

# ***The Family Maintenance Regulations***

*Repealed*

by chapter F-6.2 Reg 1 (effective March 1, 1998).

*Formerly*

Chapter F-6.1 Reg 2 (effective May 1, 1997).

## **NOTE:**

This consolidation is not official. Amendments have been incorporated for convenience of reference and the original statutes and regulations should be consulted for all purposes of interpretation and application of the law. In order to preserve the integrity of the original statutes and regulations, errors that may have appeared are reproduced in this consolidation.

## Table of Contents

1	Title	13	Witness expenses
2	Interpretation	14	Proceedings
3	Guidelines adopted	15	Telephone evidence
4	Forms	16	Hearing and determination of cause
5	Preparation of Notice to Appear	17	Proof of service
6	Time limits for service	18	Deemed date of service
7	Raising of issues	19	Deemed service
8	Answer or Counterclaim	20	Form of Order
9	Transfer of application to court	21	Variation applications
10	Financial Statements	22	R.R.S. c.F-6.1 Reg 1 repealed
11	Subpoenas		
12	Service of Subpoena		<b>Appendix</b>

## **CHAPTER F-6.1 Reg 2**

### *The Family Maintenance Act*

#### **Title**

- 1** These regulations may be cited as *The Family Maintenance Regulations*.

#### **Interpretation**

- 2** In these regulations:

- (a) “**Act**” means *The Family Maintenance Act*;
- (b) “**Child Support Guidelines**” means the *Federal Child Support Guidelines* established pursuant to section 26.1 of the *Divorce Act* (Canada);
- (c) “**clerk**” means a clerk of the Provincial Court appointed pursuant to *The Court Officials Act, 1984*;
- (d) “**court**” means the Provincial Court of Saskatchewan established pursuant to *The Provincial Court Act*;
- (e) “**Form**” means the appropriate form prescribed in the Appendix;
- (f) “**judge**” means a judge appointed pursuant to *The Provincial Court Act*;
- (g) “**table**” means the applicable table, within the meaning of the *Child Support Guidelines*, set out in Schedule I to the *Child Support Guidelines*.

9 May 97 cF-6.1 Reg 2 s2.

#### **Guidelines adopted**

- 3(1)** The *Child Support Guidelines*, as amended from time to time, are adopted for the purposes of maintenance orders pursuant to section 3 or 3.1 of the Act.
- (2)** In applying the *Child Support Guidelines* for the purposes of the Act and these regulations, a reference to spouse in the *Child Support Guidelines* is to be read as a reference to parent as defined in section 2 or 3.1 of the Act, as the case may require.

9 May 97 cF-6.1 Reg 2 s3.

#### **Forms**

- 4** For the purposes of the Act and these regulations:

- (a) Form A is prescribed as the Notice of Application;
- (b) Form B is prescribed as the Notice to Appear;
- (c) Form C is prescribed as the Answer/Counterclaim;
- (d) Form D is prescribed as the Financial Statement;
- (e) Form E is prescribed as the Waiver of Financial Statements;
- (f) Form F is prescribed as the Affidavit of Personal Service;

**F-6.1 REG 2****FAMILY MAINTENANCE**

- (g) Form G is prescribed as the Certificate of Service;
- (h) Form H is prescribed as the Affidavit of Service by Registered or Certified Mail;
- (i) Form I is prescribed as the Affidavit of Service by Fax;
- (j) Form J is prescribed as the Subpoena;
- (k) Form K is prescribed as the Notice of Application for Variation;
- (l) Form L is prescribed as the Order.

9 May 97 cF-6.1 Reg 2 s4.

**Preparation of Notice to Appear**

- 5(1) A claimant may apply to a clerk for a Notice to Appear by filing a Notice of Application, as prescribed in Form A.
- (2) On receipt of a Notice of Application, the clerk shall issue a Notice to Appear, as prescribed in Form B, returnable at the time and place requested by the claimant.

9 May 97 cF-6.1 Reg 2 s5.

**Time limits for service**

- 6(1) A Notice to Appear shall be served at least seven days before the date of the hearing indicated on the Notice to Appear.
- (2) At least three days before the date of the hearing indicated on the Notice to Appear, the claimant shall file with the court proof of service of the Notice to Appear and Financial Statement on the respondent.

