so that you can prove that you sent a copy to that person. When the Acknowledgment of Service is returned to you, you must file it with the Court. You can either bring it to a Supreme Court location near you or you can mail it to a Supreme Court location near you.

**What to do if the Acknowledgment of Service is not returned to you**

If the other person does not send the Acknowledgement of Service back to you, you may either:

- (a) serve the other person using a different acceptable method of service (eg. personal service or registered mail/courier); or
- (b) make an Interim Application for a Procedural Order (Form F16.03A) to validate service.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

--- It is highly recommended that you get advice from a lawyer ---

If you need help finding a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

--- REMOVE THIS PAGE BEFORE SENDING THIS ACKNOWLEDGEMENT ---

**How to Acknowledge Service****Instructions**

You have been served with documents relating to a family law court proceeding.

You must immediately complete this Acknowledgement of Service (Form 8.04A) and immediately return it to the other person.

The other person has served you by regular mail, email, fax, or other form of electronic communication. In order to tell the other person and the Court that you have received these documents, you must fill out and sign the Acknowledgement of Service.

Fill in your name, which documents you were served with, and the date you were served. Sign the form.

You may send the Acknowledgement of Service in any of the method(s) indicated at the bottom of the form.

If you do not return the Acknowledgement of Service, the documents may be served on you in another manner and you may have to pay for the costs of service.

If you were served with documents by email, you can do either of the following:

- (a) Fill out and send this Acknowledgement of Service; or
- (b) Send a reply email to the other person instead of an Acknowledgement of Service. In your reply email, you must write: "I, [name of recipient], accept service of [document(s) received] on [date document(s) was/were received]".

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

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Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE RETURNING THE ACKNOWLEDGEMENT ---**

# Form F8.04A: Acknowledgement of Service (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

I acknowledge that I, \_\_\_\_\_, received a copy of the following documents:  
*(Print your name)*

- Originating Application
- Reply
- Other (Specify): \_\_\_\_\_
- Originating Application for Variation
- Financial Statement
- Response
- Property Statement

on \_\_\_\_\_  
*(Date: month/day/year)*

I was served by:  Regular mail  Email  Fax  Other: \_\_\_\_\_

\_\_\_\_\_  
*Signature*

Return to: <i>(name)</i>
<input type="checkbox"/> Mailing Address:
<input type="checkbox"/> Email:
<input type="checkbox"/> Fax:
<input type="checkbox"/> Other:

**How to Serve the Other Party****Instructions**

An Affidavit of Service (Form F8.11A) is a form that you can use to prove to the Court that the other person received your document. This is called *proof of service*.

**When to use an Affidavit of Service**

You must complete an Affidavit of Service if:

- 1) You are serving one of the following documents:
  - **Originating Application (Form F4.03A)** involving divorce or parenting (custody/access)
  - **Originating Application for Variation (Form F5.05A)** involving parenting (custody/access)
  - **Response (Form F6.02A)** making a claim for divorce or parenting (custody/access)
  - Notice of Contempt Application
  - A pleading, order, or other document served on a person who is not a party (eg. subpoena)
  - Notice of Application or Notice of Default Hearing in which the person to be served faces a possibility of imprisonment
  - The hearing date on an **Emergency Interim Application (Form F17.03A)**
  - Where personal service is otherwise required by law
- 2) You are serving one of the following documents by leaving a copy at the other persons address (and mailing another copy to that address on the same day or the following day):
  - **Originating Application (Form F4.03A)** NOT involving divorce or parenting (custody/access)
  - **Originating Application for Variation (Form F5.05A)** NOT involving parenting (custody/access)
  - **Response (Form F6.02A)** NOT making a claim for divorce or parenting (custody/access)
- 3) A judge asks or orders you to prove service with an Affidavit of Service.

If none of the above applies to you, you can prove service with a delivery confirmation, a reply e-mail, a copy of the document with the recipient's lawyer's endorsement on it, or an **Acknowledgement of Service (Form F8.04A)**, signed by the person who received the document.

**Personal Service (Hand Delivery)**

"Personal Service" or "hand delivery" means that the documents must be handed to the other party *in person* by an adult other than yourself. If the other person has received your document by personal service, you must file an Affidavit of Service.

Personal Service can be done in 2 ways:

- 1) By any other person (other than yourself) who is 19 years of age or older. That other person must hand the documents to the recipient. If he/she will not accept the documents, the other person can put the documents down in front of him/her.
- 2) By a process server. Process servers are independent, professional servers who charge a fee for service.

If you cannot personally serve the other party for any reason, you can apply for permission to serve the documents another way. You may make an **Interim Application for a Procedural Order (Form F16.03A)** to apply for substituted service.

**Completing an Affidavit of Service**

The person who served the document must be the one to fill out the Affidavit of Service. He/she can do this by hand or electronically: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

That person must sign the Affidavit in front of a commissioner of oaths, notary public, justice of the peace, or a lawyer. Court Registry staff are commissioners of oaths and the person who served the document may sign this application at the Court.

**Filing an Affidavit of Service with the Court**

It is your responsibility to make sure that the Affidavit of Service is filed with the Court. To file the Affidavit of Service, you (or the person who served the document) must bring the Affidavit to the Supreme Court location where your file is or you can mail the Affidavit to that location.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911





**How to Complete a Financial Statement****Instructions**

A Financial Statement (Form F10.02A) is a sworn document that informs the Court of your financial situation.

You only need to fill out a Financial Statement if at least one of these situations applies to you:

- Your matter involves a claim for spousal, partner, parental, or dependant support (made by either party)
- Your matter involves child support and the amount claimed is different from (or in addition to) the table amount in the Child Support Guidelines because of one or more of the following:
  - Your matter involves support for at least one child over the age of 19;
  - Your matter involves a claim for special and/or extraordinary expenses;
  - You have shared custody (where the child spends at least 40% of their time with each parent);
  - You have split custody (where each parent has sole custody of at least one of the children);
  - Your matter involves a child support claim involving a payor who is not the child's/children's biological or adoptive parent but has acted as a parent to the child/children;
  - Your matter involves support and one or more of the payors makes more than \$150,000/year;
  - You are making an undue hardship claim.

**Completing Your Financial Statement**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person). You must fill out Parts A, B, and C of the Financial Statement and attach any schedules and additional forms that apply to you. If you need more space to fill out any section of this Financial Statement, attach an extra page.

**Filing and Serving Your Financial Statement**

You may file and serve your Financial Statement together with your Application, Response, or Reply. You must make **3 extra copies** of your completed and signed Financial Statement (including any additional documents). File your original Financial Statement with the Court. To file the Financial Statement, you must bring the Financial Statement to the Supreme Court location where your file is or you can mail it to that location.

You must give a copy of the Financial Statement to the other person. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

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**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SERVING OR FILING THIS FORM ---**





Form F10.02A – Financial Statement (Family Law)

Supreme Court of Newfoundland and Labrador

If you are required to complete a Financial Statement, you must complete Parts A, B, and C. The Schedules you will have to fill out are dependent on your situation and what applies to you.

I have completed and attached the following Parts:

<input type="checkbox"/> Part A: Employment Information
<input type="checkbox"/> Part B: Income Statement
<input type="checkbox"/> Part C: Monthly Expense Statement

I have completed and attached the following Schedules and/or Forms that apply to me:

<input type="checkbox"/> Schedule 1: Adjustments to Annual Income for Child Support Purposes
<input type="checkbox"/> Schedule 2: Special or Extraordinary Expenses
<input type="checkbox"/> Schedule 3: Undue Hardship
<input type="checkbox"/> Schedule 4: Undertaking to Provide Financial Information

## Part A Employment Information

I am currently:

<input type="checkbox"/> Employed: My job (or occupation) is: _____ <small>(Job or Occupation)</small> My employer's name and address is: _____ I am paid: <input type="checkbox"/> Every 2 weeks <input type="checkbox"/> Every month <input type="checkbox"/> Other: _____ I have been working for this employer since: _____ <small>(Date: month/day/year)</small>
<input type="checkbox"/> Self-employed: The name of my business, professional practice, or farm is: _____

<input type="checkbox"/> Unemployed: I have been unemployed since: _____ <i>(Date: month/day/year)</i> My most recent job (or occupation) was: _____ <i>(Job or Occupation)</i> My most recent employer's name and address was: _____ _____
<input type="checkbox"/> Retired: I have been retired since: _____ <i>(Date: month/day/year)</i> My most recent job (or occupation) was: _____ <i>(Job or Occupation)</i> My most recent employer's name and address was: _____ _____
<input type="checkbox"/> A shareholder, director, or officer of a corporation: The name of the corporation is: _____ My interest in the corporation is: _____ _____
<input type="checkbox"/> A beneficiary under a trust: The trust settlement agreement is: _____ _____

**You must select at least 1 of the following 4 attachment options:**

- 1) Copies of my personal Income Tax Returns and copies of my Notices of Assessment (and any Notices of Reassessment) for each of the 3 most recent taxation years.
- 2) Proof of Income Statements ("Option C" or "Income and Deduction" printouts) from the Canadian Revenue Agency for the 3 most recent taxation years.  
*If you do not have copies of your Returns/Notices of Assessment, you may print your "Option C" printouts online or contact the CRA at 1-800-267-6999 or 1-800-959-8281 to have your "Option C" printouts sent to you.*
- 3) A statement from the Canadian Revenue Agency that I have not filed income tax returns for one or more of the 3 most recent taxation years.  
*If you have not filed your taxes for the past 3 years, you may contact the CRA at 1-800-959-8281 to obtain a statement. You may still be required to file your income taxes to continue your family law proceedings.*
- 4) I am a registered Indian within the meaning of the *Indian Act* (Canada) and I am exempt from payment of taxes to the Canadian Revenue Agency. I am attaching the following proof of income for the 3 most recent years:

**If you are an employee, you must also attach:**

- My 3 most recent statements of earnings (including overtime).  
*If these statements are not available, you may attach a letter from your employer with your annual income information.*

**If you are self-employed, you must also attach:**

- The financial statements of my business/professional practice (other than partnership) or farm for the 3 most recent taxation years; and
- A statement showing all amounts I paid to (or on behalf of) any person with whom I did not deal at arm's length (ie. salaries, wages, management fees, or other payments/benefits).

**If you are a partner in a partnership, you must also attach:**

- Confirmation of my income, draws from, and capital in the partnership for the 3 most recent taxation years.

**If you control a corporation, you must also attach:**

- The financial statements of the corporation and its subsidiaries for the past 3 most recent taxation years; and
- A statement showing all amounts the corporation paid to (or on behalf of) any person with whom the corporation does not deal at arm's length (ie. salaries, wages, management fees, or other payments/benefits).

**If you are a beneficiary under a trust, you must also attach:**

- The trust settlement agreement; and
- The trust's 3 most recent financial statements.

**If you are receiving employment insurance (EI) benefits, social assistance, pension, workers' compensation, disability assistance, or any other type of income assistance, you must attach:**

- The most recent statement of income (stub) showing the total amount of income from that income assistance source.  
*If this statement is not available, you may attach a letter from the authority with the required information.*

- Check this box if you are unable to provide some or all of the information required. You must attach an Undertaking (Financial Statement Schedule 4) to provide the information.

**Part B Annual Income Statement**

	Income Source	Amount Received Annually
1	Employment Income (before deductions)	Annual: \$
2	Commissions, Tips, and Bonuses	Annual: \$
3	Other Employment Income	Annual: \$
4	Pension Income	Annual: \$
5	Universal Child Care Benefit (UCCB)	Annual: \$
6	UCCB amount designated to a dependent	Annual: \$
7	Employment Insurance (EI)	Annual: \$
8	Taxable amount of dividends (eligible and other than eligible) from taxable Canadian corporations	Annual: \$
9	Interest and other investment income	Annual: \$
10	Partnership Income (limited or non-active partners only)	Annual Net: \$
11	Registered disability savings plan income	Annual: \$
12	Rental Income (Gross: \$_____)	Annual Net: \$
13	Taxable Capital Gains	Annual: \$
14	Child Support received (Total: \$_____)	Annual Taxable: \$
15	Spousal Support received (Total: \$_____)	Annual Taxable: \$
16	RRSP Income	Annual: \$
17	Other Income (specify): _____	Annual: \$
18	Self-Employment Income (Gross: \$_____)	Annual Net: \$
19	Workers Compensation Benefits	Annual: \$
20	Social assistance payments	Annual: \$
21	Net Federal Supplements	Annual: \$

<b>TOTAL ANNUAL INCOME</b> (Line 150):	\$ _____
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**Part C Monthly Expense Statement**

**Housing and Utilities**

Rent / Mortgage	\$
Property Taxes	\$
Property / Rent insurance	\$
Condominium fees	\$
Repairs / Maintenance	\$
Heat / Fuel	\$
Electricity	\$
Water / Sewer	\$
Telephone	\$
Cable / Internet	\$
Lawn care / Snow removal	\$
Other (specify): _____	\$

**Household Expenses**

Groceries / Household supplies	\$
Meals outside the home	\$
Dry cleaning / laundry	\$
Pet care	\$
Other (specify): _____	\$

**Insurance Expenses**

Medical insurance premiums	\$
Dental insurance premiums	\$
Life insurance premiums	\$
Disability insurance premiums	\$
Other (specify): _____	\$

**Transportation Expenses**

Public transit / Taxis	\$
Gas / Oil	\$
Car loan / lease payments	\$
Car Insurance	\$
License(s)	\$
Parking	\$
Repairs / Maintenance	\$
Other (specify): _____	\$

**Personal Expenses**

Hair care and toiletries	\$
Clothing and footwear	\$
Entertainment / Hobbies	\$
Alcohol / Tobacco	\$
Vacation(s)	\$
Education / School expenses	\$
Medical / Medication expenses	\$
Dental / Eye care expenses	\$
Cell phone	\$
Other (specify): _____	\$

**Childcare Expenses**

School fees / supplies / tuition	\$
School lunches	\$
Activities and related expenses	\$
Daycare / Babysitter / Summer camps	\$
Clothing and footwear	\$
Hair care and toiletries	\$
Entertainment / Hobbies	\$
Transportation	\$
Books / Toys / Gifts (birthday, holiday, etc.)	\$
Medical / Medication expenses	\$
Dental expenses	\$
Eye care expenses	\$
Other (specify): _____	\$

**Savings and Debts**

RRSP contributions	\$
RESP contributions	\$
Credit card payments	\$
Payments on loans / lines of credit	\$
Other (specify): _____	\$

**Other**

Support paid in any other case(s)	\$
Banking / Legal / Accounting expenses	\$
Charitable donations (eg. church)	\$
Other (specify): _____	\$

<b>TOTAL MONTHLY EXPENSES:</b>	<b>\$</b>
--------------------------------	-----------

Fill out Schedule 1 if there is a claim for child support and also a claim for special and/or extraordinary expenses.

**Schedule 1 Adjustments to Income for Child Support**

Annual Income (to determine basic child support):

(A) Total Annual Income

Total Annual Income or Line 150 Income (from Part B of this form):	\$
--	----

(B) Replacements in Income

1	Replace the taxable amount of dividends from Canadian corporations with the actual amount of dividends	Annual: \$
2	Replace the taxable capital gains with the actual amount of capital gains realized in excess of the actual capital losses	Annual: \$

(C) Deductions from Income

3	Union, professional, and association dues	Annual: \$
4	Other employment expenses (Schedule III of the Child Support Guidelines) Specify: _____	Annual: \$
5	Taxable amount of child support I receive	Annual: \$
6	Spousal support I receive from the other party	Annual: \$
7	Income support or social assistance I receive for other members of the family	Annual: \$
8	Actual amount of business investment losses	Annual: \$
9	Carrying charges and interest expenses deductible under the <i>Income Tax Act</i>	Annual: \$
10	Prior period earnings included in self-employment income, net of reserves	Annual: \$
11	Portion of partnership or sole proprietorship properly required for capitalization	Annual: \$
12	Other deductions Specify: _____	Annual: \$

Total Deductions to Adjusted Income: \$ \_\_\_\_\_

(D) Additions to Income

13	Payments to family members and other non-arm's length persons (eg. salaries, wages, or other payments)	Annual: \$
14	Other employment expenses (Schedule III of the Child Support Guidelines) Specify: _____	Annual: \$
15	Value of exercised employee stock options in a Canadian-controlled corporation	Annual: \$
16	Allowable capital cost allowance for real property	Annual: \$

Total Additions to Adjusted Income: \$ \_\_\_\_\_

TOTAL ADJUSTED ANNUAL INCOME FOR BASIC CHILD SUPPORT:	\$
---	----

Fill out Schedule 2 if there is a claim for special and/or extraordinary expenses.

**Schedule 2 Special or Extraordinary Expenses**

I am claiming an amount of special or extraordinary expenses for the following reason(s):

- Child care expenses caused by the custodial parent's employment, illness, disability, or education or training for employment
- The portion of the medical and dental insurance premiums for the child
- Health-related expenses that are more than insurance reimbursement by at least \$100 annually (including orthodontic treatment, professional counselling provided by a psychologist, social worker, psychiatrist or any other person, physiotherapy, occupational therapy, speech therapy and prescription drugs, hearing aids, glasses, and contact lenses)
- Extraordinary expenses for primary or secondary school education or for any other educational programs that meet the child's particular needs
- Expenses for post-secondary education
- Extraordinary expenses for extracurricular activities

The details of the expenses I am claiming are:

Child's Name	Description of Expense	Expense Amount (per year)	Contributions, Subsidies, Benefits, Tax Deductions, or Reimbursements (if any)	Amount after Contributions, Subsidies, Benefits, Tax Deductions, or Reimbursements (per year)	Receipt Attached
		\$	\$	\$	<input type="checkbox"/>
		\$	\$	\$	<input type="checkbox"/>
		\$	\$	\$	<input type="checkbox"/>
		\$	\$	\$	<input type="checkbox"/>
		\$	\$	\$	<input type="checkbox"/>
		\$	\$	\$	<input type="checkbox"/>
		\$	\$	\$	<input type="checkbox"/>

TOTAL AMOUNT OF SPECIAL OR EXTRAORDINARY EXPENSES (per year): \$

If you are unable to attach receipts for any of the special or extraordinary expenses you have listed, check the box:

I am unable to obtain receipts to show the amount of the expense(s) I am claiming because:

Fill out Schedule 3 if you are claiming undue hardship.

**Schedule 3 Undue Hardship**

I am claiming undue hardship in respect of a child support claim for the following reason(s):

- I am responsible for unusually high debts that are/were reasonably incurred to support the family (prior to separation) or to earn a living:

Date Incurred (month/day/year)	Owed to	Terms of Debt	Annual Amount
			\$
			\$
			\$
			\$

- Spending time with my child(ren) (parenting time or access) is unusually expensive for me (eg. travel expenses):

Description of Expense	Annual Amount
	\$
	\$

- I have a legal duty to support:
  - another person (under a judgment, order, or written separation agreement)
  - a child, other than a child for whom support is claimed in this application
  - a person who is unable to support himself/herself because of illness or disability

Name of Person	Relationship	Nature of Duty	Annual Amount
			\$
			\$
			\$

- Other undue hardship circumstances (Describe):

Description	Annual Amount
	\$
	\$



I am claiming undue hardship and one or more of the following applies to me:

<input type="checkbox"/> I live alone			
<input type="checkbox"/> I am living with <i>(Name of the person you are married to / cohabiting with)</i> _____			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 5px;"> <input type="checkbox"/> My spouse's/partner's occupation is: _____                             </td> <td style="padding: 5px; text-align: center;">OR</td> <td style="padding: 5px;"> <input type="checkbox"/> My spouse/partner does not work outside the home                             </td> </tr> </table>	<input type="checkbox"/> My spouse's/partner's occupation is: _____	OR	<input type="checkbox"/> My spouse/partner does not work outside the home
<input type="checkbox"/> My spouse's/partner's occupation is: _____	OR	<input type="checkbox"/> My spouse/partner does not work outside the home	
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 5px;"> <input type="checkbox"/> My spouses/partner's annual income is: \$ _____                             </td> <td style="padding: 5px; text-align: center;">OR</td> <td style="padding: 5px;"> <input type="checkbox"/> My spouse/partner does not earn any income.                             </td> </tr> </table>	<input type="checkbox"/> My spouses/partner's annual income is: \$ _____	OR	<input type="checkbox"/> My spouse/partner does not earn any income.
<input type="checkbox"/> My spouses/partner's annual income is: \$ _____	OR	<input type="checkbox"/> My spouse/partner does not earn any income.	
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 5px;">                     My spouse/partner annual contributes: \$ _____ per year towards the home.                 </td> </tr> </table>	My spouse/partner annual contributes: \$ _____ per year towards the home.		
My spouse/partner annual contributes: \$ _____ per year towards the home.			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 5px;"> <input type="checkbox"/> I have attached the current income tax returns, notices of assessment, and proof of earnings for my spouse / partner.                 </td> </tr> </table>	<input type="checkbox"/> I have attached the current income tax returns, notices of assessment, and proof of earnings for my spouse / partner.		
<input type="checkbox"/> I have attached the current income tax returns, notices of assessment, and proof of earnings for my spouse / partner.			
<input type="checkbox"/> I / We live with the following other adult(s) _____ <i>Fill in the name(s) of all other adults living in your home</i>			
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 5px;"> <input type="checkbox"/> I have attached the current income tax returns, notices of assessment, and proof of earnings for the adults I am living with.                 </td> </tr> </table>	<input type="checkbox"/> I have attached the current income tax returns, notices of assessment, and proof of earnings for the adults I am living with.		
<input type="checkbox"/> I have attached the current income tax returns, notices of assessment, and proof of earnings for the adults I am living with.			
<input type="checkbox"/> I / We live with the following children _____ <i>Fill in the name(s) of all children living in your home.</i>			

**Schedule 4 Undertaking to Provide Financial Information**

I, \_\_\_\_\_, the  Respondent  Applicant (in Reply)  Other:  
*(Print your name)*

in the within matter have filed a:  Response  Reply

with which I am required to file financial information. At this date, I do not have the required information. By signing this document, I undertake to provide the required information to the Court and the other party (if applicable), within 60 days from today's date.

