

**FORM F3
(RULE 4-1 (1))**

Court File No: _____

Court Registry: _____

In the Supreme Court of British Columbia

Claimant:

Respondent:

NOTICE OF FAMILY CLAIM

This family law case has been started by the claimant(s) for the relief set out in section 4 below.

If you intend to respond to this family law case, you or your lawyer must

- (a) file a response to family claim in Form F4 in the above-named registry of this court within 30 days after the date on which this copy of the filed notice of family claim was served on you, and
- (b) serve a copy of the filed response to family claim on the claimant.

If you intend to make a counterclaim, you or your lawyer must

- (a) file a response to family claim in Form F4 and a counterclaim in Form F5 in the above-named registry of this court within 30 days after the date on which this copy of the filed notice of family claim was served on you, and
- (b) serve a copy of the filed response to family claim and counterclaim on the claimant and on any new parties named in the counterclaim.

Orders, including orders granting the relief claimed, may be made against you if you fail to file the response to family claim within the 30 day period referred to above.

1 Information about the parties

The claimant,	, is
The respondent,	, is

2 Spousal relationship history

The claimant, _____, and the respondent,

began to live together in a marriage-like relationship on _____

were married on _____

separated on _____

were divorced from each other by order made on _____

3 Prior court proceedings and agreements

There is no prior agreement, court order or court proceeding relating to any of the claims made in this notice of family claim

[OR]

One or more of the following relates to claims made in this notice of family claim:

a written agreement dated _____

a court order dated _____

a prior court proceeding: Court File Number: _____
Court Registry: _____

4 The Claimant's Claims

- An order for divorce – [complete and attach Schedule 1]
- An order respecting child(ren) – [complete and attach Schedule 2]
- An order for spousal support – [complete and attach Schedule 3]
- An order relating to family property and family debt – [complete and attach Schedule 4]
- Another order – [complete and attach Schedule 5]
- An order for costs

5 Place of trial will be:

6 The address of the registry is

7 The Claimant's address for service is

Address for service:

Fax (optional):

E-mail (optional):

Date:

Signature of

Claimant

Lawyer for claimant

If in this family law case a claim is made under the Family Law Act and the claimant is represented by a lawyer, the lawyer must complete the following certificate.

LAWYER'S CERTIFICATE (FAMILY LAW ACT, s. 8(2))

I, _____, lawyer for _____
[name of party]

certify that, in accordance with section 8 (2) of the *Family Law Act*, I have

- (a) discussed with the party the advisability of using various types of family dispute resolution to resolve the matter, and
- (b) informed the party of the facilities and other resources, known to me, that may be available to assist in resolving the dispute.

Date:

Signature of lawyer



THE COMPLETED FORM IS TO BE SENT BY THE COURT WITHIN 7 DAYS OF THE DATE ON WHICH THE APPLICATION FOR DIVORCE IS FILED TO THE CENTRAL REGISTRY OF DIVORCE PROCEEDINGS, 284 WELLINGTON ST., OTTAWA, ONTARIO, K1A 0H8

LE FORMULAIRE REMPLI DOIT ÊTRE TRANSMIS PAR LE TRIBUNAL DANS LES 7 JOURS SUIVANT LE DÉPÔT DE LA DEMANDE DE DIVORCE AU BUREAU D'ENREGISTREMENT DES ACTIONS EN DIVORCE, 284 RUE WELLINGTON, OTTAWA (ONTARIO), K1A 0H8

For Court Use Only / Réserve au tribunal

Location where application for divorce is filed/transferred to
Tribunal où la demande de divorce est déposée/transférée

Court Number
Numéro du tribunal

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Divorce Registry Number
Numéro d'enregistrement

--	--	--	--	--	--	--	--	--	--

Divorce Proceedings transferred from:
Action en divorce transférée de :

--	--	--	--	--

--	--	--	--	--	--	--	--	--	--

THE PRESCRIBED FEES ARE:
LES DROITS PRÉVUS SONT :