9 May 97 cF-6.1 Reg 2 s6.

**Raising of issues**

- 7 Unless the court determines otherwise, a Notice of Application shall have the effect of raising all issues concerning or in any way relating to the matters for which relief is requested in the Notice of Application, whether or not those issues are specifically mentioned in the Notice of Application.

9 May 97 cF-6.1 Reg 2 s7.

**Answer or Counterclaim**

- 8(1) A respondent may serve on the claimant an Answer/Counterclaim, as prescribed in Form C, if the respondent:
  - (a) has been served with a Notice to Appear; and
  - (b) wishes to dispute the claims described in the Notice to Appear or claims any relief against the claimant, other than dismissal of the application with or without costs.
- (2) A respondent who serves an Answer/Counterclaim on the claimant shall file with the court a copy of the Answer/Counterclaim together with proof of service of the Answer/Counterclaim on the claimant.

(3) On the date of the hearing indicated on the Notice to Appear, the judge may fix a date by which an Answer/Counterclaim must be served on the claimant and filed with the court.

9 May 97 cF-6.1 Reg 2 s8.

**Transfer of application to court**

**9** Where an application pursuant to the Act is transferred from the Court of Queen's Bench to the Provincial Court of Saskatchewan:

- (a) the Petition filed in the transferring court is deemed to be the Notice of Application;
- (b) any Answer or Answer and Counter-Petition filed in the transferring court is deemed to be the Answer/Counterclaim;
- (c) the Financial Statement or Waiver of Financial Statements filed in the transferring court is deemed to be the Financial Statement or Waiver of Financial Statements; and
- (d) either the claimant or the respondent may apply to the court to have a Notice to Appear issued for service on the other party.

9 May 97 cF-6.1 Reg 2 s9.

**Financial Statements**

**10(1)** In this section, "**Financial Statement**" means the Financial Statement, as prescribed in Form D.

(2) Where a claimant claims maintenance pursuant to section 3 or 3.1 of the Act and is required by the *Child Support Guidelines* to provide income information to the court, the clerk shall not accept a Notice of Application for filing unless the Notice of Application is accompanied by Part I of the Financial Statement.

(3) Where a claimant claims maintenance pursuant to section 4 or clause 7(1)(f) of the Act, the clerk shall not accept a Notice of Application for filing unless the Notice of Application is accompanied by the Financial Statement.

(4) Whether or not a respondent intends to defend a claim pursuant to section 3 or 3.1 of the Act, the respondent shall serve on the claimant and file with the court Part I of the Financial Statement where the respondent is required by the *Child Support Guidelines* to provide income information to the court.

(5) Whether or not a respondent intends to defend a claim pursuant to section 4 or clause 7(1)(f) of the Act, the respondent shall serve on the claimant and file with the court the Financial Statement.

(6) The clerk shall not accept an Answer/Counterclaim to a claim pursuant to section 3 or 3.1 of the Act for filing unless it is accompanied by:

- (a) Part I of the Financial Statement prepared by the respondent; and
- (b) proof of service of the Answer/Counterclaim and Financial Statement on the claimant.

**F-6.1 REG 2****FAMILY MAINTENANCE**

(7) The clerk shall not accept an Answer/Counterclaim to a claim pursuant to section 4 or clause 7(1)(f) of the Act for filing unless it is accompanied by:

- (a) the Financial Statement prepared by the respondent; and
- (b) proof of service of the Answer/Counterclaim and Financial Statement on the claimant.

(8) Notwithstanding subsections (3), (5) and (7), a Financial Statement is not required to be served on the opposite party or filed with the court where a Waiver of Financial Statements, as prescribed in Form E, has been filed with the court.

(9) A claimant or respondent to a claim pursuant to section 3 or 3.1 of the Act shall serve on the other party and file with the court Parts II and III of the Financial Statement where:

- (a) the *Child Support Guidelines* require the court to consider all or any of the following:
  - (i) the financial ability of the parents to pay maintenance;
  - (ii) the means of the parents;
  - (iii) the conditions, means, needs and other circumstances of the parents;
  - (iv) the standards of living of the parents; or
- (b) the court directs that they be filed.

9 May 97 cF-6.1 Reg 2 s10.

**Subpoenas**

**11(1)** A judge or clerk may issue to a witness, including the claimant or respondent, a Subpoena, as prescribed in Form J.

(2) A Subpoena is to be served only in Saskatchewan.