I understand that the Court may make an order against me if I do not provide the required information or an adequate explanation for the delay.

*You must swear or affirm that this Undertaking is the truth. You must swear or affirm and sign this Undertaking in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this Undertaking at the Court when you file it.*

SWORN TO or AFFIRMED at _____, this _____ day of _____, 20____.	
_____ <i>Signature</i>	_____ <i>Signature of Person Authorized to Administer Oaths</i>

_____ <i>Signature of Lawyer (if any)</i>	_____ <i>Print Name of Lawyer (if any)</i>

**How to Complete a Property Statement****Instructions**

A Property Statement (Form 10.04A) is a sworn document that gives the Court information about your assets and debts.

You only need to fill out a Property Statement if you or the other person is seeking a division of property (matrimonial property or common law property). If either the Applicant or the Respondent makes a claim for property, both persons must each fill out a Property Statement.

**Completing Your Property Statement**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person).

You must fill out the entire Property Statement. If you need more space to fill out any section of this Property Statement, attach an extra page and indicate which section is continued on the extra page.

**Filing Your Property Statement**

You can file your Property Statement together with your Application, Response, or Reply. You must make **3 extra copies** of your completed and signed Property Statement (including any additional documents). File your original Property Statement with the Court. To file the Property Statement, you must bring the Property Statement to the Supreme Court location where your file is or you can mail it to that location.

**Serving Your Property Statement**

You must give a copy of the Property Statement to the other person. This is called *service*. You can serve your Property Statement together with your Application, Response, or Reply. If you are serving the property statement alone, you can serve the other person by: personal service (an adult who is not you can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

**Important Note**

If you find out that this property statement is incorrect or incomplete, or that the information has changed, you must file the correct or updated information with the Court (with a new property statement or an amended property statement). You must also serve the other person with the new information.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227  
Gander: (709) 256-1115  
Grand Bank: (709) 832-1720

Grand Falls-Windsor: (709) 292-4260  
Happy Valley-Goose Bay: (709) 896-7892  
St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788  
Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SERVING OR FILING THIS FORM ---**

# Form F10.04A: Property Statement (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  
*(Print full name)*

NOT APPLICABLE  
 SECOND APPLICANT  
 SECOND RESPONDENT

You must swear or affirm that what you have written in this Property Statement and any attachments is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this application at the Court when you file it.

My name is \_\_\_\_\_  
*(Print Name)*

I am the  Applicant  Respondent  Other

I live in \_\_\_\_\_  
*(City, Province)*

I declare that the facts and information in this Property Statement and all attachments are true and complete to the best of my knowledge and belief as of: \_\_\_\_\_  
*(Date: month/day/year)*

- I do not anticipate any significant changes in the information set out in this Property Statement; OR
- I anticipate the following changes in the information set out in this Property Statement: *(state the changes)*

SWORN TO or AFFIRMED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Signature of Person Authorized to Administer Oaths*

**Part A Assets**

For all of the applicable assets below, fill in the best estimate of the market value/amount of each asset. You may check to see if the asset is exempt from distribution in Part C of this form. If you need more space or more entries, attach an extra page (or pages).

**Home and Other Real Estate**

Include any interests in land owned as of the date of this Property Statement.  
List any leasehold interests, mortgages, encumbrances, or costs of disposition in Part B.

Name(s) of registered owner(s)	Type of ownership	Property address	Estimated market value on date of separation	Estimated market value on current date
			\$	\$
			\$	\$
			\$	\$

**Vehicles**

Examples: cars, boats, trailers, snowmobiles, etc.  
List any payments, leases, or loans in Part B.

Name(s) of registered owner(s)	Name of person(s) in possession of the vehicle	Year, make, and model of the vehicle	Estimated market value on date of separation	Estimated market value on current date
			\$	\$
			\$	\$
			\$	\$

**Household Contents**

Examples: furniture, kitchen appliances, etc.  
Attach a list of household contents. For each item, indicate:

- What the item is
- Who has possession of the item
- What the estimated (used) market value (not replacement value) is
- Whether you want the item

I have attached a list of household contents to this Property Statement.

**Bank Accounts and Savings**

Examples: Cash, savings/chequing accounts, term deposits, TFSAs, etc.

Name(s) of account holder(s)	Type of account	Institution and branch name	Account number	Estimated value on date of separation	Estimated value on current date
				\$	\$
				\$	\$
				\$	\$
				\$	\$

**Safety Deposit Boxes**

Location	Contents

**Employment Benefits**

Examples: Severance pay, retirement allowances, pensions, RSPs, profit sharing plans, accrued annual leave, etc.

Name of owner	Type of benefit	Institution	Account number	Estimated value on date of separation	Estimated value on current date
				\$	\$
				\$	\$
				\$	\$
				\$	\$

**Insurance Policies**

Examples: Life insurance, disability insurance, etc

Name of owner	Insurance company	Type of policy and policy number	Beneficiary	Face Value	Cash surrender value on date of separation	Cash surrender value on current date
				\$	\$	\$
				\$	\$	\$
				\$	\$	\$

**Investments and Securities**

Examples: RRSPs, RESPs, Shares, bonds, mutual funds, warrants, options, debentures, notes, etc.

Name(s) of owner(s)	Type of investment	Account number	Number of units held	Estimated market value on date of separation	Estimated market value on current date
				\$	\$
				\$	\$
				\$	\$

**Business Interests**

Examples: Interests in incorporated businesses, sole proprietorships, partnerships, trusts, joint ventures, etc.

Interest held by	Name of company or firm	Description of interest	Estimated market value on date of separation	Estimated market value on current date
			\$	\$
			\$	\$
			\$	\$

Form F10.04A – Property Statement (Family Law)

Supreme Court of Newfoundland and Labrador

**Money Owed to You**

Examples: Personal loans, business dealings, court judgments in your favour, etc.

Owed to	Details	Amount owed on date of separation	Amount owed on current date
		\$	\$
		\$	\$
		\$	\$

**Other Property**

Examples: Collections, hobby goods, rewards points, patents, copyright claims, etc.

Name(s) of owner(s)	Description	Estimated value on date of separation	Estimated value on current date
		\$	\$
		\$	\$
		\$	\$
		\$	\$
		\$	\$



**Part B Debts and Liabilities**

For all of the applicable debts and liabilities below, fill in the best estimate of the market value/amount of each debt or liability. You may check to see if the asset is exempt from distribution in Part C of this form. If you need more space or more entries, attach an extra page (or pages).

**Home Mortgages and Other Mortgages**

Name of lender	Names of all borrowers	Mortgage account number	Is this debt in arrears?	Amount owing on date of separation	Amount owing on current date
				\$	\$
				\$	\$
				\$	\$

**Loans**

Examples: Personal loans, lines of credit, etc.

Name of lender	Names of all borrowers	Type of loan and account number	Is this debt in arrears?	Amount owing on date of separation	Amount owing on current date
				\$	\$
				\$	\$
				\$	\$

**Tax Arrears**

List all unpaid taxes in any previous taxation years.

Money owing to the Canadian Revenue Agency (CRA) for years:	Personal amount owing on date of separation	Personal amount owing on current date
	\$	\$

**Credit Cards**

Name of primary cardholder (and any secondary cardholder(s))	Type of credit card and account number	Amount owing on date of separation	Amount owing on current date
		\$	\$
		\$	\$
		\$	\$
		\$	\$
		\$	\$

**Other Debts and Liabilities**

Examples: Charges, liens, notes, accounts payable, contingent liabilities, unpaid legal bills, leases, financing plans/agreements for cars, furniture, etc.

Name of lender	Names of all borrowers	Details (including account number, if any)	Is this debt in arrears?	Amount owing on date of separation	Amount owing on current date
				\$	\$
				\$	\$
				\$	\$
				\$	\$
				\$	\$

**Part C** Property Exemptions

List property that you believe should be exempt from sharing. Please refer to section 18 of the Family Law Act for a list of items that may be listed as "exempt." If you need more space or more entries, attach an extra page (or pages).

Examples:

- Gifts, inheritances, trusts or settlements (received from a person other than the other spouse)
- Personal injury awards (excluding any compensation for economic loss)
- Personal effects
- Exempt business assets (refer to section 29 of the Family Law Act)
- Property exempted under a marriage contract or separation agreement
- Family heirlooms
- Real or personal property acquired after separation

Description	Reason for exemption

**How to Demand Disclosure****Instructions**

A Demand to Disclose (Form F11.02A) is a form that you can use to request specific documents or information from the other person that he/she has not provided to you. You can only demand information from the other person if you have an ongoing family law matter.

**Completing Your Demand to Disclose**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person).

Select the documents from the list provided or add your own. If you require more space to request additional documents, attach an extra page and indicate that you have attached an extra page.

**Filing Your Demand to Disclose**

You must make **3 extra copies** of your completed and signed Demand to Disclose.

To file the Demand to Disclose, you must bring the Demand to Disclose to the Supreme Court location where your file is or you can mail it to that location. You must file your original Demand to Disclose with the Court **before the trial date** is set by the Court.

**Serving Your Demand to Disclose**

You must give a copy of the Demand to Disclose to the other person. This is called *service*. You may serve the Demand to Disclose together with your Originating Application, Originating Application to Vary, or Response. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

You must serve the other person **before the trial date** is set by the Court. The other person has 30 days (from the date of service) to respond.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SERVING THE DEMAND ---**

**How to Respond to a Demand to Disclose****Instructions**

The other person in your family law matter has demanded that you provide certain documents and information. The specific documents and information the other person has asked for are listed in the attached Demand to Disclose (Form F11.02A).

You have only **30 days** (from the date that you received this Demand to Disclose) to provide the other person and the Court with a **Response to a Demand to Disclose (Form F11.02B)**. You can find the Response to Demand to Disclose form at any Supreme Court location or online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

If you do not respond, the Court may proceed and make an order without hearing from you. The Court can:

- Make assumptions about your financial situation
- Order you to pay support
- Order that you provide the requested documents within a specified time
- Order your employer or someone else to provide the documents and information
- Order you to pay costs, including compensation to the other person

**Providing Disclosure**

If you want to provide some or all of the documents and information requested, you must file a Response to Demand to Disclose. You can attach the documents or information to Demand to Disclose.

You must give a copy of the Demand to Disclose and the documents to the other person. This is called *service*. You can serve the other person by: personal service (an adult who is not you hand-delivers the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You may also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

**If You Cannot Provide Disclosure**

If you cannot provide the requested documents and information for any reason, you may be able to give authorization to a person or institution (eg. your employer) to provide the information. Otherwise, you will have to explain why you cannot provide the documents on the Response to Demand to Disclose.

**If You Object to Providing Disclosure**

If you want to object to any or all of the demands, you must still file and serve a Response to Demand to Disclose. You will have to explain why you object to providing that information.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227  
 Gander: (709) 256-1115  
 Grand Bank: (709) 832-1720

Grand Falls-Windsor: (709) 292-4260  
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 St. John's: (709) 729-2258

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If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788  
 Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

## Form F11.02A: Demand to Disclose (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

I, \_\_\_\_\_, the  Applicant  Respondent  Other:  
*(Print your name)*

demand that, \_\_\_\_\_, the  Applicant  Respondent  Other:  
*(Print the other party's name)*

provide copies of the following documents to all parties within 30 days of service of this form:

1	<input type="checkbox"/> Copy of the most recent pension plan statement (and all plans in which you have/will have an interest).
2	<input type="checkbox"/> Confirmation of your entitlement and valuation of any accrued severance benefits, annual leave benefits, and other monetary benefits in which you have an interest.
3	<input type="checkbox"/> Copy of any health and dental insurance coverage available to you through your employer (showing whether coverage is available for your spouse and/or children). <i>If available, provide coverage premiums/employee costs for single person coverage, couple coverage, and/or family coverage.</i>
4	<input type="checkbox"/> Copy of your most recent assessment for any appraisals of the property/properties that you own.

Form F11.02A – Demand to Disclose (Family Law)

Supreme Court of Newfoundland and Labrador

5	<input type="checkbox"/> Copy of every cheque issued to you from any business/corporation in which you have an interest (or to which you have rendered a service) for the period: _____
6	<input type="checkbox"/> Copy of every bank account statement in your name for the period: _____
7	<input type="checkbox"/> Copy of the most recent statement for all RRSP's, TFSA's, RESP's, term deposit certificates, guaranteed investment certificates, stock accounts, and other investments in your name (or in which you have an interest).
8	<input type="checkbox"/> Copy of every insurance policy (all whole life, term life, disability, etc.) in your name (or in which you have an interest). Include the cash surrender value for every policy.
9	<input type="checkbox"/> Copy of every credit card statement for all credit cards in your name for the period: _____
10	<input type="checkbox"/> Other (Specify): <div style="border: 1px solid black; height: 100px; width: 100%; margin-top: 5px;"></div>

DATED at _____, this _____ day of _____, 20____.
_____ <i>Signature</i>

**How to Respond to a Demand to Disclose****Instructions**

A Response to Demand to Disclose (Form F11.02B) is a form that you can use to respond to the other person's Demand to Disclose (Form 11.02A).

You have only **30 days** (from the date you received the Demand to Disclose) to provide the other person and the Court with the documents and information along with the Response to a Demand to Disclose form.

**If you do not respond, the Court may proceed and make an order without hearing from you.**

Completing Your Response to Demand to Disclose

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person).

List the documents that you are attaching and the documents that you are not attaching.

If you cannot provide the requested documents or information for any reason, you may be able to give authorization to a person or institution (eg. your employer) to provide the information. Otherwise, you must explain why you cannot provide the documents.

If you object to providing any or all of the documents requested, you must write this in your Response to Demand to Disclose and provide reasons.

Filing Your Response to Demand to Disclose

You must make **3 extra copies** of your completed and signed Response to Demand to Disclosure.

To file the Response to Demand to Disclose, you must bring the original Response to Demand to Disclose to the Supreme Court location where your file is or you can mail it to that location. You must file your Response to Demand to Disclose with the Court **within 30 days** from the date you were served.

Serving Your Response to Demand to Disclose

You may serve your Response to Demand to Disclose with your Originating Application, Originating Application for Variation, Response, or Reply. If you are serving just the Demand to Disclose alone, you can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You may also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

More Information

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SERVING THE RESPONSE ---**



# Form F11.02B: Response to Demand to Disclose (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

In response to the Demand to Disclose served by, \_\_\_\_\_  
*(Print the other party's name)*

dated \_\_\_\_\_, I am the  Applicant  Respondent  Other:  
*(Date: month/day/year)*

in the within matter .

I have provided the following requested documents and information to all parties:  
*(List the documents below)*

Form F11.02B – Response to Demand to Disclose (Family Law)

Supreme Court of Newfoundland and Labrador

I object to attaching the following requested documents and information for the reasons set out below.  
(List the documents below and provide reasons for your objection)

### Statement of Truth

*You must swear or affirm that the facts and information that you have written in this Response to Demand to Disclose is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this Response at the Court when you file it.*

I declare the facts and information of this Response to Demand to Disclose are true to the best of my knowledge and belief.

SWORN TO or AFFIRMED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Signature of Person Authorized to Administer Oaths*

**How to Make a Demand for Answers****Instructions**

You can use a Demand for Answers (Form F11.03A) to request answers to specific written questions from the other person. You can only demand answers if you have an ongoing family law matter where a Financial Statement or Property Statement is required. You can only demand answers in relation to issues that have not yet been decided by the Court.

**Completing Your Demand for Answers**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person).

Fill in the questions you would like the other person to answer. If you require more space to ask more questions, attach an extra page and indicate that you have attached an extra page.

**Filing Your Demand for Answers**

You must make 3 extra copies of your completed and signed Demand for Answers.

To file the Demand for Answers, you must bring the Demand for Answers to the Supreme Court location where your file is or you can mail it to that location. You must file your original Demand for Answers with the Court **before the trial date is set** by the Court.

**Serving Your Demand for Answers**

You must give a copy of the Demand for Answers to the other person. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

You must serve the other person **before the trial date is set** by the Court. The other person has 30 days (from the date of service) to respond.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Gander: (709) 256-1115

Grand Bank: (709) 832-1720

Grand Falls-Windsor: (709) 292-4260

Happy Valley-Goose Bay: (709) 896-7892

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SERVING THE DEMAND ---**

**How to Respond to a Demand for Answers****Instructions**

The other person in your family law matter has demanded that you answer specific written questions.

The specific questions that the other person has asked are listed in the attached Demand for Answers (Form F11.03A).

You have only **30 days** (from the date that you received the Demand for Answers) to provide the other person and the Court with a **Response to a Demand for Answers (Form F11.03B)**. You can find the Response to Demand for Answers form at any Supreme Court location or online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

If you do not respond, the Court may proceed and make an order without hearing from you. The Court can:

- Make assumptions about your financial situation
- Order you to pay support
- Order that you provide the requested answers within a specified time
- Order your employer or other person to provide the information
- Order you to pay costs, including compensation to the other person

**Providing the Answers, Documents, and/or Information**

If you want to provide some or all of the answers requested, you must file a Response to Demand for Answers.

You must give a copy of the Response to Demand for Answers to the other person. This is called *service*. You can serve the other person by: personal service (an adult who is not you hand-delivers the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You may also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

**If You Cannot Provide the Answers**

If you cannot provide the requested answers for any reason, you may be able to give authorization to a person or institution (eg. your employer) to provide the information. Otherwise, you will have to explain why you cannot provide the answers on the Response to Demand for Answers form.

**If You Object to Providing the Answers**

If you want to object to any or all of the answers requested, you or your lawyer must still file and serve a Response to Demand for Answers. You will have to explain why you object to providing those answers.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Gander: (709) 256-1115

Grand Bank: (709) 832-1720

Grand Falls-Windsor: (709) 292-4260

Happy Valley-Goose Bay: (709) 896-7892

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

### Form F 11.03A: Demand for Answers (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

I, \_\_\_\_\_, the  Applicant  Respondent  Other:  
*(Print your name)*

demand that, \_\_\_\_\_, the  Applicant  Respondent  Other:  
*(Print the other party's name)*

provide answers to the following questions to all parties within **30 days** of service of this form:

1	
2	
3	
4	
5	

DA TED at _____, this _____ day of _____, 20____.
_____ <i>Signature</i>

**How to Respond to a Demand for Answers****Instructions**

A Response to Demand for Answers (Form F11.03B) is a form that you can use to respond to the other person's Demand for Answers.

You have only **30 days** from the date that you received the Demand for Answers to provide the other person and the Court with a Response to a Demand for Answers form.

If you do not respond, the Court may proceed and make an order without hearing from you.

**Completing Your Response to Demand for Answers**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person). If you require more space to fill out the form, attach an extra page and indicate that you have attached an extra page.

If you cannot provide the requested answers for any reason, you may be able to give authorization to a person or institution (eg. your employer) to provide the information. Otherwise, you will have to explain why you cannot provide the answers.