- Attached / Annexés
 Invoiced Quarterly / Facturés par trimestre
 Exempt / Non applicables
 Exempt-Application transferred / Non applicables-Demande transférée

1. PROVINCE / TERRITORY AND DATE APPLICATION FOR DIVORCE IS FILED/TRANSFERRED TO
PROVINCE / TERRITOIRE ET DATE DE DÉPÔT / TRANSFERT DE LA DEMANDE DE DIVORCE

2. DATE OF MARRIAGE
DATE DU MARIAGE

Year Année	Month Mois	Day Jour

Year Année	Month Mois	Day Jour

3. Applicant / Demandeur Male / Homme Female / Femme
 Joint Applicant / Demandeur conjoint

- Respondent / Défendeur Male / Homme Female / Femme
 Joint Applicant / Demandeur conjoint

4. Surname (at birth) / Nom (à la naissance) _____

Surname (at birth) / Nom (à la naissance) _____

5. Given name(s) / Prénom(s) _____

Given name(s) / Prénom(s) _____

6. Other given name(s) / Autre(s) prénom(s) _____

Other given name(s) / Autre(s) prénom(s) _____

7. Date of birth / Date de naissance

Year Année	Month Mois	Day Jour

Date of birth / Date de naissance

Year Année	Month Mois	Day Jour

SIGNATURE OF COURT OFFICIAL
SIGNATURE DU FONCTIONNAIRE DU TRIBUNAL _____

DATE SIGNED (YYYY-MM-DD)
DATE DE LA SIGNATURE (AAAA-MM-JJ) _____

The information provided in this document is collected for the Central Registry of Divorce Proceedings under the authority of the *Central Registry of Divorce Proceedings Regulations* for the purpose of informing the Court Registrar of the various court offices of the existence of pending duplicate divorce applications in order to settle jurisdictional issues pursuant to section 3 of the *Divorce Act*. All personal information provided in this document is stored in the personal information bank (JUS PPU 005) and is protected, used and disclosed in accordance with the *Privacy Act*.

Les renseignements fournis dans le présent document sont recueillis pour les fins du Bureau d'enregistrement des actions en divorce, en vertu du *Règlement sur le Bureau d'enregistrement des actions en divorce*, et serviront à informer le greffier des divers tribunaux de l'existence des demandes de divorce en double, afin de résoudre les questions de compétence aux termes de l'article 3 de la *Loi sur le divorce*. Tous les renseignements personnels fournis dans la présente demande sont conservés dans la banque de renseignements personnels (JUS PPU 005) et sont protégés, utilisés et divulgués conformément à la *Loi sur la protection des renseignements personnels*.

Reset/Réinitialisation



Instructional Copy of Form F38 (Rule 10-10(2))

Use this instructional copy to complete the attached form. Do not submit instructional copy.

No: _____

Registry Location: _____

This is the _____ affidavit
(number)

of _____
(name)

in this case and was made on _____
(dd/mmm/yyyy)

INSTRUCTIONAL COPY
DO NOT SUBMIT THIS FORM

In the Supreme Court of British Columbia

(party role) (name)

(party role) (name)

Affidavit - Desk Order Divorce

[Rule 21-1 of the Supreme Court Family Rule applies to all forms]

[Complete the form in accordance with the instructions found in the bracketed italicized wording]

_____, _____ of
(I, We) (name)

(address)

(occupation) SWEAR (OR AFFIRM) THAT:

1. _____ the _____.
(I am)/(We are) (Claimant) / (Respondent)/Claimant 1) /
(Claimant 2) / (Claimant 1 & Claimant 2)

2. There is no possibility of reconciliation between my spouse and me.

3. I believe that the facts set out in the _____ are true.
(notice of family claim)/
(response to family and counterclaim)

4. [Select whichever 1 of the 2 following provisions is correct, provide any required information]

- i. The certificate of marriage or certified copy of the registration of marriage filed in this family law case fully and correctly describes the true particulars of marriage.
- ii. It is impossible to obtain a certificate of marriage or a certified copy of the registration of marriage and instead, in accordance with section 52 (1)(a) of the Evidence Act, I refer to the affidavit of _____,
(name)
a person who was present at the marriage ceremony, which affidavit is filed in this family law case.

