

FORM 70D.3
THE KING'S BENCH (FAMILY DIVISION)
_____ Centre

BETWEEN:

(full name)

petitioner/applicant

– and –

(full name)

respondent

CERTIFICATE OF PREREQUISITE COMPLETION

Filed by: petitioner/applicant lawyer for the petitioner/applicant
 respondent lawyer for the respondent

Name of lawyer or party filing

Address

Telephone number

Fax number

(Where the party acts in person, include the party's name and address for service, including postal code and telephone number.)

CERTIFICATE OF PREREQUISITE COMPLETION

I am the _____
(petitioner/applicant/respondent or lawyer for the petitioner/applicant/respondent)

The following issues have been settled in the family proceeding:

(Check all applicable boxes.)

Claims under the <i>Divorce Act</i> (Canada)	Claims under <i>The Family Law Act</i> or <i>The Domestic Violence and Stalking Act</i>	Claims related to property
<input type="checkbox"/> a divorce	<input type="checkbox"/> spousal/common law support	<input type="checkbox"/> accounting equalization of net family assets
<input type="checkbox"/> spousal support	<input type="checkbox"/> support for child(ren) – table amount	<input type="checkbox"/> unequal division of family assets
<input type="checkbox"/> support for child(ren) – table amount	<input type="checkbox"/> support for child(ren) – other than table amount	<input type="checkbox"/> non-shareable assets
<input type="checkbox"/> support for child(ren) – other than table amount	<input type="checkbox"/> parenting time	<input type="checkbox"/> exclusive occupation of family home
<input type="checkbox"/> parenting time	<input type="checkbox"/> decision-making responsibility	<input type="checkbox"/> sale of family home
<input type="checkbox"/> decision-making responsibility	<input type="checkbox"/> contact	<input type="checkbox"/> other (specify):
<input type="checkbox"/> contact	<input type="checkbox"/> protective relief	
<input type="checkbox"/> variation of final order	<input type="checkbox"/> declaration of parentage	
<input type="checkbox"/> other (specify):	<input type="checkbox"/> variation of final order	
	<input type="checkbox"/> set aside/vary/revoke protection order	
	<input type="checkbox"/> other (specify):	

The following issues remain unresolved in the family proceeding:

(Check all applicable boxes.)

Claims under the <i>Divorce Act</i> (Canada)	Claims under <i>The Family Law Act</i> or <i>The Domestic Violence and Stalking Act</i>	Claims related to property
<input type="checkbox"/> a divorce	<input type="checkbox"/> spousal/common law support	<input type="checkbox"/> accounting equalization of net family assets
<input type="checkbox"/> spousal support	<input type="checkbox"/> support for child(ren) – table amount	<input type="checkbox"/> unequal division of family assets
<input type="checkbox"/> support for child(ren) – table amount	<input type="checkbox"/> support for child(ren) – other than table amount	<input type="checkbox"/> non-shareable assets
<input type="checkbox"/> support for child(ren) – other than table amount	<input type="checkbox"/> parenting time	<input type="checkbox"/> exclusive occupation of family home
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<input type="checkbox"/> decision-making responsibility	<input type="checkbox"/> contact	<input type="checkbox"/> other (specify):
<input type="checkbox"/> contact	<input type="checkbox"/> protective relief	
<input type="checkbox"/> variation of final order	<input type="checkbox"/> declaration of parentage	
<input type="checkbox"/> other (specify):	<input type="checkbox"/> variation of final order	
	<input type="checkbox"/> set aside/vary/revoke protection order	
	<input type="checkbox"/> other (specify):	

PREREQUISITE COMPLETION

(Check all applicable boxes and strike out any statements that do not apply.)

GENERAL PREREQUISITES

- The pleadings are closed and no amendments to the pleadings are sought. In the case of a motion or application seeking a variation, I have filed all affidavits I intend to file.
- Affidavits of service have been filed with respect to all pleadings and other documents that are required to be served on the other party.
- I am not seeking to conduct examinations for discovery **OR** examinations for discovery have been completed or are scheduled.
- I am not seeking to conduct cross-examinations on affidavits **OR** cross-examinations on affidavits have been completed or are scheduled and notices of cross-examination have been served.
- I have filed a financial statement (Form 70D).
- The parties have met and attempted to resolve the issues in dispute **OR** a court order prohibits contact or communication between the parties.