If you want to object to any or all of the answers requested, you must write this in your Response to Demand for Answers and provide reasons.

**Filing Your Response to Demand for Answers**

You must make **3 extra copies** of your completed and signed Response to Demand for Answers.

To file the Response to Demand for Answers, you must bring the original Response to Demand for Answers to the Supreme Court location where your file is or you can mail it to that location. You must file your Response to Demand for Answers with the Court **within 30 days** from the date you were served.

**Serving Your Response to Demand for Answers**

You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You may also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SERVING THE RESPONSE ---**

# Form F11.03B: Response to Demand for Answers (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
(Print full name)

AND: \_\_\_\_\_ RESPONDENT  
(Print full name)

AND: \_\_\_\_\_  NOT APPLICABLE  
(Print full name)  SECOND APPLICANT  
 SECOND RESPONDENT

---

In response to the Demand for Answers served by, \_\_\_\_\_,  
(Print the other party's name)

the  Applicant  Respondent  Other: \_\_\_\_\_, dated \_\_\_\_\_,  
(Date: month/day/year)

I am the  Applicant  Respondent  Other: \_\_\_\_\_ in the within matter.

Check the appropriate box for each question that corresponds with the Demand for Answers.

1	<input type="checkbox"/> The answer to this question is ( <i>Fill in the answer based on your knowledge</i> ):
	<input type="checkbox"/> I have no personal knowledge of any of the matters referred to, but after making proper inquiries I believe the answer is ( <i>Fill in what information you received and who you got the information from</i> ):
	<input type="checkbox"/> I am unable to answer the question because I do not know the answer and cannot ascertain the answer.
	<input type="checkbox"/> I object to answering this written question because ( <i>Fill in the reasons for your objection</i> ):
2	<input type="checkbox"/> The answer to this question is ( <i>Fill in the answer based on your knowledge</i> ):
	<input type="checkbox"/> I have no personal knowledge of any of the matters referred to, but after making proper inquiries I believe the answer is ( <i>Fill in what information you received and who you got the information from</i> ):
	<input type="checkbox"/> I am unable to answer the question because I do not know the answer and cannot ascertain the answer.
	<input type="checkbox"/> I object to answering this written question because ( <i>Fill in the reasons for your objection</i> ):



3	<p><input type="checkbox"/> The answer to this question is <i>(Fill in the answer based on your knowledge)</i>:</p> <div data-bbox="456 411 1300 543" style="border: 1px solid black; height: 60px; margin-bottom: 10px;"></div> <p><input type="checkbox"/> I have no personal knowledge of any of the matters referred to, but after making proper inquiries I believe the answer is <i>(Fill in what information you received and who you got the information from)</i>:</p> <div data-bbox="456 642 1300 774" style="border: 1px solid black; height: 60px; margin-bottom: 10px;"></div> <p><input type="checkbox"/> I am unable to answer the question because I do not know the answer and cannot ascertain the answer.</p> <p><input type="checkbox"/> I object to answering this written question because <i>(Fill in the reasons for your objection)</i>:</p> <div data-bbox="456 890 1300 995" style="border: 1px solid black; height: 50px;"></div>
4	<p><input type="checkbox"/> The answer to this question is <i>(Fill in the answer based on your knowledge)</i>:</p> <div data-bbox="456 1073 1300 1205" style="border: 1px solid black; height: 60px; margin-bottom: 10px;"></div> <p><input type="checkbox"/> I have no personal knowledge of any of the matters referred to, but after making proper inquiries I believe the answer is <i>(Fill in what information you received and who you got the information from)</i>:</p> <div data-bbox="456 1304 1300 1436" style="border: 1px solid black; height: 60px; margin-bottom: 10px;"></div> <p><input type="checkbox"/> I am unable to answer the question because I do not know the answer and cannot ascertain the answer.</p> <p><input type="checkbox"/> I object to answering this written question because <i>(Fill in the reasons for your objection)</i>:</p> <div data-bbox="456 1551 1300 1656" style="border: 1px solid black; height: 50px;"></div>

5	<input type="checkbox"/> The answer to this question is <i>(Fill in the answer based on your knowledge)</i> :
	<input type="checkbox"/> I have no personal knowledge of any of the matters referred to, but after making proper inquiries I believe the answer is <i>(Fill in what information you received and who you got the information from)</i> :
	<input type="checkbox"/> I am unable to answer the question because I do not know the answer and cannot ascertain the answer.
	<input type="checkbox"/> I object to answering this written question because <i>(Fill in the reasons for your objection)</i> :

**Statement of Truth**

*You must swear or affirm that the facts and information that you have written in this Response to Demand for Answers and the attached Schedule(s) is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this Response at the Court when you file it.*

I declare the facts and information of this Response to Demand for Answers are true to the best of my knowledge and belief.	
SWORN TO or AFFIRMED at _____, this _____ day of _____, 20_____.	
_____ <i>Signature</i>	_____ <i>Signature of Person Authorized to Administer Oaths</i>

# Form F14.04A: Request for Case Management Hearing (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
(Print full name)

AND: \_\_\_\_\_ RESPONDENT  
(Print full name)

AND: \_\_\_\_\_  NOT APPLICABLE  
(Print full name)  SECOND APPLICANT  
 SECOND RESPONDENT

I, \_\_\_\_\_ the  Applicant  Respondent  Other:  
(Print Name)

am requesting a case management hearing on the following issues:

List the issue(s) you want to address in a Case Management Hearing. You may also provide brief details of the issue(s): (These listed issues must be in accordance with Rule 14.07(1) of the Trial Division Family Rules)

Check the box(es) for any additional requests that you wish to make in your Case Management Hearing:  
 You must fill out and file any additional Form(s) that correspond to your request.

Request	Fill Out Form
<input type="checkbox"/> Disclosure	Demand to Disclose (Form F11.02A)
<input type="checkbox"/> Answers to Written Questions	Demand for Answers (Form F11.04A)
<input type="checkbox"/> Formal Trial	Request for Trial (Form F29.02A)
<input type="checkbox"/> Informal Trial	Request for Informal Trial (Form F31.02A)
<input type="checkbox"/> Summary Judgment Hearing	Request for Summary Judgment Hearing (Form F28.02A)
<input type="checkbox"/> Pre-Trial Determination of a Question of Law or Fact	Request for Pre-Trial Determination (Form F27.02A)
<input type="checkbox"/> Settlement Conference	Request for Settlement Conference (Form F25.02A)
<input type="checkbox"/> Binding Settlement Conference	Request for Settlement Conference (Form F25.02A) (include Schedule 1 of Request for Settlement Conference)

### Addresses for Notice of Case Management

Applicant or Applicant's Lawyer:	Mailing Address:
	Email Address:
	Phone Number:
Respondent or Respondent's Lawyer:	Mailing Address:
	Email Address:
	Phone Number:
Second Applicant/Respondent or second Applicant/Respondent's Lawyer: (if applicable)	Mailing Address:
	Email Address:
	Phone Number:

### Signature and Date

DATED at _____, this _____ day of _____, 20_____.	
_____ <i>Signature</i>	_____ <i>Signature of Lawyer (if any)</i>
	_____ <i>Print Name of Lawyer (if any)</i>

## How to Make an Interim Application for a Procedural Order Instructions

You can make an Interim Application for a Procedural Order (Form 16.03A) in your family law proceeding if you need an order that does not directly deal with your family law issues (for divorce, parenting, support, etc.). For example, if you cannot serve the other person with court documents, you can make an application for substituted service.

### When You Can Make an Interim Application for a Procedural Order

You can make an Interim Application for a Procedural Order at any time. You can make an Interim Application for a Procedural for a number of reasons. For example:

- 1) You are seeking access to a court file;
- 2) You cannot obtain your marriage certificate (or registration of marriage);
- 3) You are seeking an extension of time to file financial information;
- 4) You are seeking a renewal of an Application;
- 5) You are seeking an order relating to the manner or timing of service of a document;
- 6) A rule in the *Trial Division Family Rules* allows you to make an Interim Application for a Procedural Order;
- 7) A judge has given you permission to make an Interim Application for a Procedural Order.

### Completing Your Application

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form and file it with the Court). You must fill out the entire form. If you require more space to fill out any section of this form, attach an extra page and indicate which section is continued on the extra page.

### Filing Your Application

To file your Interim Application, you can either bring it to a Supreme Court location near you or you can mail it to a Supreme Court location near you (with the filing fee attached). You can look up the fees online: [www.court.nl.ca/supreme/fees.html](http://www.court.nl.ca/supreme/fees.html). You do not need to give a copy of this Application to the other person unless a judge orders you to do so.

The Court will contact you to let you know if your procedural order is granted or not. Sometimes a judge will ask that you attend a court hearing to hear your application. If you need to attend a hearing, the Court will contact you with a date and time. If your procedural order is granted, you will need to give a copy of the order to the other person immediately.

### More Information

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Comer Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE FILING THIS APPLICATION ---**

# Form F16.03A: Interim Application for a Procedural Order (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
(Print full name)

AND: \_\_\_\_\_ RESPONDENT  
(Print full name)

AND: \_\_\_\_\_  NOT APPLICABLE  
(Print full name)  SECOND APPLICANT  
 SECOND RESPONDENT

<b>FOR COURT USE ONLY</b>
<b>HEARING DATE (if applicable)</b>
The hearing for this application is scheduled to be heard in the Supreme Court of Newfoundland and Labrador.
<b>Location:</b> Supreme Court in _____, Newfoundland and Labrador
<b>Address:</b> _____
<b>Date:</b> _____
<b>Time:</b> _____ am / pm

I, \_\_\_\_\_, the  Applicant  Respondent  Other:  
*(Print your name)*

am seeking an procedural order without providing notice to any other party.

**Part A Basis of application**

Check the box that applies to you.

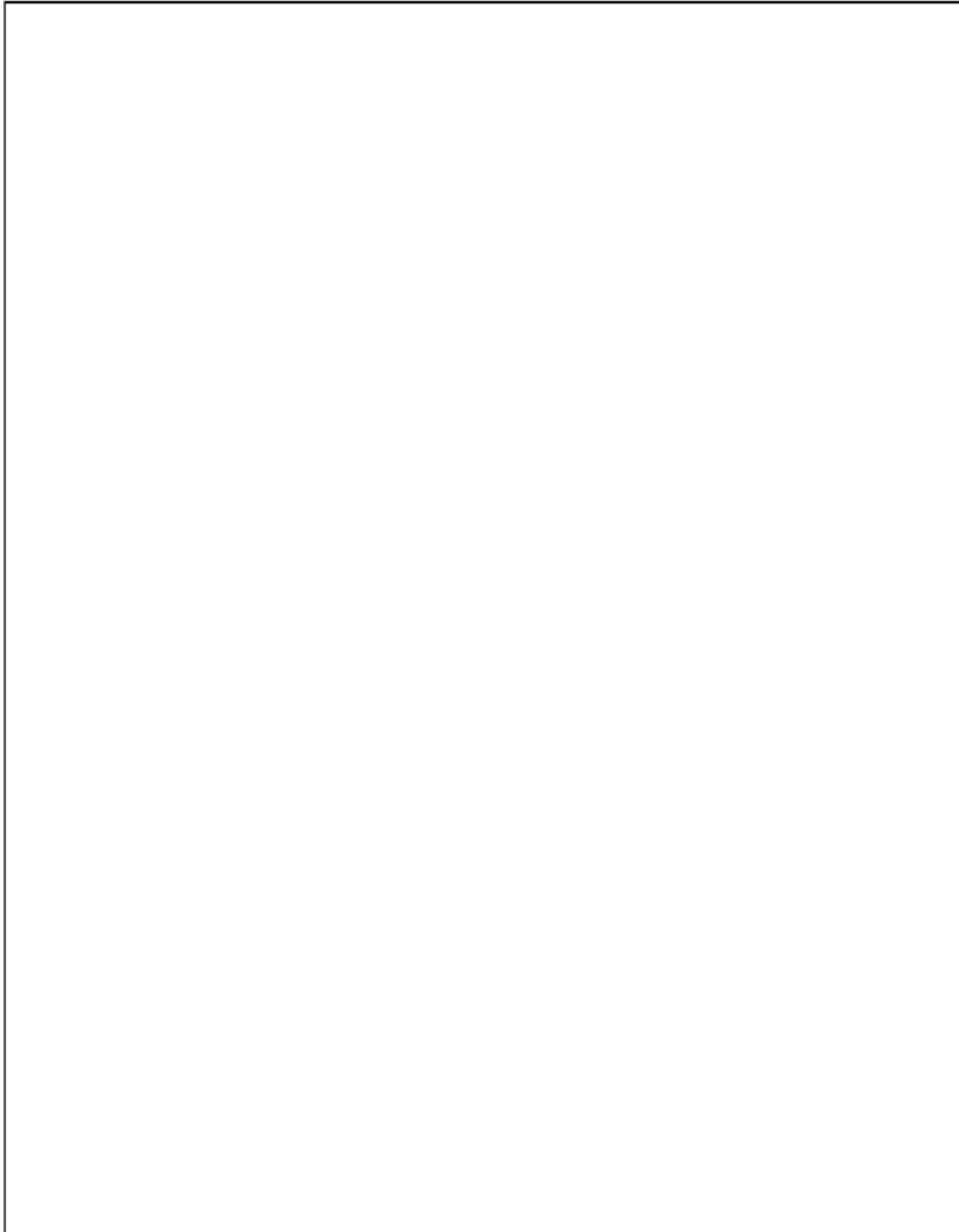
<input type="checkbox"/>	I am an officer of the Court and I am seeking access to a Court file. <small>(If you are not an officer of the Court and you are seeking access to a Court file, you must file an Interim Application (Form F18.03A))</small>
<input type="checkbox"/>	I cannot obtain my original marriage certificate (or registration of marriage).
<input type="checkbox"/>	I am seeking an extension of time to file financial information which must accompany an Originating Application or Originating Application for Variation.
<input type="checkbox"/>	I am seeking an order to renew an Originating Application or Originating Application for Variation.
<input type="checkbox"/>	I am seeking an order relating to the manner or timing of service of a document. <small>(eg. substituted service, dispensing with service, etc.)</small>
<input type="checkbox"/>	Rule <i>(specify rule number)</i> _____ permits this application to be made.
<input type="checkbox"/>	Other: _____

**Part B Procedural order(s) sought**

Fill in what you are seeking:

**Part C** Reasons for seeking procedural order(s) (Affidavit)

*Fill in the reasons why you are seeking the procedural order(s):*





**Statement of Truth**

You must swear or affirm that the facts and information that you have written in this Interim Application for a Procedural Order and any attachments is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this application at the Court when you file it.

I declare the facts and information in this Interim Application for a Procedural Order are true to the best of my knowledge and belief.

SWORN TO or AFFIRMED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature of Person Authorized to Administer Oaths

**Lawyer's Signature for Fee Waiver**

I am employed by the Newfoundland and Labrador Legal Aid Commission or a Newfoundland and Labrador government department under the *Executive Council Act* and I am the lawyer of record in this matter.

\_\_\_\_\_  
Signature of Lawyer (if any)

\_\_\_\_\_  
Print Name of Lawyer (if any)

**How to Make an Emergency Interim Application****Instructions**

You can make an Emergency Interim Application (Form F17.03A) if your family law issue requires urgent attention. This application can be made at any time, but you can ONLY make this application in a true emergency.

**When You Can Make an Emergency Interim Application**

You can ONLY make an Emergency Interim Application if at least one of these situations applies to you:

- There is an immediate danger of a child's removal from the jurisdiction;
- There is an immediate danger to the health or safety of a child or another person; or
- Not granting an order would have immediate and irreversible consequences;

AND a judge is satisfied that notice to the other person is NOT required for one of the following reasons:

- The delay caused by providing notice would (or might) cause serious harm to you or your child(ren);
- There is urgency for another reason; or
- The circumstances make notice unnecessary.

**Completing Your Application**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form and file it with the Court). You must fill out the entire form. If you need more space to fill out any section of this form, attach an extra page and indicate which section is continued on the extra page.

**Filing Your Application**

You must file your completed and signed Emergency Interim Application with the Court (including any additional documents). To file the Emergency Interim Application, you must bring it to the Supreme Court location where your file is or you can mail it to that location (with the filing fee attached). You can look up the fees online: [www.court.nl.ca/supreme/fees.html](http://www.court.nl.ca/supreme/fees.html)

**Serving Your Application**

You do not need to give a copy of this application to the other person (unless the Court orders otherwise). However, if your Emergency Interim order is granted, the Court will contact you with a hearing date within 7 days. You will need to give a copy of the application (with the hearing date), the Instructions on "How to Respond to an Emergency Interim Application" and a copy of the order to the other person immediately by *personal service*. This means that an adult (who is not you) must hand-deliver the documents to the other person.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227	Grand Falls-Windsor: (709) 292-4260
Gander: (709) 256-1115	Happy Valley-Goose Bay: (709) 896-7892
Grand Bank: (709) 832-1720	St. John's: (709) 729-2258

**--- It is highly recommended that you get professional legal advice ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788  
 Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE FILING THE APPLICATION---**

## How to Respond to an Emergency Interim Application Instructions

**You have been served with an Emergency Interim Order.**

This means that the other person in your family law proceeding is asked the Court to grant an emergency interim order and this order was granted by the Court.

Read the attached Court Order (or Endorsement) and the Emergency Interim Application carefully.

If you want to oppose the Order (or Endorsement), you must file ONE affidavit in response. You can find an Affidavit template form at any Supreme Court location or online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

Your affidavit should set out your position on the issues in the Emergency Interim Application and any important details or information.

You must give a copy of your Affidavit to the other person at least 2 days before the hearing date indicated on the front page of the Emergency Interim Application.

**If you do not respond or do not appear at the scheduled court hearing, the Court may proceed and make another Order (or Endorsement) without hearing from you.**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Gander: (709) 256-1115

Grand Bank: (709) 832-1720

Grand Falls-Windsor: (709) 292-4260

Happy Valley-Goose Bay: (709) 896-7892

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or (709) 722-2643

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

# Form (F17.03A): Emergency Interim Application – For a Temporary Order (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

<b>FOR COURT USE ONLY</b>
<b>HEARING DATE</b>
The hearing for this application is scheduled to be heard in the Supreme Court of Newfoundland and Labrador:
<b>Location:</b> Supreme Court in _____, Newfoundland and Labrador
<b>Address:</b> _____
<b>Date:</b> _____
<b>Time:</b> _____ am / pm

I, \_\_\_\_\_, the  Applicant  Respondent  Other:  
(Print Name)

am seeking an emergency interim order without notice to any other party.