5. [Select whichever 1 of the 4 following provisions is correct, provide any required information]

- i. I was living separate and apart from my spouse at the start of this family law case and I have lived separate and apart from my spouse.
- _____ except:
(dd/mmm/yyyy)
[provide dates of any periods of attempted reconciliation]
- ii. My spouse has admitted to me that _____ committed
(he/she)
the acts of adultery alleged in schedule 1 of the _____ and
(notice of family claim) / (counterclaim)
- (a) as corroboration I refer to:
- the affidavit(s) of _____ [OR]
(name[s])
- the transcript of the examination for discovery of _____
(name[s])
- marked as Exhibit "A" to this affidavit.
- (b) I have not condoned the conduct of my spouse that is alleged as the grounds for divorce in that I have not forgiven my spouse for that conduct, nor have I encouraged or acquiesced in that conduct.

5. iii.

<input type="checkbox"/>	I have no personal knowledge of the acts of adultery alleged in Schedule 1 of the _____ and _____ <i>(notice of family claim) / (counterclaim)</i>
(a) as corroboration I refer to:	
<input type="checkbox"/>	the affidavit(s) of _____ [OR] <i>(name[s])</i>
<input type="checkbox"/>	the transcript of the examination for discovery of _____ <i>(name[s])</i>
marked as Exhibit "A" to this affidavit.	
(b) I have not condoned the conduct of my spouse that is alleged as the grounds for divorce in that I have not forgiven my spouse for that conduct, nor have I encouraged or acquiesced in that conduct.	

iv.

<input type="checkbox"/>	My spouse has treated me with physical or mental cruelty since the date of the marriage as follows:
<div style="border: 1px solid black; height: 40px; width: 100%;"></div>	

6. I am neither directly nor indirectly a party to an agreement or conspiracy for the purpose of subverting the administration of justice, or to any agreement, understanding or arrangement to fabricate or suppress evidence or to deceive the court.

7. [Select whichever 1 of the 2 following provisions is correct, provide any required information]

i.

<input type="checkbox"/>	There are no children of the marriage as defined by the <i>Divorce Act (Canada)</i> .
--------------------------	---

INSTRUCTIONAL COPY
DO NOT SUBMIT THIS FORM

ii.

	There are children of the marriage as defined by the <i>Divorce Act (Canada)</i>		
	(a) those children are		
	<i>[provide the full name, age and birth date of each child of the marriage]</i>		
	Name	Age	Birthdate <i>(dd/mmm/yyyy)</i>
	_____	_____	_____
	_____	_____	_____
	_____	_____	_____
	(b) I / We have sworn a child support affidavit in Form 37.		
	(c) The following arrangements for parenting have been made:		

8. *[Select and complete the following provision if you are seeking a change of name for yourself. If you are not seeking a change of name for yourself, remove this provision so that it does not appear in the form when the form is filed]*

This application for a name Pursuant to section 5 of the Name Act, I am seeking to change my name from

_____ to _____

This application for a name change relates only to myself.

INSTRUCTIONAL COPY
DO NOT SUBMIT THIS FORM

9 [Select and complete the following provision if you are seeking a change of name for one or more minor children. If you are not seeking a change of name for one or more minor children, remove this provision so that it does not appear in the form when the form is filed. Renumber this provision as section 8 if you are seeking a change of name for one or more minor children and have not included a section 8 immediately before this provision.]