PREREQUISITES FOR CASES INVOLVING SUPPORT CLAIMS OR VARIATION OF SUPPORT

- Proof of year-to-date income from all sources has been filed.
- Copies of Canada Revenue Agency income and deduction computer printouts or filed income tax returns for the immediately preceding three consecutive years have been filed.
- I am not seeking remission, variation or suspension of arrears **OR** if I am seeking remission, variation or suspension of arrears, copies of Canada Revenue Agency income and deduction computer printouts or filed income tax returns for each year for which remission, variation or suspension is sought have been filed.
- I have made all requests for financial information and the requested information has been received **OR** if the requested information has not been received, I have obtained an order respecting financial disclosure.
- An Affidavit of Service of pleadings on the Director of Assistance and the Director of Disability under *The Disability Support Act* has been filed (variation of child and/or spousal support cases only).
- I am not seeking a suspension of enforcement of a support order **OR** if I am seeking a suspension of enforcement of a support order, I have already requested an administrative suspension from the Maintenance Enforcement Program.

PREREQUISITES FOR CASES WITH CLAIMS-FOR PARENTING ARRANGEMENTS (parenting time/decision-making responsibility/contact)

- Proof of completion of For the Sake of the Children Parent Information Program has been filed.
- A written parenting plan has been filed.
- Mediation has not been undertaken **OR** if mediation was undertaken, the mediator's report or a letter from the mediator has been filed.
- A parenting assessment is not sought **OR** a parenting assessment has been filed **OR** a parenting assessment is underway **OR** a parenting assessment was sought and denied.

PREREQUISITES FOR CASES WITH PROPERTY CLAIMS

- A Comparative Family Property Statement (Form 70D.5) has been filed.
- I have made all requests for financial information and the requested information has been received **OR** if the requested information has not been received, I have obtained an order respecting financial disclosure.
- There is no dispute as to the date of cohabitation or separation **OR** if there is a dispute as to the date of cohabitation or separation, an order of reference has been obtained respecting those dates and the parties have received a master's recommendation on those issues.
- The partition or sale of real property is not sought **OR** if partition or sale of real property is sought, an affidavit of service of the pleadings on a mortgagee or other person with a registered interest in the property in question has been filed.

SPECIFIC DOCUMENTARY AND SERVICE REQUIREMENTS

The following documents have been filed (if applicable):

Divorce cases

- Certificate of marriage or lawyer's undertaking to file certificate of marriage

Declaration of parentage cases

- Certificate of birth or birth registration search or lawyer's undertaking to file certificate or search
- Affidavit of service of pleadings on the Director of Child & Family Services

Protection orders

- The transcript has been ordered or filed if an application to set aside or vary protection order has been made.
- Letter from Victim Services if an application to revoke protection order has been made by the applicant.

LAWYER'S CERTIFICATION

- I CERTIFY THAT THE FOREGOING REPRESENTS THE COMPLETION OF ALL PREREQUISITES IN THIS MATTER. I CERTIFY THAT I HAVE INFORMED MY CLIENT THAT HE/SHE MUST BE IN PERSONAL ATTENDANCE AT THE TRIAGE CONFERENCE AND THAT FAILURE TO ATTEND MAY RESULT IN AN ORDER BEING MADE IN HIS/HER ABSENCE EVEN IF I ATTEND ON THEIR BEHALF.

Dated

Signature of Lawyer

SELF-REPRESENTED PARTY'S CERTIFICATION

- I CERTIFY THAT THE FOREGOING REPRESENTS THE COMPLETION OF ALL PREREQUISITES IN THIS MATTER. I CERTIFY THAT I UNDERSTAND THAT I MUST BE IN PERSONAL ATTENDANCE AT THE TRIAGE CONFERENCE AND THAT FAILURE TO ATTEND MAY RESULT IN AN ORDER BEING MADE AGAINST ME WITHOUT FURTHER NOTICE TO ME.

Dated

Signature of Party