### Part A Basis of request

*In order to make an Emergency Interim Application, you must be able check AT LEAST ONE of the requirements below.*

- There is an immediate danger of a child's removal from the jurisdiction
- There is an immediate danger to the physical or emotional health or safety of a child or another person
- There would be immediate and irreversible consequences if the order is not granted

*In order to make an Emergency Interim Application, you must also be able check AT LEAST ONE of the requirements below.*

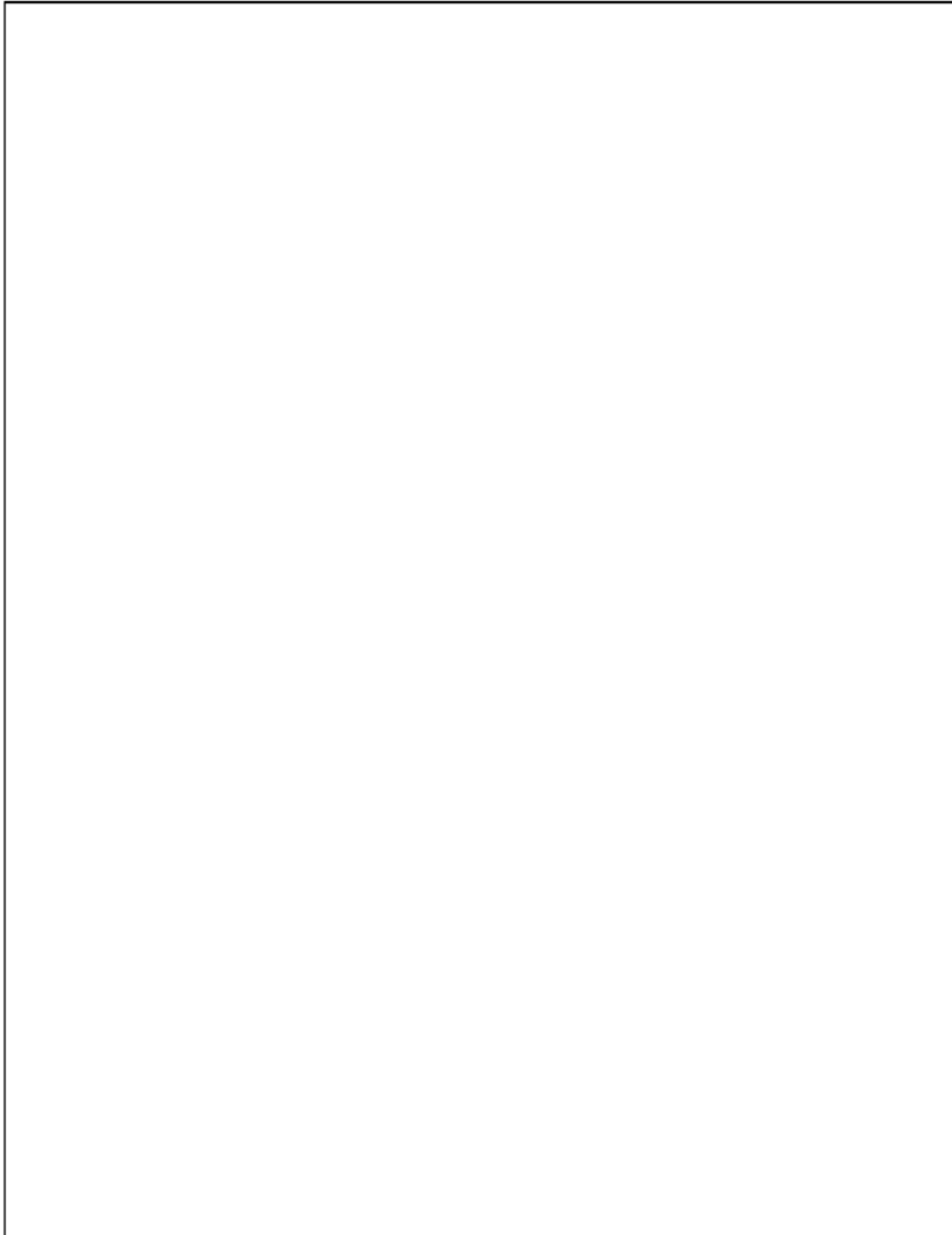
- The delay in giving notice would or may impose serious harm or prejudice on you or your child(ren).
- There is a degree of urgency or another reason that makes it inappropriate to give notice.
- The circumstances of the case make notice to the other party unnecessary.
- A statute permits (*indicate the title and section of the statute*): \_\_\_\_\_

### Part B Emergency order sought

*Fill in the details of the emergency order that you are seeking:*

**Part C** Reasons for seeking emergency order (Affidavit)

*Fill in the facts and reasons why you are seeking an emergency order:*



**Part D** Steps to minimize prejudice

What have you done (and/or what will you do) so that the other party will not be disadvantaged by not being immediately notified of this application?

[Empty rectangular box for response]

**Statement of Truth**

You must swear or affirm that the facts and information that you have written in this Emergency Interim Application and any attachments is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this application at the Court when you file it.

I declare the facts and information in this Emergency Interim Application are true to the best of my knowledge and belief.

SWORN TO or AFFIRMED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature of Person Authorized to Administer Oaths

**Lawyer’s Signature for Fee Waiver**

I am employed by the Newfoundland and Labrador Legal Aid Commission or a Newfoundland and Labrador government department under the *Executive Council Act* and I am the lawyer of record in this matter.

\_\_\_\_\_  
Signature of Lawyer (if any)

\_\_\_\_\_  
Print Name of Lawyer (if any)

**How to Make an Interim Application****Instructions**

You can make an Interim Application (Form F18.03A) if your family law issue needs a temporary order in place until your issue gets a final resolution.

**When You Can Make an Interim Application**

You can ONLY make an interim application if either of the following applies to you:

- 1) There has been a case management hearing about the same issue(s) that your interim application is about (For example, you can only apply for interim child support if a case management hearing for child support has already taken place) AND your matter is urgent; or
- 2) You have permission from a judge to apply for an interim application. You can use this form to request permission.

**Completing Your Application**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form and file it with the Court). You must fill out the entire form.

**Filing Your Interim Application**

You must make 2 extra copies of your completed and signed Interim Application (including any additional documents). To file the Interim Application, you must bring the Application to the Supreme Court location where your family law file is or you can mail it to that location (with the filing fee attached). You can look up the fees online: [www.court.nl.ca/supreme/fees.html](http://www.court.nl.ca/supreme/fees.html)

If you have had a case management meeting already, the Court will schedule a date for an Interim Application hearing on the front page of this form.

If your Interim Application requires permission from a judge, the Court will contact you to let you know if permission is granted or not. If permission is granted, the Court will schedule a date for an Interim Application hearing (and write that date on the front page of this form).

**Serving Your Application**

You must give a copy of your Interim Application and the hearing date to the other person at least 10 days before the hearing date that the Court provides to you. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Comer Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SERVING THE APPLICATION---**



## How to Respond to an Interim Application

## Instructions

You have been served with an Interim Application.

This means that the other person in your family law proceeding is asking the Court to grant a temporary order until final resolution of your family law issue.

Read the attached Interim Application carefully.

If you want to oppose any claim(s) made in the interim application, you must file ONE affidavit in response. You can find an Affidavit template form at any Supreme Court location or online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

Your affidavit should set out your position on the issues in the Interim Application and any important details or information.

You must give a copy of your Affidavit to the other person at least 4 days before the hearing date indicated on the front page of the Interim Application.

If you do not respond or do not appear at the scheduled court hearing, the Court may proceed and make an order without hearing from you.

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

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Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

# Form F18.03A: Interim Application (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

<b>FOR COURT USE ONLY</b>	
<input type="checkbox"/> <b>PERMISSION REQUIRED</b> <i>(for an interim application made before case management)</i>	<input type="checkbox"/> <b>PERMISSION NOT REQUIRED</b> <i>(for an interim application made after case management, application to be removed as lawyer of record, or application to access a court record)</i>
<input type="checkbox"/> <b>PERMISSION GRANTED</b> <input type="checkbox"/> <b>PERMISSION GRANTED IN PART</b> <input type="checkbox"/> <b>PERMISSION DENIED</b>	
_____	
_____	
_____	
_____	

<b>FOR COURT USE ONLY</b>
<b>HEARING DATE</b>
A hearing for this application is scheduled to be heard in the Supreme Court of Newfoundland and Labrador:
<b>Location:</b> Supreme Court in _____, Newfoundland and Labrador
<b>Address:</b> _____
<b>Date:</b> _____ <b>Time:</b> _____ am / pm

Form F18.03A – Interim Application (Family Law)

Supreme Court of Newfoundland and Labrador

I, \_\_\_\_\_, the  Applicant  Respondent  Other:  
*(Print your name)*

am seeking an interim order.

**Part A Interim order(s) sought**

Fill in what you are seeking:

**Part B Reasons for seeking interim relief (Affidavit)**

Fill in the reasons why you are seeking the Interim Order(s):

**Statement of Truth**

*You must swear or affirm that the facts and information that you have written in this Interim Application any attachments is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this application at the Court when you file it.*

I declare the facts and information in this Interim Application are true to the best of my knowledge and belief.

SWORN TO or AFFIRMED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_ Signature \_\_\_\_\_ Signature of Person Authorized to Administer Oaths

**Lawyer’s Signature for Fee Waiver**

I am employed by the Newfoundland and Labrador Legal Aid Commission or a Newfoundland and Labrador government department under the *Executive Council Act* and I am the lawyer of record in this matter.

\_\_\_\_\_ Signature of Lawyer (if any) \_\_\_\_\_ Print Name of Lawyer (if any)

**How to Apply to Vary an Interim Order****Instructions**

You can make an **Application to Vary an Interim Order (Form 19.02A)** if your circumstances have changed since an interim order was made and you would like to change that interim order.

**When You Can Make an Application to Vary an Interim Order**

You can **ONLY** apply to vary an interim order if you have permission from a judge to do so. You may use this form to request permission.

**Completing Your Application**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form and file it with the Court). You must fill out the entire form. If you require more space to fill out any section of this form, attach an extra page and indicate which section is continued on the extra page.

**Filing Your Application**

You must make **2 extra copies** of your completed and signed Application to Vary (including any additional documents). To file the Application to Vary, you must bring the Application to the Supreme Court location where your family law file is or you can mail it to that location (with the filing fee attached). You can look up the fees online: [www.court.nl.ca/supreme/fees.html](http://www.court.nl.ca/supreme/fees.html)

If you get permission from a judge, the Court will schedule a date for an Interim Application hearing (and write that date on the front page of this form).

**Serving Your Application**

If you get permission, you must give a copy of this Application form and the date of the hearing to the other person **at least 10 days** before the hearing date that the Court provides to you. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SERVING THE APPLICATION ---**

## How to Respond to an Application to Vary an Interim Order Instructions

You have been served with an Application to Vary an Interim Order.

This means that the other person in your family law proceeding is asking the Court to change an interim order that is in place.

Read the attached Application to Vary carefully.

If you want to oppose any claim(s) made in the Application to Vary an Interim Order, you must file ONE affidavit in response. You can get an Affidavit template form at any Supreme Court location or online:

[www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

Your affidavit should set out your position on the issues in the Application to Vary and any important details or information.

You must give a copy of your Affidavit to the other person **at least 4 days before** the hearing date indicated on the front page of the Interim Application.

**If you do not respond or do not appear at the hearing date, the Court may proceed and make an order without hearing from you.**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

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Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

# Form F19.02A: Application to Vary an Interim Order (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

<b>FOR COURT USE ONLY</b>
<input checked="" type="checkbox"/> PERMISSION REQUIRED
<input type="checkbox"/> PERMISSION GRANTED <input type="checkbox"/> PERMISSION GRANTED IN PART <input type="checkbox"/> PERMISSION DENIED
_____
_____
_____
_____

<b>FOR COURT USE ONLY</b>
<b>HEARING DATE</b>
A hearing for this application is scheduled to be heard in the Supreme Court of Newfoundland and Labrador:
<b>Location:</b> Supreme Court in _____, Newfoundland and Labrador
<b>Address:</b> _____
<b>Date:</b> _____ <b>Time:</b> _____ am / pm

I, \_\_\_\_\_, the  Applicant  Respondent  Other:  
(Print your name)

am seeking to vary an interim order.

Fill in the details for the Interim Order that you are seeking to vary:

Date Order was Issued	Month:	Day:	Year:
Which Court?			
Place of Order	City:	Province:	Country:
Name of Justice or Judge			

Check this box if you have more than 1 Interim Order that you are seeking to change. Attach an extra page at the end of this application to provide the details of those Orders.

**Part A Variation(s) sought**

List the changes that you are seeking:

**Part B Reasons for seeking variation(s) (Affidavit)**

Why do you want to change the interim order?

*(Have your circumstances changed since the interim order was made? Will you or someone else be harmed before your matter can be resolved? What steps have you taken to resolve your issues? Is there a reason why your matter has not advanced to a hearing or final resolution?)*





**How to Make an Offer to Settle****Instructions**

You can use this Offer to Settle (Form F23.01A) form to settle your family law issues outside of court.

**Completing Your Offer to Settle**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form and give a copy to the other person).

Make sure to fill out the first page of this form and attach any Schedules that apply to you. If you need more space to fill out any section of this Offer to Settle, attach an extra page and indicate which section is continued on the extra page.

**After You Have Completed Your Offer to Settle**

**DO NOT file your Offer to Settle with the Court.  
DO NOT disclose any information about the Offer to Settle to the Court.**

You can only tell the Court that you made an Offer to Settle AFTER the judge has made a decision on all the issues in dispute (except costs).

**Delivering Your Offer to Settle**

You will need to give the completed and signed Offer to Settle to the other person. You do not have to formally serve the Offer to Settle. Remember to make a copy of the Offer to Settle for yourself.

**Acceptance or Refusal of Offer to Settle**

Once you have made your Offer to Settle, the other person may respond to your offer with an **Acceptance of Offer (Form F23.05A)**. If the other person accepts your offer, you and other person may draft and sign an agreement or a **Consent Order (Form F34.02A and/or F34.02B)**. You can then file the agreement or Consent Order with the Court.

If you change your mind before the other person responds, you can withdraw your offer with a **Withdrawal of Offer to Settle (Form F23.02A)**.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SENDING THE OFFER TO SETTLE ---**

**How to Respond to an Offer to Settle****Instructions**

You have received an Offer to Settle from the other person in your current family law proceeding.

**DO NOT file any forms related to the Offer to Settle with the Court.  
DO NOT disclose any information about the Offer to Settle to the Court.**

Read the attached Offer to Settle (Form F23.01A) carefully.

To respond to the offer, you can send the other person an **Acceptance of Offer to Settle (Form F23.05A)**. You can find the Acceptance of Offer to Settle form at any Supreme Court location or online:

[www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

On page 1 of the Offer to Settle, you may find that there is a time limit to accept the offer. If you plan to accept the offer, be sure to send the other person a written and signed acceptance by that deadline. If you do not accept the offer by the deadline, the offer will be deemed to be rejected.

If the other person has indicated on page 1 that the offer may be accepted in part, you do not have to accept all of the terms of the offer. You may be able to negotiate some of the terms of the offer.

If you accept the offer or come up with terms that both you agree to, you and other person can draft and sign an agreement or a **Consent Order (Form F34.02A and/or F34.02B)**. You can then file the agreement or Consent Order with the Court.

You can also make your own Offer to Settle, using the Offer to Settle form (Form F23.01A). Please see the instructions on the form for more information on how to make an Offer to Settle.

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

## Form F23.01A: Offer to Settle (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>	
COURT FILE NO:	_____
CENTRAL DIVORCE REGISTRY NO:	_____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.	
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador	

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

Check the issues that are in your Offer to Settle and fill out the corresponding Schedules. Remember to sign and date this page of the Offer to Settle:

<input type="checkbox"/> Parenting (Custody and/or Access)	Schedule 1
<input type="checkbox"/> Child Support	Schedule 2
<input type="checkbox"/> Spousal, Partner, Parental, or Dependent Support	Schedule 3
<input type="checkbox"/> Division of (Matrimonial or Common Law) Property	Schedule 4
<input type="checkbox"/> Other offers	Schedule 5

Check whether this offer may be accepted in part:

<input type="checkbox"/> This offer can be accepted in part.
<input type="checkbox"/> This offer cannot be accepted in part; all terms of this offer must be accepted.

Provide the details on any time limits for this offer:

<input type="checkbox"/> Acceptance of this offer must be made on or before (date: month/day/year): _____ at (time) _____
<input type="checkbox"/> Other: _____

DATED at _____, this _____ day of _____, 20_____.	
_____ <i>Signature</i>	_____ <i>Signature of Lawyer (if any)</i>

--- THIS OFFER SHALL NOT BE FILED WITH OR DISCLOSED TO THE COURT UNTIL ALL ISSUES IN THIS OFFER (other than costs) HAVE BEEN DETERMINED ---

**Schedule 1 Parenting**

*If you are making an Offer to Settle with regards to parenting (custody and/or access), fill in the details of your parenting proposal below:*

Your proposed parenting arrangements for:

Decision-making about the child(ren):

Regular parenting schedule (daily, weekly, monthly, or other):

Parenting schedule for holidays and special occasions:

Schedule for other contact (eg. phone, internet, etc.):

Other important issues in relation to parenting the child(ren):

**Schedule 2 Child Support**

If you are making an offer for child support, fill in the details of your child support proposal:

The basic Child Support Guidelines table amount of \$ \_\_\_\_\_ per month, paid by the payor, \_\_\_\_\_, to the recipient, \_\_\_\_\_, commencing \_\_\_\_\_.

(Name of payor) (Name of recipient) (Date: month/day/year)

Contribution to special and extraordinary expenses:

<input type="checkbox"/> Child care	\$ _____	per month	or	_____ % of expense
<input type="checkbox"/> Medical and dental insurance premiums for the child(ren)	\$ _____	per month	or	_____ % of expense
<input type="checkbox"/> Health related expenses (that exceed insurance reimbursement by at least \$100 annually)	\$ _____	per month	or	_____ % of expense
<input type="checkbox"/> Extra-ordinary expenses for primary or secondary school education or for any other educational programs that meet the child(ren)'s particular needs	\$ _____	per month	or	_____ % of expense
<input type="checkbox"/> Expenses for post-secondary education	\$ _____	per month	or	_____ % of expense
<input type="checkbox"/> Extraordinary expenses for extracurricular activities	\$ _____	per month	or	_____ % of expense
<input type="checkbox"/> Other:	\$ _____	per month	or	_____ % of expense

paid by the payor, \_\_\_\_\_, to the recipient, \_\_\_\_\_, commencing \_\_\_\_\_.

(Name of payor) (Name of recipient) (Date: month/day/year)

Child support not in accordance with the Child Support Guidelines table amount of \$ \_\_\_\_\_, paid by the payor, \_\_\_\_\_, to the recipient, \_\_\_\_\_, commencing \_\_\_\_\_.

(Name of payor) (Name of recipient) (Date: month/day/year)

Other child support amount of \$ \_\_\_\_\_ per month (eg. arrears or retroactive support), paid by the payor, \_\_\_\_\_, to the recipient, \_\_\_\_\_, commencing \_\_\_\_\_.

(Name of payor) (Name of recipient) (Date: month/day/year)

**Schedule 3 Spousal, Partner, Parental, or Dependent Support**

If you are making an offer to settle with regards to spousal, partner, parental, or dependent support, fill in the applicable details of your support proposal below:

Your proposed support arrangements are for:

- Spousal support
- Partner support
- Parental support
- Dependent support

Your proposed support arrangements:

Support amount of \$ \_\_\_\_\_ to be paid **monthly** (or  other: \_\_\_\_\_),  
 by the payor, \_\_\_\_\_, to the recipient, \_\_\_\_\_,  
(Name of payor) (Name of recipient)

for a duration of \_\_\_\_\_ months, commencing \_\_\_\_\_,  
(Number of months) (Date: month/day/year)

for an indefinite period.

Support amount of \$ \_\_\_\_\_ to be paid in **lump sum**,  
 by the payor, \_\_\_\_\_, to the recipient, \_\_\_\_\_,  
(Name of payor) (Name of recipient)

, on or before \_\_\_\_\_,  
(Date: month/day/year)

Other support (eg. arrears/retroactive) amount of \$ \_\_\_\_\_ to be paid **monthly** (or  other: \_\_\_\_\_),  
 by the payor, \_\_\_\_\_, to the recipient, \_\_\_\_\_,  
(Name of payor) (Name of recipient)

, for a duration of \_\_\_\_\_ months, commencing \_\_\_\_\_,  
(Number of months) (Date: month/day/year)

Other support (eg. arrears/retroactive) amount of \$ \_\_\_\_\_ to be paid in **lump sum**,  
 paid by the payor, \_\_\_\_\_, to the recipient, \_\_\_\_\_,  
(Name of payor) (Name of recipient)

, on or before \_\_\_\_\_,  
(Date: month/day/year)

**Schedule 4** Division of Property

*If you are making an offer to settle with regards to division of property, fill in the details of your proposal below:*

*Check all of the boxes that apply and fill in any information required:*

**What type of property are you making an offer for:**

- Matrimonial property (where the parties are/were married)
- Common law property (where the parties were never married, but cohabitated in a conjugal relationship)

**Your proposed division of property arrangement for:**

Assets (eg. houses, land, cabins, vehicles, pensions, investments, RRSPs, etc.):

Debts (eg. mortgages, credit card debt, loans, lines of credit, etc.):

Other (eg. business assets, etc.):



**Schedule 5** Other Offers

*If your offer involves other issues, provide the details below:*

**How to Withdraw an Offer to Settle****Instructions**

A **Withdrawal of Offer to Settle (Form F23.02A)** is a document that you can fill out if you want to withdraw certain terms or all of the terms in your Offer to Settle.

**Completing Your Withdrawal of Offer to Settle**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form and give a copy to the other person).

To complete a **Withdrawal of Offer to Settle**, make sure to fill out the sections of the form that apply to you. If you need more space to fill out any section of this **Withdrawal of Offer to Settle**, attach an extra page and indicate which section is continued on the extra page.

**After You Have Completed Your Withdrawal of Offer to Settle**

**DO NOT file your Withdrawal of Offer to Settle with the Court.  
DO NOT disclose any information about the Withdrawal of Offer to Settle to the Court.**

You can only tell the Court that you withdrew your Offer to Settle **AFTER** the judge has made a decision on all the issues in dispute (except costs).

