

FORM 70J

File No: FD \_\_\_\_\_

**THE QUEEN'S BENCH (FAMILY DIVISION)**

\_\_\_\_\_ **Centre**

BETWEEN:

*(full name)*

petitioner

– and –

*(full name)*

respondent

ANSWER

1. The respondent agrees to the following relief sought by the petitioner:
  
2. The respondent contests the petition as to:  
*(State issues briefly)*
  
3. The position of the respondent on these issues is:  
*(Add schedules, if necessary)*
  
4. The respondent hereby seeks an order for the following relief:  
*(Where the answer contains an application for child support, state whether the claim is for an amount of support in the applicable table, an amount for special or extraordinary expenses, or another amount under the guidelines.)*
  
5. The respondent's grounds for seeking that relief are:

6. Attached is the respondent's financial statement (Form 70D).

*(Note: The respondent does not need to attach a financial statement or an affidavit containing the documents required by section 21 of the Federal Child Support Guidelines if there is no claim by either the petitioner or the respondent to support or to a division of property.)*

*(Where the petition or the answer contains a claim for child support under the Divorce Act (Canada) and either the petitioner or the respondent lives outside Manitoba, add:)*

Attached is the respondent's affidavit containing the documents required under section 21 of the *Federal Child Support Guidelines*.

If you are served with a Demand for Financial Information in Form 70D.1, you must also provide the financial information required of you within the time set out in the Demand for Financial Information.

IF YOU FAIL TO FILE AND SERVE YOUR COMPLETED FINANCIAL INFORMATION ON TIME, YOU MAY INCUR SERIOUS PENALTIES.

7. Where partition or sale is at issue, the market value of the property is:

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8. The particulars of all orders, processes and court proceedings affecting any party to this proceeding, including any of the following:
- (a) an order or proceeding in relation to parenting arrangements, child support, spousal support or property;
  - (b) a civil protection order or a proceeding in relation to such an order;
  - (c) a child protection order, proceeding, agreement or measure;
  - (d) an order, proceeding, undertaking or recognizance in relation to any matter of a criminal nature.

*(give details of any such orders, processes, proceedings, etc. – e.g. nature of the matter, date, court, court file/incident number, status, etc.)*

9. *Where the respondent is claiming a divorce, or another order under the Divorce Act (Canada) the respondent must sign the following certification:*

Certification of respondent

I certify that I am aware of my duties and responsibilities under the *Divorce Act (Canada)*, as follows:

- (a) If I am granted parenting time or decision-making responsibility:
- (i) I will exercise it in a manner that is consistent with the best interests of the child.
- (ii) Before changing my place of residence or that of the child I must give notice in the manner required by the *Divorce Act (Canada)* to anyone who has parenting time, decision-making responsibility or contact under a contact order respecting the child\*.
- (iii) Before relocating myself or the child I must give notice at least 60 days before the expected date of the proposed relocation and in the form prescribed by the regulations under the *Divorce Act (Canada)*, to any other person who has parenting time, decision-making responsibility or contact under a contact order respecting the child of my intention\*.

*(strike out if parenting time or decision-making responsibility is not being sought)*

- (b) I will, to the best of my ability, protect any child of the marriage from conflict arising from this proceeding.

*(strike out if there are no children of the marriage)*

- (c) I will, to the extent that is appropriate to do so, try to resolve this matter with the other party through a family dispute resolution process.
- (d) I will provide all complete, accurate and up-to-date information that is required by the *Divorce Act (Canada)*.
- (e) I will comply with any order made under the *Divorce Act (Canada)*.

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- \*Any move — including a local move — is a change of residence.
  - A "relocation" is a move — either by a child or a person with parenting time or decision-making responsibility — that could have a significant impact on the child's relationship with a person with or applying for parenting time or decision-making responsibility or a person who has contact under a contact order.
  - A person with parenting time or decision-making responsibility must give notice before any proposed move to any person with parenting time, decision-making responsibility or contact of a change of their residence or that of the child.
  - Notice of a relocation must be given at least 60 days in advance.
  - A person with contact who proposes any change of residence, must give notice to any person with parenting time, decision-making responsibility or contact. If the proposed change of residence is likely to have a significant impact on the relationship with the child, the notice must be given at least 60 days in advance.
  - **The specific details of the notice requirements are set out in the *Divorce Act, Canada (s. 16.7 to 16.96)* and the required notice forms and descriptions of how to give notice are set out in the [Notice of Relocation Regulations](#) under the *Divorce Act, Canada*. See Justice Canada web site: [www.laws-lois.justice.gc.ca](http://www.laws-lois.justice.gc.ca)**

10. Declaration of respondent:

I have read and understand this answer. Those statements contained in this answer of which I have personal knowledge are true, and those of which I do not have personal knowledge, I believe to be true.

\_\_\_\_\_  
(date)

\_\_\_\_\_  
(signature of respondent)

The respondent's address for service is:

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

*Where the respondent claims a divorce in the answer, this form shall be titled "ANSWER AND PETITION FOR DIVORCE" and the following statement shall be included in the document:*

Statement of Lawyer:

I, \_\_\_\_\_, the lawyer for \_\_\_\_\_, the respondent, certify to this court that I have complied with the requirements of subsections 7.7(1) and 7.7(2) of the *Divorce Act* (Canada).

Dated at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
(Signature of lawyer or party filing)

\_\_\_\_\_  
(Name of lawyer or party filing)

\_\_\_\_\_  
(Firm name)

\_\_\_\_\_  
(Address)

\_\_\_\_\_  
(Phone)

\_\_\_\_\_  
(Fax)

\_\_\_\_\_  
(E-mail address)