

## CHAPTER IV PRESERVATION OF REGISTER AND NOTICES

**19.** For archival purposes, the Minister preserves the notices of sale and other related notices for 3 years from the date of publication of the notice of completed sale or the notice of total non-sale.

**20.** The Minister keeps at least 1 computerized copy of the register in another safe place.

## CHAPTER V MISCELLANEOUS AND FINAL

**21.** A notice approved by means of the application software has the same value as if it was signed by the person sending it.

**22.** The Minister may remove from the register any information he or she deems inappropriate, useless or irrelevant.

**23.** The tariff of fees relating to the register is provided in the Schedule to this Regulation.

The fees payable must be paid before the required service is rendered.

**24.** This Regulation comes into force on (*insert the date of coming into force of article 748 of the Code of Civil Procedure (chapter C-25.01)*).

## SCHEDULE (s. 23)

**1.** Fees of \$90 are payable for the publication of a notice of sale of movable property.

**2.** Fees of \$750 are payable for the publication of a notice of sale of immovable property.

**3.** No fees are payable for the following services:

(a) the publication of a notice related to a notice of sale or a notice of completed sale previously published;

(b) consultation of the register.

However, fees of \$200 per application are payable for the issue of a statistical report.

**4.** The fees prescribed by this tariff are adjusted in accordance with section 83.3 of the Financial Administration Act (chapter A-6.001). However, the fees are not adjusted when they have been set or increased in the previous year otherwise than under that section.

The result of the adjustment is reduced to the nearest dollar where it contains a fraction of a dollar less than \$0.50; it is increased to the nearest dollar where it contains a fraction of a dollar equal to or greater than \$0.50. The application of this rounding rule may not operate to decrease the fees below their pre-adjustment level.

If an adjusted amount cannot be rounded up to the nearest dollar, the annual adjustments are deferred and accumulated until the fees payable include a dollar fraction that is equal to or greater than \$0.50.

The Minister publishes the results of the adjustment in the *Gazette officielle du Québec*.

102306

## Draft Regulation

An Act to establish the new Code of Civil Procedure (2014, chapter 1)

### Statement by parties required for an application relating to a support obligation

Notice is hereby given, in accordance with sections 10 and 11 of the Regulations Act (chapter R-18.1), that the Regulation respecting the statement by parties required for an application relating to a support obligation, appearing below, may be made by the Minister of Justice on the expiry of 45 days following this publication.

The draft Regulation reflects the amendments made in matters of civil procedure by the Act to establish the new Code of Civil Procedure (2014, chapter 1) assented to on 21 February 2014. It prescribes the information that must be contained in the statement required under article 444 of the Act, which must be filed with the court office by each party so that a ruling may be made on support obligation.

The draft Regulation essentially repeats the information contained in the current statement provided for in the Regulation respecting the statement by parties in respect of applications relating to an obligation of support (chapter C-25, r. 5), which it replaces. The changes made by the draft Regulation clarify the information that the statement must contain and remove the obligation for parties to be sworn in respect of the information given.

Study of the file has shown no significant impact on the citizens or on enterprises, including small and medium-sized businesses.

Further information on the draft Regulation may be obtained by contacting Annie Gauthier, Direction des orientations et politiques, Ministère de la Justice, 1200, route de l'Église, 9e étage, Québec (Québec) G1V 4M1; telephone: 418 646-5580, extension 20172; fax: 418 646-4894; email: annie.gauthier@justice.gouv.qc.ca

Any person wishing to comment on the draft Regulation is requested to submit written comments within the 45-day period to the Minister of Justice, 1200, route de l'Église, 9e étage, Québec (Québec) G1V 4M1.

STÉPHANIE VALLÉE,  
*Minister of Justice*

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### **Regulation respecting the statement by parties for an application relating to a support obligation**

An Act to establish the new Code of Civil Procedure (2014, chapter 1, art. 443, 2<sup>nd</sup> par., and art. 444)

- 1.** The information that must be contained in the statement by parties required under article 444 of the Act to establish the new Code of Civil Procedure (2014, chapter 1) is the information prescribed by Schedule I.
- 2.** This Regulation replaces the Regulation respecting the statement by parties in respect of applications relating to an obligation of support (chapter C-25, r. 5).
- 3.** This Regulation comes into force on the date of coming into force of the second paragraph of article 443 and article 444 of the Act to establish the new Code of Civil Procedure (2014, chapter 1) or, if those articles come into force on different dates, on the latest of those dates.

CANADA  
Province of Québec  
District of  
File No.

SCHEDULE I (s. 1)  
**STATEMENT REQUIRED UNDER ARTICLE 444  
OF THE ACT TO ESTABLISH THE NEW CODE OF CIVIL PROCEDURE  
(ART. 433, 2<sup>ND</sup> PAR.)**

Please complete in block letters

**IDENTITY OF THE DEPONENT:**

Applicant  Defendant

1 Surname(s) \_\_\_\_\_ Given name(s) \_\_\_\_\_

2 Surname at birth \_\_\_\_\_

3 Sex  M  F      4 Language  French  English

5 Residential address \_\_\_\_\_  
 Postal Code |\_|\_|\_|\_|\_|\_|\_| Province \_\_\_\_\_ Country \_\_\_\_\_  
 Telephone at home \_\_\_\_\_ At work \_\_\_\_\_  
 Postal address (if different) \_\_\_\_\_  
 Postal Code |\_|\_|\_|\_|\_|\_|\_| Province \_\_\_\_\_ Country \_\_\_\_\_

6 Date of birth |\_|\_|\_|\_|\_|\_|\_| Social insurance number |\_|\_|\_|\_|\_|\_|\_|  
Y Y Y Y M M D D

**INFORMATION ON EMPLOYMENT AND INCOME**

7  Employee  Self-employed worker  
 Name and address of employer \_\_\_\_\_  
 Postal Code |\_|\_|\_|\_|\_|\_|\_| Province \_\_\_\_\_ Country \_\_\_\_\_  
 Remuneration \_\_\_\_\_ Language of communication  French  English

8  The deponent is unemployed

9  The deponent receives income security benefits File No. (CP 12) \_\_\_\_\_

10 Other income (Indicate the source and amount of each) \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**OTHER INFORMATION**

11 The name at birth of the deponent's mother \_\_\_\_\_

12 Other name(s) used by the deponent \_\_\_\_\_

13 Indicate the nature and date of the application to which this statement is attached  
 \_\_\_\_\_

14 If this statement accompanies an application for revision of support, indicate the date of the judgment awarding support  
 |\_|\_|\_|\_|\_|\_|\_| and the file No., if different \_\_\_\_\_  
Y Y Y Y M M D D

**INFORMATION (IF IT IS KNOWN) CONCERNING THE OTHER PARTY**

15 Residential address \_\_\_\_\_

16 Telephone at home \_\_\_\_\_ At work \_\_\_\_\_

17 Date of birth |\_|\_|\_|\_|\_|\_|\_| Social insurance number |\_|\_|\_|\_|\_|\_|\_|  
Y Y Y Y M M D D

**STATEMENT**

I declare that the information concerning myself is true and complete and I have signed  
 at \_\_\_\_\_ on this \_\_\_\_\_ day of \_\_\_\_\_  
 \_\_\_\_\_  
 Signature of the deponent

(2015-09)