**Serving Your Withdrawal of Offer to Settle**

You will need to give the completed and signed **Withdrawal of Offer to Settle** to the other person. You do not have to formally serve the **Withdrawal of Offer to Settle**. Remember to make a copy of the **Withdrawal of Offer to Settle** for yourself.

**Remaining Offer Terms**

If your **Withdrawal of Offer to Settle** only partially withdraws your offer, the other person can respond to the remaining offer terms with an **Acceptance of Offer (Form F23.05A)** or they can refuse your offer.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can get more information from:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SENDING THE WITHDRAWAL ---**

## How to Respond to a Withdrawal of Offer to Settle Instructions

The Offer to Settle that you received from the other person has been withdrawn.

**DO NOT file any forms related to the Offer to Settle or Withdrawal with the Court.  
DO NOT disclose any information about the Offer to Settle or Withdrawal to the Court.**

Read the attached **Withdrawal of Offer to Settle (Form F23.02A)** carefully.

You may find that only some of the terms of Offer to Settle were withdrawn, while others are still open for you to accept or refuse. The time limits of the Offer to Settle may still apply.

If you want to accept the remaining terms of the offer (if applicable), you can send the other person an **Acceptance of Offer (Form F23.05A)**.

You may also make your own Offer to Settle, using the **Offer to Settle form (Form F23.01A)**. Please see the instructions on the form for more information on how to make an Offer to Settle. You can get the Offer to Settle form at any Supreme Court location or online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Gander: (709) 256-1115

Grand Bank: (709) 832-1720

Grand Falls-Windsor: (709) 292-4260

Happy Valley-Goose Bay: (709) 896-7892

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can get more information from:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

## Form F23.02A: Withdrawal of Offer to Settle (Family Law)



**In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)**

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
  SECOND RESPONDENT

I, \_\_\_\_\_ the  Applicant  Respondent  Other:  
*(Print your name)*

withdraw my Offer to Settle, dated \_\_\_\_\_ in relation to the following:  
*(Date: month/day/year)*

Where you wish to withdraw the Offer to Settle in its ENTIRETY, please check the following section:

All terms and issues

Where you wish to withdraw ONE OR MORE OF THE TERMS of the Offer to Settle, please indicate which terms you withdraw below:

Parenting (Custody and Access)  
 List the term(s) of the Offer to Settle that you are withdrawing:

<input type="checkbox"/> <b>Child Support</b> <i>List the term(s) of the Offer to Settle that you are withdrawing:</i>
<input type="checkbox"/> <b>Spousal, Partner, Parental, or Dependent Support</b> <i>List the term(s) of the Offer to Settle that you are withdrawing:</i>
<input type="checkbox"/> <b>Division of (Matrimonial or Common Law) Property</b> <i>List the term(s) of the Offer to Settle that you are withdrawing:</i>
<input type="checkbox"/> <b>Other Offers</b> <i>List the term(s) of the Offer to Settle that you are withdrawing:</i>

DATED at _____, this _____ day of _____, 20____.	
_____ <i>Signature</i>	_____ <i>Signature of Lawyer (if any)</i>

**--- DO NOT FILE THIS WITHDRAWAL WITH THE COURT ---**  
**--- DO NOT DISCLOSE THIS WITHDRAWAL TO THE COURT UNTIL ALL ISSUES IN THE OFFER (other than costs) HAVE BEEN RESOLVED ---**

**How to Accept an Offer to Settle****Instructions**

An Acceptance of Offer to Settle (Form F23.05A) is a document that you can fill out if you want to accept the terms of an Offer to Settle (or, where permitted, certain terms of the offer).

If you wish to accept the Offer to Settle (or part of it) and there is a time limit in the Offer to Settle, you must send your Acceptance of Offer to Settle form to the other person before the time limit expires. If you do not send anything, the Offer to Settle will be deemed rejected.

**Completing Your Acceptance of Offer to Settle**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form and give a copy to the other person).

To complete an Acceptance of Offer to Settle, fill out the sections of the form that apply to you and remember to sign and date the last page. If you need more space to fill out any section of this Acceptance of Offer to Settle, attach an extra page and indicate which section is continued on the extra page.

**Delivering Your Acceptance of Offer to Settle**

You will need to give a copy of your completed and signed Acceptance of Offer to Settle to the other person. You do not have to formally serve the Acceptance of Offer to Settle and you do not have to provide proof of service to the Court.

Remember to make a copy of the Acceptance of Offer to Settle for yourself.

**After You Have Completed and Delivered Your Acceptance of Offer to Settle****DO NOT file your Acceptance of Offer to Settle with the Court.**

If you and the other person come to an agreement on some or all of the issues, you can draft either a agreement or a consent order. You can draft a consent order using the Consent Order template form. You can get the form from any Supreme Court location or online:

[www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html). File the agreement or consent order with the Court.

**Further Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SENDING THE ACCEPTANCE ---**

## What to Do When Your Offer to Settle Is Accepted

## Instructions

Your Offer to Settle has been accepted (in whole or in part).

**DO NOT file any forms related to the Offer to Settle or Acceptance with the Court.  
DO NOT disclose any information about the Offer to Settle or Acceptance to the Court.**

Read the attached Acceptance of Offer to Settle (Form F23.05A) carefully. You may find that some of the terms in your Offer to Settle were accepted, while others were not accepted. You may have to do some further negotiation with the other person if this is the case.

If you and the other person come to an agreement on some or all of the issues, you can draft either a agreement or a consent order. You can draft a consent order using the Consent Order template form. You can get the form at any Supreme Court location or online: [www.court.nl.ca/supreme/family/forms.htm](http://www.court.nl.ca/supreme/family/forms.htm). File the agreement or consent order with the Court.

Questions? Contact a Court near you:

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or (709) 722-2643

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

# Form F23.05A: Acceptance of Offer to Settle (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

I, \_\_\_\_\_ the  Applicant  Respondent  Other:  
*(Print Name)*

accept the formal Offer to Settle, dated \_\_\_\_\_ in relation to the following:  
*(Date: month/day/year)*

If you wish to accept the offering party's Offer to Settle in its ENTIRETY, check the following section:

All terms of the Offer to Settle

If you wish to accept ONE OR MORE of the terms of the Offer to Settle (and the Offer to Settle has specified that the offer to may be accepted in part), indicate which terms you accept below:

Parenting (Custody and Access)  
List the term(s) of the Offer to Settle that you accept:



<input type="checkbox"/> <b>Child Support</b> <i>List the term(s) of the Offer to Settle that you accept:</i>
<input type="checkbox"/> <b>Spousal, Partner, Parental, or Dependent Support</b> <i>List the term(s) of the Offer to Settle that you accept:</i>
<input type="checkbox"/> <b>Division of (Matrimonial or Common Law) Property</b> <i>List the term(s) of the Offer to Settle that you accept:</i>
<input type="checkbox"/> <b>Other Offers</b> <i>List the term(s) of the Offer to Settle that you accept:</i>

DATED at _____, this _____ day of _____, 20_____.	
_____ <i>Signature</i>	_____ <i>Signature of Lawyer (if any)</i>

**--- THIS ACCEPTANCE SHALL NOT BE FILED WITH OR DISCLOSED TO THE COURT UNTIL ALL ISSUES IN THE OFFER (other than costs) HAVE BEEN DETERMINED ---**

**How to Request a Settlement Conference****Instructions**

A settlement conference is an informal meeting where you and the other person meet to hear each other's proposals and look for solutions that are acceptable to everyone. A judge will assist you. You can request a settlement conference if you want to negotiate a resolution and have more control over the outcome of your case. If your settlement conference is unsuccessful, you can go to trial.

Any discussions that take place in a settlement conference cannot be brought up or used against you if you go to trial. If you go to trial, your trial judge will be different from your settlement conference judge, unless you and the other person agree otherwise.

A binding settlement conference is similar to a settlement conference, except that you both agree that the settlement conference judge can make a decision. This decision becomes a final order and is binding.

Before you can file a **Request for a Settlement Conference (Form F25.03A)**, you must already have a scheduled date for a case management hearing. A judge will consider your request at that case management hearing.

**Completing a Request for a Settlement Conference**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person).

You must fill out pages 1-3 of the form. If you are requesting a binding settlement conference, you must also fill out and attach Schedule 1. If you need more space to fill out any section of this form, attach an extra page and indicate which section is continued on the extra page.

**Filing a Request for a Settlement Conference**

You must make **2 extra copies** of your signed Request for a Settlement Conference. To file your Request, bring the original Request form to the Supreme Court location where your family law file is or mail the Request to that Supreme Court location.

**Serving a Request for a Settlement Conference**

You must give a copy of this Request form to the other person **at least 7 days** before your case management hearing date. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

The other person can respond by filing their own Request for a Settlement Conference form.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE SERVING AND FILING YOUR REQUEST ---**

## How to Respond to a Request for a Settlement Conference Instructions

You have been served with a Request for a Settlement Conference (Form 25.03A). This means that the other person wants to schedule a settlement conference or binding settlement conference. At your next case management hearing, the judge will decide whether you should go to a settlement conference.

A **settlement conference** is an informal meeting where you and the other person meet to hear each other's proposals and look for solutions that are acceptable to everyone. A judge will assist you. You can request a settlement conference if you want to negotiate a resolution and have more control over the outcome of your case. If your settlement conference is unsuccessful, you can go to trial.

Any discussions that take place in a settlement conference cannot be brought up or used against you if you go to trial. If you go to trial, your trial judge will be different from your settlement conference judge, unless you and the other person agree otherwise.

A binding settlement conference is similar to a settlement conference, except that you both agree that the settlement conference judge can make a decision. This decision becomes a final order and is binding.

### Responding to a Request for a Settlement Conference

To respond to the other person's request, you must fill out your own Request for a Settlement Conference form. You can get this form at any Supreme Court location or online:

[www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) . Even if you do not agree to a settlement conference, you must still fill out your own Request form. You can check off the option on the form to indicate that you do not agree to a settlement conference. A judge may still order you to attend a settlement conference.

### Filing a Request for a Settlement Conference

You must make 2 extra copies of your signed Request for a Settlement Conference. To file your Request, bring the original Request form to the Supreme Court location where your family law file is or mail the Request to that Supreme Court location.

### Serving a Request for a Settlement Conference

You must give a copy of this Request form to the other person at least 2 days before your case management hearing date. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

### More Information

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

# Form 25.03A: Request for a Settlement Conference (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
(Print full name)

AND: \_\_\_\_\_ RESPONDENT  
(Print full name)

AND: \_\_\_\_\_  NOT APPLICABLE  
(Print full name)  SECOND APPLICANT  
 SECOND RESPONDENT

I, \_\_\_\_\_ the  Applicant  Respondent  Other.  
(Print your name)

- am requesting a settlement conference. *(Fill out Parts A, B, C, D, and E)*
- am requesting a binding settlement conference. *(Fill out Parts A, B, C, D, E, and Schedule 1)*
- am responding to a request for a settlement conference.
  - I agree to the request for a settlement conference. *(Fill out Parts A, B, C, D, and E)*
  - I reject the request for a settlement conference because:

- am responding to a request for a binding settlement conference.
  - I agree to the request for a binding settlement conference. *(Fill out Parts A, B, C, D, E, and Schedule 1)*
  - I reject the request for a binding settlement conference.

**Part A Resolved Issues**

*Check the issues that have already been resolved (by court order, agreement, consent, or otherwise):*

<input type="checkbox"/> Divorce
<input type="checkbox"/> Parenting (Custody and/or Access)
<input type="checkbox"/> Child Support
<input type="checkbox"/> Spousal ( <i>married</i> ) Support or Partner ( <i>unmarried</i> ) Support
<input type="checkbox"/> Parental Support ( <i>for parents</i> ) or Dependant Support ( <i>for spouse or child of deceased person</i> )
<input type="checkbox"/> Division of Matrimonial ( <i>married</i> ) Property or Common Law ( <i>unmarried</i> ) Property
<input type="checkbox"/> Other:

**Part B Issues for Settlement Conference**

*Check the issues that you would like to address at the settlement conference and provide a brief description:*

<input type="checkbox"/> Divorce:
<input type="checkbox"/> Parenting (Custody and/or Access):
<input type="checkbox"/> Child Support:
<input type="checkbox"/> Spousal ( <i>married</i> ) Support or Partner ( <i>unmarried</i> ) Support:
<input type="checkbox"/> Parental Support ( <i>for parents</i> ) or Dependant Support ( <i>for spouse or child of deceased person</i> ):
<input type="checkbox"/> Division of Matrimonial ( <i>married</i> ) Property or Common Law ( <i>unmarried</i> ) Property:
<input type="checkbox"/> Other:

**Part C Time Required for Settlement Conference**

How much time do you estimate the settlement conference will require?

<input type="checkbox"/> Half day	<input type="checkbox"/> Full day	<input type="checkbox"/> Other:
-----------------------------------	-----------------------------------	---------------------------------

**Part D Undertakings**

*You must indicate that you will do all of the following:*

<input type="checkbox"/> I will serve and file a settlement conference brief at least 7 days before the settlement conference date.
<input type="checkbox"/> I will keep my financial information current by filing with the Court and delivering to the opposing party the updated financial information at least 7 days before the settlement conference date.
<input type="checkbox"/> I will promptly advise the Court if a settlement has been reached prior to the settlement conference date.
<input type="checkbox"/> I will provide the Court and the other party with all documents I intend to rely on in the settlement conference.



**Schedule 1 Agreement to Binding Settlement Conference**

**Outstanding Issues for Binding Settlement Conference:**

*Check the issues that you would like to address at the binding settlement conference:*

<input type="checkbox"/> Divorce:
<input type="checkbox"/> Parenting (Custody and/or Access):
<input type="checkbox"/> Child Support:
<input type="checkbox"/> Spousal ( <i>married</i> ) Support or Partner ( <i>unmarried</i> ) Support:
<input type="checkbox"/> Parental Support ( <i>for parents</i> ) or Dependant Support ( <i>for spouse or child of deceased person</i> ):
<input type="checkbox"/> Division of Matrimonial ( <i>married</i> ) Property or Common Law ( <i>unmarried</i> ) Property:
<input type="checkbox"/> Other:

**Preference of Judge**

*If you prefer to have a particular judge for your binding settlement conference, please indicate the judge's (or judges') name(s):*

--

**Consent and Waiver**

I, \_\_\_\_\_ the  Applicant  Respondent  Other:  
(Print your name)

consent to a binding settlement conference to resolve the outstanding issue(s).

I understand the binding settlement conference process.
I have chosen a binding settlement conference to resolve the outstanding issue(s) instead of a trial of the issue(s).
I agree to be bound by the decision of the settlement conference judge should the judge find it appropriate to decide the issue(s).
I understand that the settlement conference judge is not bound by the strict rules of evidence, but may receive and use any information submitted to the Court.
I understand that the settlement conference judge has full power and authority to rule on any questions of law and/or fact applying to the admission of evidence or determination of the issues in the same manner as a judge at trial.

I understand that a decision of the settlement conference judge is enforceable in the same manner as any other Judgment of the Court.
I understand that having a binding settlement conference will impact any right of appeal following the binding settlement conference.
I agree to keep all communications and discussions from the entire binding settlement conference process confidential.
I understand that my participation in this binding settlement conference is strictly voluntary and that I can withdraw consent to proceed with a binding settlement conference at any time prior to the conference date.
I have not been coerced or threatened in any way to agree to this binding settlement conference process and I have not been promised anything to get me to agree to this binding settlement conference process.
I understand that I can seek independent legal advice from a lawyer before consenting to this binding settlement conference process, and <input type="checkbox"/> I have received independent legal advice; or <input type="checkbox"/> I have chosen not to seek independent legal advice.

DATED at _____, this _____ day of _____, 20_____.	
_____	_____
<i>Signature</i>	<i>Signature of Lawyer (if any)</i>
	_____
	<i>Print Name of Lawyer</i>



**How to Make an Application for Judgment****Instructions**

An *Application for Judgment (Form F26.02A)* is a form that you may use to apply for judgment in an uncontested proceeding. If any of the following applies to your situation, your matter is an uncontested proceeding:

- The Respondent failed to file and serve a Response within the prescribed time (and a Notice of Default (Form F6.06A) has been filed);
- The Response has been withdrawn or struck out;
- The Respondent filed a Response stating that he or she is not contesting a claim in the Application;
- The Applicant failed to file a Reply in relation to a claim against them made in the Response within the prescribed time (and a Notice of Default (Form F6.06A) has been filed);
- The Reply has been withdrawn or struck out;
- The Applicant filed a Reply stating that he or she is not contesting a claim in the Response;
- The parties have applied together for the same relief; or
- Each party to the proceeding consents to a draft judgment or order.

**Completing Your Application for Judgment**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form and file it with the Court).

You must fill out the entire Application for Judgment form. If you need more space to fill out any section of this form, attach an extra page and indicate which section is continued on the extra page.

**Filing Your Application for Judgment**

To file your Application for Judgment, bring it to the Supreme Court location where your family law file is or mail the Application to that Supreme Court location. Before you file it, you should make an extra copy of your completed and signed Application for Judgment for your own records.

If you are applying for a divorce, you must also file a draft *Divorce Judgment (Form F26.03A)* along with 2 extra copies of that Divorce Judgment. You can get a Divorce Judgment form from any Supreme Court location or online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html)

**Serving Your Application for Judgment**

You do not have to give a copy of this Application to the other person unless he/she has filed a *Demand for Notice (Form F6.04A)*.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE FILING THIS APPLICATION ---**

## Form F26.02A: Application for Judgment (Family Law) (for uncontested family law proceedings)



**In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)**

<i>FOR COURT USE ONLY</i>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT or CO-APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT or CO-APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT  
 CO-APPLICANT

### **Part A** The Order(s) Sought

Check the type of order(s) that you are seeking and provide a brief description:

<input type="checkbox"/> Divorce:
<input type="checkbox"/> Parenting (Custody and/or Access):
<input type="checkbox"/> Child Support:
<input type="checkbox"/> Spousal ( <i>married</i> ) Support or Partner ( <i>unmarried</i> ) Support:
<input type="checkbox"/> Parental Support ( <i>for parents</i> ) or Dependant Support ( <i>for someone other than parents or child</i> ):
<input type="checkbox"/> Division of Matrimonial ( <i>married</i> ) Property or Common Law ( <i>unmarried</i> ) Property:
<input type="checkbox"/> Consent Order:
<input type="checkbox"/> Other:

**Part B Basis for Application for Judgment**

Check the box that applies to your situation:

<input type="checkbox"/>	The Respondent failed to file and serve a Response within the prescribed time.
<input type="checkbox"/>	The Response has been withdrawn or struck out.
<input type="checkbox"/>	The Respondent filed a Response stating that he/she is not contesting the claim(s) made in the Application.
<input type="checkbox"/>	The Applicant failed to file a Reply in relation to a claim against him/her made in the Response within the prescribed time.
<input type="checkbox"/>	The Reply has been withdrawn or struck out.
<input type="checkbox"/>	The Applicant filed a Reply stating that he/she is not contesting the claim(s) made in the Response.
<input type="checkbox"/>	The Co-Applicants filed a Joint Originating Application for the same relief.
<input type="checkbox"/>	The Applicant and the Respondent have consented to the draft judgment or draft order.

**Part C Relevant Documents**

Check the following documents that support your claims as they relate to the order that you are seeking:  
(Attach any documents that you have not already filed with the court)

<input type="checkbox"/>	Originating Application	<input type="checkbox"/>	Property Statement of the Applicant
<input type="checkbox"/>	Originating Application for Variation	<input type="checkbox"/>	Property Statement of the Respondent
<input type="checkbox"/>	Joint Originating Application	<input type="checkbox"/>	Affidavit of Service
<input type="checkbox"/>	Joint Originating Application for Variation	<input type="checkbox"/>	Previous Court Order(s)
<input type="checkbox"/>	Response	<input type="checkbox"/>	Domestic Contract (eg. Separation Agreement)
<input type="checkbox"/>	Demand for Notice	<input type="checkbox"/>	Certificate (or Registration) of Marriage
<input type="checkbox"/>	Notice of Default	<input type="checkbox"/>	Order dispensing with Certificate of Marriage
<input type="checkbox"/>	Reply	<input type="checkbox"/>	1 self-addressed, stamped envelope with the Applicant's address
<input type="checkbox"/>	Financial Statement of the Applicant	<input type="checkbox"/>	1 self-addressed, stamped envelope with the Respondent's address
<input type="checkbox"/>	Financial Statement of the Respondent	<input type="checkbox"/>	Draft Divorce Judgment and/or other draft orders
<input type="checkbox"/>	Other:		



- Check this box if you are Co-Applicants (filed a Joint Originating Application or Joint Originating Application for Variation). Both Co-Applicants must fill out Part E. Make a copy of pages 4-6 for the second Co-Applicant. Attach both affidavits to this Application for Judgment.