Pursuant to section 5 of the Name Act, I am seeking to change the name(s) of the minor children of the marriage as follows, and a copy of the consent(s) to the change(s) of name referred to in this section of
 who is/are

_____ [names] _____ [relationship to child(ren)]

is/are attached to this affidavit and marked as Exhibit(s) _____
 [A,B,C,D, as the case may be]

[complete the following for each minor child of the marriage for whom a name change is sought]

from _____
 to: _____

from _____
 to: _____

from _____
 to: _____

SWORN (OR AFFIRMED) BEFORE ME)

at _____ ,)
 British Columbia)

on _____)
 (dd/mmm/yyyy))

signature)
 _____)

signature of deponent

A commissioner for taking affidavits for)
 British Columbia)

_____)
 (print name or affix a stamp of commissioner))

Form F38 (Rule 10-10(2))

No: _____

Registry Location: _____

This is the _____ affidavit

of _____

in this case and was made on _____

In the Supreme Court of British Columbia

Affidavit - Desk Order Divorce

_____, _____ of

_____, _____ SWEAR (OR AFFIRM) THAT:

1. _____ the _____ .

2. There is no possibility of reconciliation between my spouse and me.

3.

4.

5.

6. I am neither directly nor indirectly a party to an agreement or conspiracy for the purpose of subverting the administration of justice, or to any agreement, understanding or arrangement to fabricate or suppress evidence or to deceive the court.

7.

8.

SWORN (OR AFFIRMED) BEFORE ME)
)
 at _____ ,)
 _____)
 on _____)
 _____)
 _____)
 A commissioner for taking affidavits for)
 _____)
 _____)

 signature of deponent

**Form F37
(Rule 10-10(2))**

In the Supreme Court of British Columbia

1.

Claimant	<input type="text"/>
	<i>(name)</i>
Respondent	<input type="text"/>
	<i>(name)</i>

2. I am the / We are

Claimant

3. How many children are there?

0

4. Select one of the following provisions:
The *[Notice of Family Claim / Counterclaim / Notice of Joint Family Claim]*

<input type="text"/>

5. Select one or more of the following options:

- (a) Claimant's annual income as determined under sections 15 to 20 of the Guidelines
- (b) Respondent's annual income as determined under sections 15 to 20 of the Guidelines
- (c) the Claimant and the Respondent have entered into an agreement as to income pursuant to section 15(2) of the Guidelines, a copy of which agreement is attached
- (d) This section is omitted as inapplicable

6. Select one or both of the following two provisions:

- The monthly amount in Schedule 1 of the Guidelines is *[amount]*, payable by *[role]*
- I have completed and attached to this affidavit one or more Child Support Fact Sheets

7. Select one of the following 5 provisions:

- The proposed order sets out that *[amount]* is the amount of child support payable by the *[Claimant/Respondent]* which amount accords with the child support Guidelines.
- The proposed order by consent, pursuant to section 15.1(7) of the *Divorce Act* (Canada) or section 150(2) of the *Family Law Act*, sets out that *[amount]* of child support payable by the *[Claimant/Respondent]*, which amount is different than the amount required by the Guidelines.
- The proposed order sets out that *[amount]* is the amount of child support payable by the *[Claimant/Respondent]* which amount is different than the amount required by the Guidelines, but the following special provisions, within the meaning of section 15.1(5) of the *Divorce Act*, have been made: *[provisions]*.
- The proposed order sets out that *[amount]* is the amount of child support payable by the *[Claimant/Respondent]* in accordance with the agreement referred to in section 4 (c) of this affidavit.
- The proposed order does not include child support but the following arrangements have been made for the support of the child: *[arrangements]*.

8. Select one of the following provisions:

The expenses under section 7 of the guidelines are not included

9. Select one or more of the following:

- a.) Medical coverage is available for the children under the Claimant's medical insurance plan.
- b.) Medical coverage is available for the children under the Respondent's medical insurance plan.
- c.) Medical coverage is not available for the children under either of the party's medical insurance plans.