**Part E Affidavit**

I, \_\_\_\_\_, of \_\_\_\_\_  
(Print your name) (City/Town and Province)

swear or affirm and say as follows:

1. I have personal knowledge of the facts in this affidavit, except where stated to be information learned from someone else and where that is stated, I believe the information to be true.
2. Other Proceedings  
 No other legal proceedings have been commenced by me or the other party with reference to the marriage, cohabitation, parenting, support, or division of property, except as follows:

3. **Agreements or Contracts**  
 Check the box that applies to your situation:

There are no agreements or contracts between me and the other party.

OR

There are agreements or contracts between me and the other party.  
 If the agreement or contract has not been filed with the Court, attach a copy of the agreement or contract to this form.

The agreement or contract deals with the following issues (eg. parenting, child support, property, etc.):

4. **Changes to Pleadings**  
 Check the box that applies to your situation:

There have been no changes to the contents in my:

Originating Application   
  Originating Application for Variation   
  Interim Application  
 Response   
  Other:

---

There have been changes to the contents in my:

Originating Application   
  Originating Application for Variation   
  Interim Application  
 Response   
  Other:

Fill in the details of the changes to the contents:

If there is a change in your financial circumstances since the filing of the Originating Application, Originating Application for Variation, Interim Application, Response, Financial Statement, and/or Property Statement, you must file and serve updated documents.

**5. Divorce (if applicable)**

In order to apply for a divorce, you must be able to satisfy ALL of the requirements below:

There is no prospect of reconciliation of the marriage between the other party and myself.

The other party and I have remained living separate and apart from the date of our separation to the date of this Affidavit.

If you have a child or children:

Applicant or Co-Applicant's Annual Income:	\$
Respondent or Co-Applicant's Annual Income:	\$

Reasonable arrangements have been made for the support of the child(ren). Provide details:

Check this box if you are seeking an earlier date of effect for a divorce judgment. You must fill out a Request for Earlier Date for a Divorce Judgment form.

**6. Support (if applicable)**

Check the box that applies to your situation:

I am claiming support.

I know/believe the other party's income to be: \$ \_\_\_\_\_ per year.

*If you are seeking child support and the other party has not filed income information, you must provide sufficient information of the other party's income.*

I am not claiming support.

Sufficient financial arrangements have been made for the care of the child(ren).

# Form F26.03A: Divorce Judgment (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT or CO-APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT or CO-APPLICANT  
*(Print full name)*

BEFORE the Honourable Justice \_\_\_\_\_, on \_\_\_\_\_  
*(Print Name)* *(Date: month/day/year)*

Pursuant to the *Divorce Act (Canada)*, it is ordered that \_\_\_\_\_ and  
*(Name of Applicant)*

\_\_\_\_\_ who were married on \_\_\_\_\_  
*(Name of Respondent)* *(Date: month/day/year)*

are divorced and, unless appealed, this judgment takes effect and the marriage is dissolved on the 31st day after the date of this judgment.

Pursuant to the *Divorce Act (Canada)*, it is further ordered that:

# Form F26.03A: Divorce Judgment (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT or CO-APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT or CO-APPLICANT  
*(Print full name)*

BEFORE the Honourable Justice \_\_\_\_\_, on \_\_\_\_\_  
*(Print Name)* *(Date: month/day/year)*

Pursuant to the *Divorce Act (Canada)*, it is ordered that \_\_\_\_\_ and  
*(Name of Applicant)*

\_\_\_\_\_ who were married on \_\_\_\_\_  
*(Name of Respondent)* *(Date: month/day/year)*

are divorced and, unless appealed, this judgment takes effect and the marriage is dissolved on the 31st day after the date of this judgment.

Pursuant to the *Divorce Act (Canada)*, it is further ordered that:



Pursuant to the *Family Law Act (Newfoundland and Labrador)*, it is ordered that:

	<b>FOR COURT USE ONLY</b>
Order Issued at:	
Location: Supreme Court in _____, Newfoundland and Labrador	
Date: _____	
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador	

*All support orders (child, spousal, partner, parental, and/or dependant support orders) must be set out in a separate order.*

*The parties cannot remarry until 31 days after the date of this judgment, at which time either party may obtain a Certificate of Divorce from the Court. If judgment is appealed, the ability for the parties to remarry may be delayed.*

**How to Request a Pre-Trial Determination****Instructions**

You can ask a judge to make a determination on a specific question of fact or law before you go to trial. For example, you may ask a judge to determine a payor's income or ask a question on the admissibility of a piece of evidence.

A judge must agree that your question is appropriate for a pre-trial determination hearing. If a judge gives you an answer to your question of fact or law, you and the other person may be able to resolve some or all of your family law issues faster than if you went straight to trial.

You can request a pre-trial determination of a question of fact or law by using a Request for a Pre-Trial Determination (Form F27.02A).

Before you can make a Request for a Pre-Trial Determination, you must have a scheduled date for a case management hearing. A judge will consider your request at that case management hearing.

**Completing a Request for a Pre-Trial Determination**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person).

You must fill out the entire form. If you need more space to fill out any section of this form, attach an extra page and indicate which section is continued on the extra page.

**Filing a Request for a Pre-Trial Determination**

You must make **2 extra copies** of your signed Request for a Pre-Trial Determination. To file your Request for a Pre-Trial Determination, bring the original Request form to the Supreme Court location where your family law file is or mail the Request to that Supreme Court location.

**Serving a Request for a Pre-Trial Determination**

You must give a copy of this Request form to the other person at **least 7 days** before your case management hearing date. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

The other person may respond by filing their own Request for a Pre-Trial Determination form.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE FILING YOUR REQUEST ---**

## How to Respond to a Request for a Pre-Trial Determination Instructions

You have been served with a Request for a Pre-Trial Determination (Form F27.02A).

This means that the other person in your family law case is asking a judge to answer a specific question of fact or law before you go to trial. For example, the other person may ask a judge to determine your income or ask a question on the admissibility of a piece of evidence.

The Court will decide at your next scheduled case management hearing if the question is appropriate for a pre-trial determination. If a judge gives an answer to the question of fact or law, you and the other party may be able to resolve some or all of your family law issues faster than if you went straight to trial.

### Responding to a Request for a Pre-Trial Determination

To respond to the other person's request, you must fill out your own Request for a Pre-Trial Determination form. You can get this form at any Supreme Court location or online:

[www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person).

### Filing a Request for a Pre-Trial Determination

You must make 2 extra copies of your signed Request for a Pre-Trial Determination. To file your Request for a Pre-Trial Determination, bring the original Request form to the Supreme Court location where your family law file is or mail the Request to that Supreme Court location.

### Serving a Request for a Pre-Trial Determination

You must give a copy of this Request form to the other person at least 2 days before your case management hearing date. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

### More Information

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

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Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

# Form F27.02A: Request for a Pre-Trial Determination (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
(Print full name)

AND: \_\_\_\_\_ RESPONDENT  
(Print full name)

AND: \_\_\_\_\_  NOT APPLICABLE  
(Print full name)  SECOND APPLICANT  
 SECOND RESPONDENT

I, \_\_\_\_\_ the  Applicant  Respondent  Other:  
(Print your name)

- am requesting a pre-trial determination of a question of fact or law. *(Fill out Parts A, B, C, D, E, and F)*
- am responding to a request for a pre-trial determination of a question of fact or law.
  - I agree to the request for a pre-trial determination of a question of fact or law. *(Fill out Parts A, B, C, D, E, and F)*
  - I reject the request for a pre-trial determination of a question of fact or law because:

**Part A Issue(s) for Pre-Trial Determination**

*If you are requesting a pre-trial determination, fill in the issue(s) that you are asking the judge to decide:*

**Part B Reason(s) for a Pre-Trial Determination**

*Fill in the reason(s) why a pre-trial determination of a question of fact or law is appropriate.*

**Part C Time Required for a Pre-Trial Determination**

How much time do you estimate the pre-trial determination hearing (including summations) will require?

\_\_\_\_\_ day(s)

**Part D Affidavits**

I will be filing one or more affidavit(s) in support of or in response to the pre-trial determination.

*Fill out the names of the person(s) providing affidavits:*

*You may be required to discuss the content of each of the affidavits at the case management hearing.*

*Requests for oral evidence can be made at the case management hearing.*

### Part E Undertakings

You must indicate that you will do all of the following:

- I will keep my financial information current by filing with the Court and delivering to the opposing party the updated financial information no later than 7 days before the pre-trial determination hearing.
- I will promptly advise the Court if a settlement has been reached prior to the pre-trial determination hearing.
- I will provide the Court and the other party with all documents I intend to rely on in the pre-trial determination hearing.

### Part F Legal Representation

Fill in the details of your legal representation below:

- I am currently represented by (Name of lawyer) \_\_\_\_\_
  - The above named lawyer will represent me for the pre-trial determination hearing.
  - I will be represented by a different lawyer for the pre-trial determination hearing:  
(Name of lawyer) \_\_\_\_\_
  - I will be representing myself for the pre-trial determination hearing.
- I am not currently represented by a lawyer.
  - I anticipate having a lawyer for the pre-trial determination hearing:  
(Name of lawyer) \_\_\_\_\_
  - I will be representing myself for the pre-trial determination hearing.

### Signature and Date

DATED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

---

*Signature* \_\_\_\_\_ *Signature of Lawyer (if any)* \_\_\_\_\_

\_\_\_\_\_ *Print Name of Lawyer (if any)*

**How to Request a Summary Judgment Hearing****Instructions**

A summary judgment hearing can help to resolve some or all of your family law issues faster than if you went through a formal trial. A summary judgment hearing is simpler than a trial because most of the evidence is presented as sworn statements and oral evidence is limited.

You can request a summary judgment hearing by using a **Request for a Summary Judgment Hearing (Form F28.02A)**. You can only request a summary judgment hearing if you are seeking determination on an issue that does not require a trial.

Before you can file a Request for a Summary Judgment Hearing, you must already have a scheduled date for a case management hearing. A judge will consider your request at that case management hearing.

**Completing a Request for a Summary Judgment Hearing**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person).

You must fill out the entire form. If you need more space to fill out any section of this form, attach an extra page and indicate which section is continued on the extra page.

**Filing a Request for a Summary Judgment Hearing**

You must make 2 extra copies of your signed Request for a Summary Judgment Hearing. To file your Request, bring the original Request form to the Supreme Court location where your family law file is or mail the Request to that Supreme Court location.

**Serving a Request for a Summary Judgment Hearing**

You must give a copy of this Request to the other person at least 7 days before your case management hearing date. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

The other person can respond by filing their own Request for a Summary Judgment Hearing form.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

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Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE FILING YOUR REQUEST ---**



## How to Respond to a Request for a Summary Judgment Hearing

## Instructions

You have been served with a Request for Summary Judgment Hearing (Form F28.02A).

This means that the other party is asking the Court to make a summary judgment on a specific issue. At your next case management hearing date, the judge will decide whether you should go to a summary judgment hearing.

A summary judgment hearing can help to resolve some or all of your family law issues faster than if you went through a formal trial. A summary judgment hearing is simpler than a trial because most of the evidence is presented as sworn statements and oral evidence is limited.

A summary judgment hearing may be requested where a party is seeking determination of an issue that does not require a trial. The Court will decide at a case management hearing how your family law matter will proceed.

### Responding to a Request for a Summary Judgment Hearing

To respond to the other person's request, you must fill out your own **Request for a Summary Judgment Hearing**. You can get this form at any Supreme Court location or online:

[www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person).

### Filing a Request for a Summary Judgment Hearing

You must make 2 **extra copies** of your signed Request for a Summary Judgment Hearing. To file your Request, bring the original Request form to the Supreme Court location where your family law file is or mail the Request to that Supreme Court location.

### Serving a Request for a Summary Judgment Hearing

You must give a copy of this Request to the other person **at least 2 days** before your case management hearing date. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

### More Information

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

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**--- It is highly recommended that you get advice from a lawyer ---**

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Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911



# Form F28.02A: Request for a Summary Judgment Hearing (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
(Print full name)

AND: \_\_\_\_\_ RESPONDENT  
(Print full name)

AND: \_\_\_\_\_  NOT APPLICABLE  
(Print full name)  SECOND APPLICANT  
 SECOND RESPONDENT

I, \_\_\_\_\_ the  Applicant  Respondent  Other:  
(Print your name)

- am requesting a summary judgment hearing. *(Fill out Parts A, B, C, D, and E)*
- am responding to a request for a summary judgment hearing.
  - I agree to the request for a summary judgment hearing. *(Fill out Parts A, B, C, D, and E)*
  - I reject the request for a summary judgment hearing because:

**Part A** Reasons for Summary Judgment

Fill in the reason(s) why a summary judgment hearing is appropriate and why there is no genuine issue for trial OR fill in the reason(s) why the issue(s) raised by the other party requires a trial:

[Empty box for reasons for summary judgment]

**Part B** Time Required for Summary Judgment Hearing

How much time do you estimate the summary judgment (including summations) will require?

\_\_\_\_\_ day(s)

**Part C** Affidavits

I will be filing one or more affidavit(s) in support of or in response to the summary judgment hearing. Fill out the names of the person(s) providing affidavits:

[Empty box for names of persons providing affidavits]

You may be required to discuss the content of each of the affidavits at the case management hearing.

Requests for oral evidence can be made at the case management hearing.

## Part D Undertakings

You must indicate that you will do all of the following:

<input type="checkbox"/>	I will file and serve a summary judgment hearing brief (setting out the concise set of facts and law) no later than 2 days before the summary judgment hearing.
<input type="checkbox"/>	I will keep my financial information current by filing with the Court and delivering to the opposing party the updated financial information no later than 7 days before the summary judgment hearing.
<input type="checkbox"/>	I will promptly advise the Court if a settlement has been reached prior to the summary judgment hearing date.
<input type="checkbox"/>	I will provide the Court and the other party with all documents I intend to rely on in the summary judgment hearing.

## Part E Legal Representation

Fill in the details of your legal representation below:

<input type="checkbox"/>	I am currently represented by (Name of lawyer) _____.
<input type="checkbox"/>	The above named lawyer will represent me for the summary judgment hearing.
<input type="checkbox"/>	I will be represented by a different lawyer for the summary judgment hearing: (Name of lawyer) _____.
<input type="checkbox"/>	I will be representing myself for the summary judgment hearing.
<input type="checkbox"/>	I am not currently represented by a lawyer.
<input type="checkbox"/>	I anticipate having a lawyer for the summary judgment hearing: (Name of lawyer) _____.
<input type="checkbox"/>	I will be representing myself for the summary judgment hearing.

## Signature and Date

DATED at _____, this _____ day of _____, 20_____.	
_____ Signature	_____ Signature of Lawyer (if any)
	_____ Print Name of Lawyer (if any)

**How to Request a Trial Date****Instructions**

You can request a trial date by using this Request for a Trial (Form F29.02A).

Before you can file a Request for a Trial, you must already have a scheduled date for a case management hearing. A judge will consider your request at that case management hearing.

**Completing a Request for a Trial**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person).

You must fill out the entire form. If you require more space to fill out any section of this form, attach an extra page and indicate which section is continued on the extra page.

**Filing a Request for a Trial**

You must make 2 extra copies of your signed Request for a Trial. To file your Request, bring the original Request form to the Supreme Court location where your family law file is or mail the Request to that Supreme Court location.

**Serving a Request for a Trial**

You must give a copy of this Request form to the other person at least 7 days before your case management hearing date. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

The other person can respond by filing their own Request for a Trial form.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

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**--- It is highly recommended that you get advice from a lawyer ---**

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Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE FILING YOUR REQUEST---**

**How to Respond to a Request for a Trial Date****Instructions**

You have been served with a Request for a Trial (Form F29.02A).

This means that the other party is seeking to go to trial and get a scheduled trial date. At your next case management hearing, the judge will decide whether you should go to trial.

**Responding to a Request for a Trial**

To respond to the other person's request, you must fill out your own Request for a Trial form. Even if you do not agree that your matter should go to trial, you must still fill out your own Request form. You can get this form at any Supreme Court location or online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person).

**Filing a Request for a Trial**

You must make 2 extra copies of your signed Request for a Trial. To file your Request, bring the original Request form to the Supreme Court location where your family law file is or mail the Request to that Supreme Court location.

**Serving a Request for a Trial**

You must give a copy of this Request form to the other person at least 2 days before your case management hearing date. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Gander: (709) 256-1115

Grand Bank: (709) 832-1720

Grand Falls-Windsor: (709) 292-4260

Happy Valley-Goose Bay: (709) 896-7892

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

## Form F29.02A: Request for a Trial (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  
*(Print full name)*

NOT APPLICABLE  
 SECOND APPLICANT  
 SECOND RESPONDENT

I, \_\_\_\_\_ the  Applicant  Respondent  Other:  
*(Print your name)*

am requesting a trial.  
 am responding to a request for a trial.

### Part A Pre-requisites

Check all of the boxes that apply to you:

<input type="checkbox"/> All relevant parties are before the Court.
<input type="checkbox"/> All sworn Financial Statements and/or Property Statements have been filed with the Court.
<input type="checkbox"/> All appropriate pretrial applications have been made.
<input type="checkbox"/> No amendments to the pleadings are contemplated.
<input type="checkbox"/> No further disclosure is required or requested.
<input type="checkbox"/> The parties have participated in or have been excused by a judge from participation in a dispute resolution program or process.

**Part B Issues for Trial**

Check the issues to be addressed at trial:

<input type="checkbox"/> Divorce
<input type="checkbox"/> Parenting (Custody and/or Access)
<input type="checkbox"/> Child Support
<input type="checkbox"/> Spousal ( <i>married</i> ) Support or Partner ( <i>unmarried</i> ) Support
<input type="checkbox"/> Parental Support ( <i>for parents</i> ) or Dependant Support ( <i>for spouse or child of deceased person</i> )
<input type="checkbox"/> Division of Matrimonial ( <i>married</i> ) Property or Common Law ( <i>unmarried</i> ) Property
<input type="checkbox"/> Other:

**Part C Witnesses**

If you have requested a formal trial, fill in the information for all of the **witnesses** you intend to call at trial:

	Witness 1	Witness 2
Full Name		
Subject of Testimony		
Estimated Time Required for Testimony		

	Witness 3	Witness 4
Full Name		
Subject of Testimony		
Estimated Time Required for Testimony		

- Check this box if you do not intend to call any witnesses at trial.
- Check this box if you intend to call more than 4 witnesses. Attach an extra page to provide the details of those witnesses.

Fill in the information for all of the **expert witnesses** you intend to call at trial:

	Expert Witness 1	Expert Witness 2
Full Name		
Subject of Testimony		
Estimated Time Required for Testimony		

- In the event of an expert witness testifying at the trial, I will provide the other party with a copy of the expert's report(s) and resume or curriculum vitae at least 30 days before the trial date.
- Check this box if you do not intend to call any expert witnesses at trial.
- Check this box if you intend to call more than 2 expert witnesses. Attach an extra page to provide the details of those witnesses.

### Part D Documents for Trial

Check any of the following that apply:

- A joint book of documents will be filed prior to the trial.
- A trial brief will be filed in this matter.

### Part E Special requirements

Check any of the following that apply:

- An interpreter is required. *Specify language and dialect:*  
Please note that the Court is not responsible for any interpreter fees in family matters.
- Audio recordings may be entered/played in evidence. *Specify:*
- Video recordings may be entered/played in evidence. *Specify:*
- A party or witness requests the opportunity to give evidence by teleconference or videoconference.  
*Name of party or witness:*
- Other. *Specify:*

### Part F Time Required for Trial

How much time do you estimate the trial (including summations) will require?

\_\_\_\_\_ day(s)



## Undertakings

You must indicate that you will do all of the following:

<input type="checkbox"/>	I will participate in a Trial Readiness Conference if requested by the Court.
<input type="checkbox"/>	I will keep my financial information current by filing updated financial information with the Court and serving the other party with updated financial information at least 7 days before the trial.
<input type="checkbox"/>	I will promptly advise the Court if a settlement has been reached prior to the trial date.
<input type="checkbox"/>	I will promptly advise the Court if, after the case management hearing, it is anticipated that the duration of the trial will differ from the estimated trial time.
<input type="checkbox"/>	I will provide the Court and the other party with all documents I intend to rely on in the trial.

## Legal Representation

Fill in the details of your legal representation below:

<input type="checkbox"/>	I am currently represented by (Name of lawyer) _____.
<input type="checkbox"/>	The above named lawyer will represent me at trial.
<input type="checkbox"/>	I will be represented by a different lawyer at trial: (Name of lawyer) _____.
<input type="checkbox"/>	I will be representing myself at trial.
<input type="checkbox"/>	I am not currently represented by a lawyer.
<input type="checkbox"/>	I anticipate having a lawyer at trial: (Name of lawyer) _____.
<input type="checkbox"/>	I will be representing myself at trial.

## Signature and Date

DATED at _____, this _____ day of _____, 20_____.	
_____	_____
<i>Signature</i>	<i>Signature of Lawyer (if any)</i>
	_____
	<i>Print Name of Lawyer (if any)</i>

**How to Request an Informal Trial****Instructions**

In an informal trial, the strict rules of evidence may not apply. Both you and the other person can speak directly to the judge and the judge can ask you questions directly. Your ability to present witnesses is limited.

You may request a trial date by using a **Request for an Informal Trial (Form F31.02A)**. Before you can file a **Request for an Informal Trial**, you must already have a scheduled date for a case management hearing.

You can only have an informal trial if both you and the other person agree to the process. The judge at your case management hearing must also agree that your matter should proceed to an informal trial.

**Completing a Request for an Informal Trial**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person). You must fill out the entire form. If you require more space to fill out any section of this form, attach an extra page and indicate which section is continued on the extra page.

**Filing a Request for an Informal Trial**

You must make **2 extra copies** of your signed Request for an Informal Trial. To file your Request, bring the original Request form to the Supreme Court location where your family law file is or mail the Request to that Supreme Court location.

**Serving a Request for an Informal Trial**

You must give a copy of this Request form to the other person **at least 7 days** before your case management hearing date. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

If the other person agrees to an informal trial, he/she must file their own Request for Informal Trial form and give you a copy. If the other person does not agree to the informal trial and instead wants a formal trial, he/she must file a **Request for Trial (Form F29.02A)** and give you a copy.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Grand Falls-Windsor: (709) 292-4260

Gander: (709) 256-1115

Happy Valley-Goose Bay: (709) 896-7892

Grand Bank: (709) 832-1720

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE FILING AND SERVING YOUR REQUEST ---**

**How to Respond to a Request an Informal Trial****Instructions**

You have been served with a Request for an Informal Trial (Form F31.02A).

This means that the other person is asking the Court to decide your family law matter with an informal trial. In an informal trial, the strict rules of evidence may not apply. Both you and the other person can speak directly to the judge and the judge can ask you questions directly. Your ability to present witnesses is limited.

You can only have an informal trial if both you and the other person agree to the process. The judge at your case management hearing must also agree that your matter should proceed to an informal trial.

**Responding to a Request for Informal Trial**

If you consent to an informal trial, you must complete your own Request for an Informal Trial form, file it with the Court, and give a copy to the other person. You can get this form at any Supreme Court location or online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form, file it with the Court, and serve a copy on the other person).

If you do not consent to an informal trial and want to request a formal trial, you must indicate that you do not consent on a Request for an Informal Trial form. You must also file a Request for Trial (Form 29.02A). You can get this form at any Supreme Court location or online: [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form online, you must still print the form, file it with the Court, and give a copy to the other person).

**Filing a Request for an Informal Trial**

You must make 2 extra copies of your signed Request for an Informal Trial. To file your Request, bring the original Request form to the Supreme Court location where your family law file is or mail the Request to that Supreme Court location.

**Serving a Request for an Informal Trial**

You must give a copy of this Request form to the other person at least 2 days before your case management hearing date. This is called *service*. You can serve the other person by: personal service (an adult, who is not you, can hand-deliver the document), leaving a copy with the other person's lawyer, leaving a copy at the other person's address, registered mail/courier, or regular mail. You can also serve the other person using fax, email, or electronic document exchange, if the other person has provided that information.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

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Happy Valley-Goose Bay: (709) 896-7892

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**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

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Legal Aid: [www.legalaid.nl.ca](http://www.legalaid.nl.ca) or 1(800) 563-9911

## Form F31.02A: Request for an Informal Trial (Family Law)



**In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)**

FOR COURT USE ONLY
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
  SECOND RESPONDENT

I, \_\_\_\_\_ the  Applicant  Respondent  Other:  
*(Print your name)*

am requesting an informal trial date.  
 am responding to a request for an informal trial date.

### Consent and Waiver

I, \_\_\_\_\_ the  Applicant  Respondent  Other:  
*(Print your name)*

consent to an informal trial. *(Fill out the Consent and Waiver, and Parts A, B, C, D, and E)*  
 do not consent to an informal trial. *(Fill out a Request for a Trial (Form F29.02A))*

I agree to place responsibility for the conduct of the informal trial with the judge.
I agree that the strict application of the rules of evidence in this informal trial will not apply.

I agree that both parties may submit any document or other evidence to the judge and that copies of any submitted documents or evidence will be provided to the other party.
I agree that both parties may advise the Court of anything he/she feels is relevant to the issue(s).
I agree that the normal question-and-answer manner of trial will not apply.
I agree that the judge may ask me, the other party, and witnesses (if any) questions about the case.
I understand that the judge will determine the relevance of all evidence (including documents, physical evidence, and testimony) that is provided as evidence during the informal trial process.
I understand that having an informal trial may impact any appeal following the informal trial hearing.
I understand the informal trial process.
I understand that my participation in this informal trial process is strictly voluntary and that I can withdraw consent to proceed with an informal trial at any time prior to the informal trial hearing.
I have not been coerced or threatened in any way to agree to this informal trial process and I have not been promised anything to get me to agree to this informal trial process.

**Part A Resolved Issues**

Check the issues that have already been resolved (by court order, agreement, consent, or otherwise):

<input type="checkbox"/> Divorce
<input type="checkbox"/> Parenting (Custody and/or Access)
<input type="checkbox"/> Child Support
<input type="checkbox"/> Spousal (married) Support or Partner (unmarried) Support
<input type="checkbox"/> Parental Support (for parents) or Dependant Support (for spouse or child of deceased person)
<input type="checkbox"/> Division of Matrimonial (married) Property or Common Law (unmarried) Property
<input type="checkbox"/> Other:

**Part B Issue(s) for the Informal Trial**

Check the issues that you would like to address in the informal trial:

<input type="checkbox"/> Divorce
<input type="checkbox"/> Parenting (Custody and/or Access)
<input type="checkbox"/> Child Support
<input type="checkbox"/> Spousal (married) Support or Partner (unmarried) Support
<input type="checkbox"/> Parental Support (for parents) or Dependant Support (for spouse or child of deceased person)
<input type="checkbox"/> Division of Matrimonial (married) Property or Common Law (unmarried) Property
<input type="checkbox"/> Other:

**Part C Time Required for the Informal Trial**

How much time do you estimate the informal trial (including summations) will require?

\_\_\_\_\_ day(s)

**Part D Undertakings**

You must indicate that you will do all of the following:

<input type="checkbox"/>	I will keep my financial information current by filing with the Court and delivering to the opposing party the updated financial information at least 7 days before the informal trial.
<input type="checkbox"/>	I will promptly advise the Court if a settlement has been reached prior to the informal trial date.
<input type="checkbox"/>	I will promptly advise the Court if, after the case management hearing, it is anticipated that the estimated duration of the informal trial will differ from the estimated time.
<input type="checkbox"/>	I will provide the Court and the other party with all documents I intend to rely on in the informal trial.

**Part E Legal Representation**

Fill in the details of your legal representation below:

<input type="checkbox"/>	I am currently represented by (Name of lawyer) _____
<input type="checkbox"/>	The above named lawyer will represent me at the informal trial.
<input type="checkbox"/>	I will be represented by a different lawyer at the informal trial: (Name of lawyer) _____
<input type="checkbox"/>	I will be representing myself at the informal trial.
<input type="checkbox"/>	I am not currently represented by a lawyer.
<input type="checkbox"/>	I anticipate having a lawyer at the informal trial: (Name of lawyer) _____
<input type="checkbox"/>	I will be representing myself at the informal trial.

**Signature and Date**

DATED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

---

Signature \_\_\_\_\_ Signature of Lawyer (if any) \_\_\_\_\_

---

Print Name of Lawyer (if any) \_\_\_\_\_



**How to do a Consent Order****Instructions**

If you and the other person have come to an agreement on all of your family law issues, you can do a Consent Order. You can use this **Consent Order (Form F34.02A)** template to draft the agreement between you and the other person. By signing a Consent Order, you acknowledge that the terms of the Order will be enforced. Before you sign a Consent Order, both you and the other person should get advice from separate lawyers.

You can only file a Consent Order if you already have an **Originating Application (Form F4.03A)**, **Originating Application for Variation (Form F5.05A)**, **Joint Originating Application (Form F4.04A)**, or **Joint Originating Application (Form F5.06A)** filed with the Court. If you do not one of those documents filed with the Court, you must complete one and file it at the same time as your Consent Order.

If there are any issues that you and the other person do not agree on, you must set out these issues in an **Originating Application (Form F4.03A)** or **Originating Application for Variation (Form F5.05A)**. You can still do a Consent Order on the issues you agree on.

**Completing Your Consent Order**

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form and file it with the Court).

Check off "Final Order on Consent" (on the first page) if you are consenting to a final order. Check off "Interim Order on Consent" (on the first page) if you are consenting to an interim order.

Consent Orders dealing with child, spousal, partner, parental, or dependant support, must be separated from other types of orders. If you are consenting to support, fill out this **Consent Order – Support**. For all other Consent Orders (eg. parenting or property), fill out a **Consent Order – Other than Support (Form F34.02B)**.

If you need more space to fill out any section of this form, attach an extra page and indicate which section is continued on the extra page.

**Filing Your Consent Order**

You must make **2 extra copies** of your completed and signed consent Order. To file it, you must bring the original Consent Order to the same Court location where the Originating Application, Originating Application for Variation, Joint Originating Application, or Joint Originating Application for Variation was filed. You can also mail the Consent Order to that Supreme Court location.

**More Information**

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Cornier Brook: (709) 637-2227

Gander: (709) 256-1115

Grand Bank: (709) 832-1720

Grand Falls-Windsor: (709) 292-4260

Happy Valley-Goose Bay: (709) 896-7892

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaids.nl.ca](http://www.legalaids.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE FILING THE ORDER ---**

### F34.02A: Consent Order – Support (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<i>FOR COURT USE ONLY</i>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_  APPLICANT  
(Print full name)  CO-APPLICANT

AND: \_\_\_\_\_  RESPONDENT  
(Print full name)  CO-APPLICANT

AND: \_\_\_\_\_  NOT APPLICABLE  
(Print full name)  SECOND APPLICANT  
 SECOND RESPONDENT  
 CO-APPLICANT

BEFORE the Honourable Justice \_\_\_\_\_, on \_\_\_\_\_  
(Print Name) (Date: month/day/year)

<input type="checkbox"/> <i>Final Order on Consent</i>	<input type="checkbox"/> <i>Interim Order on Consent</i>
--	--

IT IS ORDERED THAT under the:

*Family Law Act* (Newfoundland and Labrador);

*Divorce Act* (Canada);

\_\_\_\_\_



**Child Support**

**Basic Table Amount**

The parties agree to an amount of child support according to the basic table amount as per the *Child Support Guidelines of (province)* \_\_\_\_\_ as follows:

Payment amount: \$ \_\_\_\_\_ Payor's annual income: \$ \_\_\_\_\_

To be paid: (eg. 1<sup>st</sup> day of every month, weekly, etc.) \_\_\_\_\_

Paid by: (name) \_\_\_\_\_ to: (name) \_\_\_\_\_

For the following child(ren): (names and dates of birth) \_\_\_\_\_

Commencement date: (month/day/year) \_\_\_\_\_

OR

**Amount Different from the Basic Table Amount ( Shared Parenting or  Split Parenting)**

The parties agree to an amount of child support that is different from the *Child Support Guidelines of (province)* \_\_\_\_\_ as follows:

Applicant or Co-Applicant 1's annual income: \$ \_\_\_\_\_

Payment amount: \$ \_\_\_\_\_

Paid by: (name) \_\_\_\_\_ to: (name) \_\_\_\_\_

For the following child(ren): (names and dates of birth) \_\_\_\_\_

Commencement date: (month/day/year) \_\_\_\_\_

--- AND ---

Respondent or Co-Applicant 2's annual income: \$ \_\_\_\_\_

Payment amount: \$ \_\_\_\_\_

Paid by: (name) \_\_\_\_\_ to: (name) \_\_\_\_\_

To be paid: (eg. 1<sup>st</sup> day of every month, weekly, etc.) \_\_\_\_\_

For the following child(ren): (names and dates of birth) \_\_\_\_\_

Commencement date: (month/day/year) \_\_\_\_\_

--- SET OFF (if split parenting) or AMOUNT (if shared parenting) ---

Payment amount: \$ \_\_\_\_\_

Paid by: (name) \_\_\_\_\_ to: (name) \_\_\_\_\_

To be paid: (eg. 1<sup>st</sup> day of every month, weekly, etc.) \_\_\_\_\_

Commencement date: (month/day/year) \_\_\_\_\_

OR

**Amount Different from the Basic Table Amount**

The parties agree to an amount of child support that is different from the *Child Support Guidelines* of (province) \_\_\_\_\_ as follows:

Payment amount: \$ \_\_\_\_\_

To be paid: (eg. 1<sup>st</sup> day of every month, weekly, etc.) \_\_\_\_\_

Paid by: (name) \_\_\_\_\_ to: (name) \_\_\_\_\_

For the following child(ren): (names and dates of birth) \_\_\_\_\_

Commencement date: (month/day/year) \_\_\_\_\_

Payor's annual income: \$ \_\_\_\_\_ Recipient's annual income: \$ \_\_\_\_\_

Reason or further details:

**Special and/or Extraordinary Expenses**

The parties agree to an amount of special and/or extraordinary expenses as follows:

<i>Child's Name and date of birth</i>	<i>Description of Expense</i>	<i>Total Amount of Expense (per month)</i>	<i>Payor's Share or Contribution (\$ or %) (per month)</i>	<i>Frequency of Payment</i>	<i>Commencement Date (month/day/year)</i>
		\$			
		\$			
		\$			
		\$			
		\$			

Other special expenses and/or details:

Paid by: (name) \_\_\_\_\_ to: (name) \_\_\_\_\_

Payor's annual income: \$ \_\_\_\_\_ Recipient's annual income: \$ \_\_\_\_\_

Parties will send receipts to Support Enforcement.

**Retroactive Child Support**

The parties agree to an amount of retroactive child support as follows:

Payment amount: \$ \_\_\_\_\_ per month OR \$ \_\_\_\_\_ lump sum

Paid by: (name) \_\_\_\_\_ to: (name) \_\_\_\_\_,  
representing the payor's child support obligations from (date: month/day/year) \_\_\_\_\_  
to (date: month/day/year) \_\_\_\_\_

For the following child(ren): (names and dates of birth) \_\_\_\_\_

Commencement/Payment date: (month/day/year) \_\_\_\_\_

**Arrears**

The parties agree that the outstanding child support amount owed, fixed at (arrears) \$ \_\_\_\_\_  
as of (date) (month/day/year) \_\_\_\_\_, shall be paid as follows:

Payment amount: \$ \_\_\_\_\_ per month OR \$ \_\_\_\_\_ lump sum

Paid by: (name) \_\_\_\_\_  
to: (name or agency, if assigned) \_\_\_\_\_

For the following child(ren): (names and dates of birth) \_\_\_\_\_

Commencement/Payment date: (month/day/year) \_\_\_\_\_

**Disclosure (Payor)**

Pursuant to section 25 of the *Federal Child Support Guidelines* (Canada) (or section 23 of the provincial *Child Support Guidelines Regulations*), (name) \_\_\_\_\_ shall provide a copy of the his/her income tax return and notice of assessment to (name) \_\_\_\_\_ on or before (date: month/day/year) \_\_\_\_\_ each year, commencing in the year \_\_\_\_\_.

**Disclosure (Recipient) (if applicable)**

Pursuant to section 25 of the *Federal Child Support Guidelines* (Canada) (or section 23 of the provincial *Child Support Guidelines Regulations*), (name) \_\_\_\_\_ shall provide a copy of the his/her income tax return and notice of assessment to (name) \_\_\_\_\_ on or before (date: month/day/year) \_\_\_\_\_ each year, commencing in the year \_\_\_\_\_.

**Support Enforcement**

All amounts owing under this Order shall be paid directly to the Director of Support Enforcement at:  
Support Enforcement Division  
P.O. Box 2006  
Corner Brook, Newfoundland and Labrador A2H 6J8

This order shall be enforced by the Director of Support Enforcement pursuant to the *Support Orders Enforcement Act*, 2006, SNL 2006, Chapter S-31.1, unless the Order is withdrawn from the Director, pursuant to s.7 of the Act.

**Support Recalculation**

*(You can only check this box if all parties have agreed to basic table amount of child support and either primary residence parenting or split parenting.)*

The amount of child support ordered shall be reviewed annually and, where necessary, recalculated as follows:

- (a) On or before the \_\_\_\_ day of (month) \_\_\_\_\_ of each year commencing (year) \_\_\_\_\_, the person paying child support shall provide the Recalculation Office at:

P.O. Box 2006  
 Corner Brook, Newfoundland and Labrador A2H 6J8  
 Telephone: (709) 634-4172 Fax: (709) 634-4155

with a copy of his/her income tax return and notice(s) of assessment (or other documents acceptable to the Recalculation Office) for the previous year, for review and possible recalculation of child support pursuant to the *Child Support Service Regulations, NLR 31/07*, using the applicable table for the child support amount.

- (b) If the recalculation results in a difference of \$5.00 or more per month in the amount of child support, the Recalculation Office shall recalculate the amount of child support payable and provide notice to each party of the intended change in child support by registered mail.
- (c) If either party objects to the change in child support payable, he/she must apply to the court that made the order by completing and filing a Notice of Objection within 30 days after receipt of the Notice of Recalculation provided to him/her by the Recalculation Office. If a Notice of Objection is filed, no change shall be made to the amount of child support payable except by court order. If no Notice of Objection is filed, the recalculated amount will be effective 31 days after the Recalculation Office receives confirmation that notice was provided to all parties and an order has been issued by the court. The new amount of child support shall then be payable to and enforceable by the Support Enforcement Division.
- (d) In the event of a change in address or telephone number, the parties shall notify the Recalculation Office within 30 days of such change.
- (e) The Recalculation Office shall have access to addresses and telephone information maintained by the Support Enforcement Program.
- (f) If an Income Tax Return and Notice of Assessment (or other documents acceptable to the Recalculation Office) for the previous year(s) are not provided to the Recalculation Office as required by this Order, the Recalculation Office shall recalculate the amount of child support payable on the basis that the income of the person required to pay child support shall be considered to be the sum of:
- (i) the person's income for the most recent preceding year in which:
    - (A) the person's income information was provided to the Recalculation Office under the child support order, or
    - (B) a recalculation order was issued in respect of the child support order, as determined using the person's income information or the amount of the income set out in the recalculation order; plus
  - (ii) 10 percent of the person's income as determined under paragraph (i), and using the applicable table to determine the child support amount.
- (g) Any recalculated amount of child support shall be payable to the Support Enforcement Program as is otherwise stated in this order.



**Spousal, Partner, Parental, or Dependant Support**

**No Spousal, Partner, Parental, and/or Dependant Support**

The parties agree that there will be no spousal, partner, parental, and/or dependant support to either party.