10. Select one of the following provisions:

There is no order of any court in force dealing with support of the children.

11. Select one of the following provisions:

There is no agreement dealing with support of the children.

12. Select one of the following options:

There is NO amount of arrears for child support.

Generate Form

**FORM F35
(RULE 10-10 (2))**

No. _____

In the Supreme Court of British Columbia

Claimant: _____

Respondent: _____

REQUISITION

Filed by: _____

Required: final order, without a hearing, in the form attached

FILED WITH THIS REQUISITION ARE:

- draft of the order sought;
- proof that the case is an undefended family law case;
- certificate of the registrar in Form F36;
- filing fee.

- proof of service of the notice of family claim or counterclaim, as the case may be.

- Child Support Affidavit in Form F37.

- affidavit in Form F38.

Date: _____

Signature of

- party lawyer for

**FORM F36
(RULES 10-10 (2) AND 14-5 (5))**

No. _____

In the Supreme Court of British Columbia

Claimant

Respondent(s)

CERTIFICATE OF PLEADINGS

I CERTIFY the pleadings and proceedings in this family law case are in order.

Date:

Registrar

**Form F52
(Rule 15-1(1))**

In the Supreme Court of British Columbia

1.

Claimant

(name)

Respondent

(name)

2. Select one of the following options:

BEFORE

3. This family law case coming on

4. Does this order include an Order for Divorce?

5. Does this order include terms for other Orders?

6. How many order terms are there?

7. How many party / lawyer signatures are there?

**FORM F95
(RULE 22-3 (3))**

No. _____

FAX COVER SHEET

**This form must be used when transmitting documents to the court registry by fax for filing.
This form is not to be emailed.**

The ability to transmit documents by fax to a court registry for filing is subject to the limitations set out in the Supreme Court Family Rules and Practice Directives. Additional information on this filing service is available on the Court Services Branch website at <https://www2.gov.bc.ca/gov/content/justice/courthouse-services/documents-forms-records/court-forms/sup-family-forms>.

It is the responsibility of the person transmitting a document by fax to ensure that the document is filed in the court registry within the required filing time. The registry takes no responsibility for difficulty experienced when transmitting a document by fax to the registry. The registry cannot guarantee that any document will be filed on the day it is received by fax in the registry.

Documents transmitted to the court registry by fax will be processed in the order they are received. Confirmation of acceptance or refusal will be forwarded as soon as possible to you at the return fax number set out below or by mail if indicated.

To:

Fax numbers for transmitting documents to court registries are available through the Court Services Branch website at <https://www2.gov.bc.ca/gov/content/justice/courthouse-services/documents-forms-records/court-forms/sup-family-forms> or through Enquiry BC at 1-800-663-7867

From:

Confirmation of acceptance or refusal of this filing will be sent as follows:

by fax to _____ ; or

by mail to the address provided above.

Attached:

file number or name (style of proceeding)
e.g. - 013654 or "Steward vs. Parakeet"

Comments:

Type of document: (eg. notice of application, notice of civil claim, response to civil claim)	No. of pages in document	Statutory fee amount
total no. of pages in submission (maximum 30 including the cover sheet)		Fee total
	plus confirmation fee	\$10.00
	total statutory fees due	
Registry use only - imprint		

Court Services Branch may use your contact information for the purposes of conducting an evaluation of the fax service.

Payment Information:

I authorize you to bill my credit card or BC Online Account the total of the statutory fee for filing and the confirmation fee. I include the payment information for that purpose. *(Note: BC Online is available only in the Prince George Court Registry)*

card type (Visa/ or _____
MasterCard/AMEX): BC OnLine account number

_____ or _____
print name as it appears on credit card print name of BC OnLine account

_____ or _____
authorizing signature (Credit Card) authorizing signature (BC OnLine account)

credit card account number expiry date on credit card

Please note: The credit card information provided on this form will not be retained. Upon authorization of the payment request, all credit card information will be destroyed.