**Ongoing Support**

The parties agree to an amount of:

**Spousal support**    **Parental support**    **Partner support**    **Dependant support**

as follows:

Payment amount: \$ \_\_\_\_\_ per month

Paid by: (name) \_\_\_\_\_ to: (name) \_\_\_\_\_

For the following person(s): (names) \_\_\_\_\_

Commencement date: (month/day/year) \_\_\_\_\_

Duration (if applicable): \_\_\_\_\_

Review date (if applicable): (month/day/year) \_\_\_\_\_

Nature of Review (if applicable): \_\_\_\_\_

**Retroactive Support**

The parties agree to an amount of **retroactive**:

**Spousal support**    **Parental support**    **Partner support**    **Dependant support**

as follows:

Payment amount: \$ \_\_\_\_\_ per month

Paid by: (name) \_\_\_\_\_ to: (name) \_\_\_\_\_, representing

the payor's support obligations from (date: month/day/year) \_\_\_\_\_ to (date: month/day/year) \_\_\_\_\_

For the following person(s): (names) \_\_\_\_\_

Commencement date: (month/day/year) \_\_\_\_\_

**Arrears**

The parties agree that the outstanding support amount owed, fixed at (arrears) \$ \_\_\_\_\_

as of (date: month/day/year) \_\_\_\_\_, shall be paid off as follows:

Payment amount: \$ \_\_\_\_\_ per month OR \$ \_\_\_\_\_ lump sum

Paid by: (name) \_\_\_\_\_

to: (name or agency, if assigned) \_\_\_\_\_

Commencement/Payment date: (month/day/year) \_\_\_\_\_

The parties agree to the financial arrangement for support as follows:

\_\_\_\_\_

**Consent Signatures (if applicable)**

If applicable, both parties must sign the Consent Order in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this Consent Order at the Court when you file it.

**Applicant (or Co-Applicant)**

**Respondent (or Co-Applicant)**

DATE (month/day/year): _____
Signature of Applicant (or Co-Applicant)
Address of Applicant (or Co-Applicant)
Signature of Person Authorized to Administer Oaths

DATE (month/day/year): _____
Signature of Respondent (or Co-Applicant)
Address of Respondent (or Co-Applicant)
Signature of Person Authorized to Administer Oaths

**Applicant's (or Co-Applicant's) Lawyer (if any)**

**Respondent's (or Co-Applicant's) Lawyer (if any)**

DATE (month/day/year): _____
Signature of Lawyer
Print name of Lawyer

DATE (month/day/year): _____
Signature of Lawyer
Print name of Lawyer

<b>FOR COURT USE ONLY</b>
<b>Order Issued at:</b>
<b>Location:</b> Supreme Court in _____, Newfoundland and Labrador
<b>Date:</b> _____
_____ Justice or Registry Clerk of the Supreme Court of Newfoundland and Labrador

**How to do a Consent Order****Instructions**

If you and the other person have come to an agreement on all of your family law issues, you can do a Consent Order. You can use this **Consent Order** template to draft the agreement between you and the other person.

By signing a Consent Order, you acknowledge that the terms of the Order will be enforced. Before you sign a Consent Order, both you and the other person should get advice from separate lawyers.

You can only file a Consent Order if you already have an **Originating Application (Form F4.03A)**, **Originating Application for Variation (Form F5.05A)**, **Joint Originating Application (Form F4.04A)**, or **Joint Originating Application (Form F5.06A)** filed with the Court. If you do not one of those documents filed with the Court, you must complete one and file it at the same time as your Consent Order.

If there are any issues that you and the other person do not agree on, you must set out these issues in an **Originating Application (Form F4.03A)** or **Originating Application for Variation (Form F5.05A)**. You can still do a Consent Order on the issues you agree on.

Completing Your Consent Order

You can fill out this form by hand or you can download and fill out this form electronically at [www.court.nl.ca/supreme/family/forms.html](http://www.court.nl.ca/supreme/family/forms.html) (If you fill out the form electronically, you must still print the form and file it with the Court).

Check off "Final Order on Consent" (on the first page) if you are consenting to a final order. Check off "Interim Order on Consent" (on the first page) if you are consenting to an interim order.

Consent orders dealing with child, spousal, partner, parental, or dependant support, must be separated from other types of orders. If you are consenting to support, fill out an **Consent Order – Support**. For all other Consent orders (eg. parenting or property), fill out this **Consent Order – Other than Support**.

If you need more space to fill out any section of this form, attach an extra page and indicate which section is continued on the extra page.

Filing Your Consent Order

You must make 2 **extra copies** of your completed and signed Consent Order. To file it, you must bring the original Consent Order to the same Court location where the Originating Application, Originating Application for Variation, Joint Originating Application, or Joint Originating Application for Variation was filed. You can also mail the Consent Order to that Supreme Court location.

More Information

Questions? Go to [www.court.nl.ca/supreme/family](http://www.court.nl.ca/supreme/family) or contact a Court near you:

Corner Brook: (709) 637-2227

Gander: (709) 256-1115

Grand Bank: (709) 832-1720

Grand Falls-Windsor: (709) 292-4260

Happy Valley-Goose Bay: (709) 896-7892

St. John's: (709) 729-2258

**--- It is highly recommended that you get advice from a lawyer ---**

If you need help finding or getting a lawyer, you can contact:

Public Legal Information Association of NL (PLIAN): [www.publiclegalinfo.com](http://www.publiclegalinfo.com) or 1 (888) 660-7788

Legal Aid: [www.legalaids.nl.ca](http://www.legalaids.nl.ca) or 1(800) 563-9911

**--- REMOVE THIS PAGE BEFORE FILING THE ORDER ---**



# F34.02B: Consent Order – Other than Support (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_  APPLICANT  
(Print full name)  CO-APPLICANT

AND: \_\_\_\_\_  RESPONDENT  
(Print full name)  CO-APPLICANT

AND: \_\_\_\_\_  NOT APPLICABLE  
(Print full name)  SECOND APPLICANT  
 SECOND RESPONDENT  
 CO-APPLICANT

BEFORE the Honourable Justice \_\_\_\_\_, on \_\_\_\_\_  
(Print Name) (Date: month/day/year)

<input type="checkbox"/> Final Order on Consent	<input type="checkbox"/> Interim Order on Consent
---	---

IT IS ORDERED THAT under the:

- Family Law Act (Newfoundland and Labrador):
- Divorce Act (Canada):
- Children's Law Act (Newfoundland and Labrador):
- \_\_\_\_\_

**Parenting**

**Decision-Making**

One parent makes all the decisions (Sole Decision-Making)

The parties agree that \_\_\_\_\_  
*(Print name)*

shall make all of the major decisions regarding the following children: *(Name(s) and date(s) of birth of children)*

\_\_\_\_\_

Other details (decision-making and information):

\_\_\_\_\_

OR

Both parents make the decisions together (Joint Decision-Making)

The parties agree that \_\_\_\_\_  
*(Names of Co-Applicants or parties)*

shall make all of the major decisions jointly for the following children: *(Name(s) and dates(s) of birth of children)*

\_\_\_\_\_

OR

Other (Qualified Joint Decision-Making)

The parties agree that \_\_\_\_\_  
*(Names of Co-Applicants or parties)*

shall make the decisions for the following children: *(Name(s) and dates(s) of birth of children)*

\_\_\_\_\_

as follows:

\_\_\_\_\_

### Parenting Time

The parties agree that there shall be:

- Shared parenting. *(Fill in the details of your arrangement below)*
- Primary residence with *(name)* \_\_\_\_\_ and access arrangements. *(Fill in the details of your arrangement below)*
- Primary residence with *(name)* \_\_\_\_\_ and no access.
- Split parenting. *(Fill in the details of your arrangement below)*

*Details:*

Regular parenting schedule (daily, weekly, monthly or other):

Parenting schedule for holidays and special occasions:

Schedule for other contact (ie. phone, internet, etc.):

Other important issues in relation to parenting the child(ren):

## Division of Property

The parties agree that there shall be:

- Equal division of matrimonial property. *(Fill in the details of your arrangement below)*
- Unequal division of matrimonial property. *(Fill in the details of your arrangement below)*
- Division of common law property. *(Fill in the details of your arrangement below)*
- Property arrangement. *(Fill in the details of your arrangement below)*

*Details:*

**Other**

*If you are consenting to something other than the orders provided for in this Form, fill in the details below:*

**Consent Signatures (if applicable)**

If applicable, both parties must sign the Consent Order in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this Consent Order at the Court when you file it.

**Applicant (or Co-Applicant)**

**Respondent (or Co-Applicant)**

DATE (month/day/year): _____
<i>Signature of Applicant (or Co-Applicant)</i>
<i>Address of Applicant (or Co-Applicant)</i>
<i>Signature of Person Authorized to Administer Oaths</i>

DATE (month/day/year): _____
<i>Signature of Respondent (or Co-Applicant)</i>
<i>Address of Respondent (or Co-Applicant)</i>
<i>Signature of Person Authorized to Administer Oaths</i>

**Applicant's (or Co-Applicant's) Lawyer (if any)**

**Respondent's (or Co-Applicant's) Lawyer (if any)**

DATE (month/day/year): _____
<i>Signature of Lawyer</i>
<i>Print name of Lawyer</i>

DATE (month/day/year): _____
<i>Signature of Lawyer</i>
<i>Print name of Lawyer</i>

<b>FOR COURT USE ONLY</b>
Order Issued at: _____
Location: Supreme Court in _____, Newfoundland and Labrador
Date: _____
_____ Justice or Registry Clerk of the Supreme Court of Newfoundland and Labrador

### Form F34.02C: Affidavit of Execution (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

I swear or affirm that I, \_\_\_\_\_ of, \_\_\_\_\_  
*(Print your name)* *(City and Province)*

did see \_\_\_\_\_ sign his/her name to the Order/Agreement attached  
*(Print name)*

on \_\_\_\_\_  
*(Date: month/day/year)*

SWORN TO or AFFIRMED at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Signature of Person Authorized to Administer Oaths*

# Form F38.06A: Notice of Application to the Central Authority and Contact Judge for the Return of a Child (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
(Print full name)

AND: \_\_\_\_\_ RESPONDENT  
(Print full name)

AND: \_\_\_\_\_  NOT APPLICABLE  
(Print full name)  SECOND APPLICANT  
 SECOND RESPONDENT

TAKE NOTICE that an application for the return of a child pursuant to the *Hague Convention on International Child Abduction* has been made in the above noted proceeding.

<b>FOR COURT USE ONLY</b>
<b>HEARING DATE</b>
A hearing for this application is scheduled to be heard in the Supreme Court of Newfoundland and Labrador:
<b>Location:</b> Supreme Court in _____, Newfoundland and Labrador
<b>Address:</b> _____
<b>Date:</b> _____
<b>Time:</b> _____ am / pm



# Form F38.04A: Originating Application for the Return of a Child (Family Law)



In the Supreme Court of Newfoundland and Labrador (General/Family)

<b>FOR COURT USE ONLY</b>	
COURT FILE NO:	_____
CENTRAL DIVORCE REGISTRY NO:	_____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.	
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador	

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
 SECOND RESPONDENT

### Notice to the Respondent

An application for the return of a child pursuant to the *Hague Convention on International Child Abduction* has been made against you. The details are set out in the attached Originating Application for the Return of a Child.

You have **7 days** to file a Response (Form F6.02A) and file it at the Supreme Court of Newfoundland and Labrador, Trial Division. You must also attend the hearing (details below). If you do not file a Response or attend the scheduled hearing, the Court may proceed and make an order without hearing from you.

<b>FOR COURT USE ONLY</b>	
<b>HEARING DATE</b>	
A return date to schedule the hearing for this application will be heard in the Supreme Court of Newfoundland and Labrador:	
<b>Location:</b>	Supreme Court in _____, Newfoundland and Labrador
<b>Address:</b>	_____
<b>Date:</b>	_____
<b>Time:</b>	_____ am / pm

**Part A The Order(s) Sought**

I hereby seek an order for the return of the following child(ren) under the *Hague Convention on International Child Abduction*.

	Child 1	Child 2
Child's Full Name		
Mother's Full Name		
Father's Full Name		
Date of Birth <i>(month/day/year)</i>		
Gender		
Child is Currently Living With <i>(Name)</i>		
Disabilities and/or Special Needs		

Check this box if there are more than 2 children. Attach an extra page to provide the details of those children.

**Part B Details of the Parties**

Applicant Information

Fill in your information below:

If you have safety concerns and do not want to provide your contact information, you may provide alternate contact information below. You must still provide the Court with your actual contact information in a sealed envelope. This envelope will not be available to the other party.

Current Last Name		Last Name at Birth:
First Name		
Middle Name(s) (if any)		
Gender		
Residential Address		
	<i>Street Address</i>	<i>City Province Postal Code</i>
Mailing Address <i>(if different from Residential Address)</i>		
	<i>Street Address or PO Box</i>	<i>City Province Postal Code</i>
Telephone Number (if any)	Home:	Cell:
Fax Number (if any)		
Email Address (if any)		
Date of Birth	Month:	Day: Year:
Occupation(s) or Job(s)		

Citizen / Immigration Status	<input type="checkbox"/> Canadian Citizen <input type="checkbox"/> Permanent Resident <input type="checkbox"/> Foreign National		
Are you a registered Indian under the <i>Indian Act</i> ?	<input type="checkbox"/> Yes <input type="checkbox"/> No	If yes, what is the name of your band?	
		Do you live on a reserve?	
Do you need an interpreter?	<input type="checkbox"/> Yes <input type="checkbox"/> No Please note that the Court is not responsible for any interpreter fees in family matters.	If yes, state the language and dialect:	
Lawyer's Name, Telephone Number, and Address (if any)			

**Respondent Information**

Fill in the Respondent's information below (to the best of your knowledge):

Current Last Name		Last Name at Birth:
First Name		
Middle Name(s) (if any)		
Gender		
Residential Address		
	<i>Street Address</i>	<i>City Province Postal Code</i>
Mailing Address (if different from Residential Address)		
	<i>Street Address or PO Box</i>	<i>City Province Postal Code</i>
Telephone Number (if any)	Home:	Cell:
Fax Number (if any)		
Email Address (if any)		
Date of Birth	Month:	Day: Year:
Occupation(s) or Job(s)		
Citizen / Immigration Status	<input type="checkbox"/> Canadian Citizen <input type="checkbox"/> Permanent Resident <input type="checkbox"/> Foreign National	
Is the Respondent a registered Indian under the <i>Indian Act</i> ?	<input type="checkbox"/> Yes <input type="checkbox"/> No	If yes, what is the name of his/her band?
		Does he/she live on a reserve?
Do you need an interpreter?	<input type="checkbox"/> Yes <input type="checkbox"/> No Please note that the Court is not responsible for any interpreter fees in family matters.	If yes, state the language and dialect:
Lawyer's Name, Telephone Number, and Address (if any)		

**Statement of Truth**

You must swear or affirm that the facts and information that you have written in this Originating Application for the Return of a Child and the attachments is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this application at the Court when you file it.

I declare the facts and information of this Originating Application for the Return of a Child are true to the best of my knowledge and belief.

SWORN TO or AFFIRMED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
*Signature of Applicant*

\_\_\_\_\_  
*Signature of Person Authorized to Administer Oaths*

**Lawyer's Signature for Fee Waiver**

I am employed by the Newfoundland and Labrador Legal Aid Commission or a Newfoundland and Labrador government department under the *Executive Council Act* and I am the lawyer of record in this matter.

\_\_\_\_\_  
*Signature of Lawyer (if any)*

\_\_\_\_\_  
*Print Name of Lawyer (if any)*

## Form F38.04B: Affidavit in Support of Originating Application for the Return of a Child (Family Law)



**In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)**

<b>FOR COURT USE ONLY</b>
COURT FILE NO: _____
CENTRAL DIVORCE REGISTRY NO: _____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador

BETWEEN: \_\_\_\_\_ APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT  
*(Print full name)*

AND: \_\_\_\_\_  NOT APPLICABLE  
*(Print full name)*  SECOND APPLICANT  
  SECOND RESPONDENT

I, \_\_\_\_\_, the  Applicant  Respondent  Other:  
*(Print your name)*

swear or affirm and say as follows:

I have personal knowledge of the matters referred to herein except where otherwise specified.

I make this application in support of my Application for the return of the following child(ren) under the *Hague Convention on International Child Abduction* (for the return of a child from outside Canada)

<b>Child's Full Name</b>	
<b>Date of Birth</b> <i>(month/day/year)</i>	

<b>Child's Full Name</b>	
<b>Date of Birth</b> <i>(month/day/year)</i>	

*At what address does the child(ren) habitually (normally) live?*

*Set out all of the available facts and information that you have relating to the whereabouts of the child(ren):*

*Set out all the available facts and information that you have regarding the identity of the person that the child(ren) is/are presumed to be with:*

Set out your reasons for making the application:

[Empty rectangular box for reasons for making the application]

Provide the details of any ongoing court proceedings, court orders, written agreements, and/or laws relating to the custody and/or access of the child(ren).

[Empty rectangular box for details of court proceedings, orders, agreements, or laws]

**Statement of Truth**

You must swear or affirm that the facts and information that you have written in this Affidavit and any attachments is the truth. You must swear or affirm and sign this Statement of Truth in front of a commissioner of oaths, notary public, justice of the peace, or lawyer. Court Registry staff are commissioners of oaths and you may sign this application at the Court when you file it.

I declare the facts and information of this Affidavit are true to the best of my knowledge and belief.

SWORN TO or AFFIRMED at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature of Person Authorized to Administer Oaths

# Form F40.04A: Certificate of Divorce (Family Law)



In the Supreme Court of  
Newfoundland and Labrador  
(General/Family)

<b>FOR COURT USE ONLY</b>	
COURT FILE NO:	_____
CENTRAL DIVORCE REGISTRY NO:	_____
Filed at _____, Newfoundland and Labrador, this _____ day of _____, 20_____.	
_____ Registry Clerk of the Supreme Court of Newfoundland and Labrador	

BETWEEN: \_\_\_\_\_ APPLICANT or CO-APPLICANT  
*(Print full name)*

AND: \_\_\_\_\_ RESPONDENT or CO-APPLICANT  
*(Print full name)*

This is to certify that the marriage of \_\_\_\_\_ and \_\_\_\_\_  
*(Print Name)* *(Print Name)*  
which was solemnized on \_\_\_\_\_ was dissolved by judgment of this Court,  
*Date: (month/day/year)*  
effective on \_\_\_\_\_  
*Date: (month/day/year)*

DATED at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
*Registrar of the Supreme Court of Newfoundland and Labrador*





**NEWFOUNDLAND AND LABRADOR  
REGULATION 10/18**

*Access to Information and Protection of Privacy Act, 2015  
Schedule B Amendment Order*  
under the  
*Access to Information and Protection of Privacy Act, 2015*  
(O.C. 2018-020)

*(Filed February 8, 2018)*

Under the authority of section 4 of the *Access to Information and Protection of Privacy Act, 2015*, the Lieutenant-Governor in Council makes the following Order.

Dated at St. John's, February 8, 2018.

Elizabeth Day  
Deputy Clerk of the Executive Council

**ORDER**

*Analysis*

1. Short title
2. SNL2015 cA-1.2 Sch. Amdt.
3. Sunset clause

Short title

**1.** This Order may be cited as the *Access to Information and Protection of Privacy Act, 2015 Schedule B Amendment Order*.

SNL2015 cA-1.2  
Sch. Amdt.

**2.** Schedule B of the *Access to Information and Protection of Privacy Act, 2015* is amended by adding the entity reference "Commission of Inquiry Respecting the Muskrat Falls Project".

Sunset clause

**3. This Order shall cease to have effect beyond the end of the next sitting of the House of Assembly.**

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### PART II

#### CONTINUING INDEX OF SUBORDINATE LEGISLATION

<b>Title of Act and Subordinate Legislation made thereunder</b>	<b>CNLR or NL Reg.</b>	<b>Amendment</b>	<b>NL Gazette Date &amp; Page No.</b>
<b>Access to Information and Protection of Privacy Act, 2015</b>			
Access to Information and Protection of Privacy Act, 2015 Schedule B Admendment Order	NLR 10/18	New Extraordinary Gazette Feb 8/18	Feb 9/18 p. 445
<b>Judicature Act</b>			
Rules of Supreme Court, 1986 (Amendment)	NLR 9/18	Rule 1.03 Amdt. Rule 4.01 Amdt. Rule 4.04 Amdt. Rule 5A.01 Amdt. Rule 5A.04 Amdt. Rule 29.01 Amdt. Rule 29.03 Amdt. Rule 53A.02 R&S Paragraph IIE Heading of Appendix to Rule 55 R&S Rule 58 Heading R&S Rule 58.01 Amdt. Rule 58.02 Amdt. Part IV Heading R&S Rule F1.01 R&S Rule F1.04 Amdt. Rule F38.02 Amdt. Forms R&S	Feb 9/18 p. 35

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