(3) A person who is subpoenaed and is paid or offered the fee prescribed in section 13 shall attend at the time and place indicated in the Subpoena.

(4) A Subpoena issued pursuant to subsection (1) has the same force and effect as a Subpoena issued out of the Court of Queen's Bench, and any witness who does not attend in obedience to a Subpoena is liable in the same manner as if he or she disobeyed a Subpoena issued out of that court.

9 May 97 cF-6.1 Reg 2 s11.

**Service of Subpoena**

**12** A Subpoena may be served in accordance with section 22 of the Act by delivering a copy of the Subpoena, together with the fee prescribed in section 13, to the person named in the Subpoena.

9 May 97 cF-6.1 Reg 2 s12.

**Witness expenses**

**13** A witness who is served with a Subpoena is entitled to be paid the fees and expenses prescribed in Schedule IV “A” of *The Queen’s Bench Rules*.

9 May 97 cF-6.1 Reg 2 s13.

**Proceedings**

**14(1)** All oral evidence given at the hearing is to be under oath.

(2) The persons giving oral evidence are subject to cross-examination and re-examination.

(3) The judge shall cause a recording to be made of all oral evidence given at the hearing.

9 May 97 cF-6.1 Reg 2 s14.

**Telephone evidence**

**15(1)** A judge may order that the oral evidence of any witness may be taken by telephone where:

(a) the parties consent; or

(b) in the opinion of the judge, it is necessary to ensure a fair hearing.

(2) Where taking evidence by telephone is or becomes unsatisfactory or the personal attendance of the witness is desirable, the judge may:

(a) refuse to hear or to continue hearing that evidence;

(b) receive or reject the evidence that has been heard; and

(c) make any order, including an order respecting costs, that the judge considers appropriate.

(3) Unless the judge orders otherwise, the party who intends to call a witness whose oral evidence is to be taken by telephone shall file with the court, before the trial, all written material to which the witness intends to refer.

(4) The party on whose behalf a witness is called shall pay all of the telephone charges of calling that witness.

9 May 97 cF-6.1 Reg 2 s15.

**Hearing and determination of cause**

**16(1)** Subject to subsections (2) and (3), every cause is to be heard:

(a) on the hearing date indicated on the Notice to Appear; or

(b) on the date to which the hearing is adjourned.

(2) A judge or clerk may adjourn a hearing from time to time or day to day as may be required.

(3) A judge may reserve judgment.

9 May 97 cF-6.1 Reg 2 s16.

**F-6.1 REG 2****FAMILY MAINTENANCE****Proof of service**

**17(1)** Service may be proved:

- (a) where a document is served by personal service, by:
    - (i) the oral testimony of the person who served the document; or
    - (ii) the filing of an Affidavit of Personal Service, as prescribed in Form F, of the person who served the document;
  - (b) where a document is served by a sheriff, sheriff's deputy or bailiff, by filing a copy of the document served endorsed with a Certificate of Service, as prescribed in Form G;
  - (c) where a document is served by registered or certified mail, by filing with the court an Affidavit of Service by Registered or Certified Mail, as prescribed in Form H;
  - (d) by filing with the court a copy of the document served endorsed with the acceptance of service by a lawyer pursuant to subsection 22(2) of the Act; or
  - (e) where a document is served by fax, by filing with the court an Affidavit of Service by Fax, as prescribed in Form I.
- (2) Where a document is served by registered mail or certified mail, the post office acknowledgment of receipt card or proof of delivery card purporting to be signed by or on behalf of the addressee is admissible in evidence as proof, in the absence of evidence to the contrary, of service without proof of the signature of the person purporting to have signed it.

9 May 97 cF-6.1 Reg 2 s17.

**Deemed date of service**

**18(1)** Subject to subsection (2), a person is deemed to have been served with a document sent by registered mail or certified mail:

- (a) on the delivery date shown on the signed post office acknowledgment of receipt card or proof of delivery card; or
  - (b) if the card mentioned in clause (a) is not dated, on the date the signed post office acknowledgment of receipt card or proof of delivery card is returned to the sender.
- (2) Where a person to whom a document was mailed establishes that, through no fault of that person, the person did not receive the document or received the document at a date later than the deemed date of service, the judge may adjourn the hearing or make any other order he or she considers appropriate in the circumstances.

9 May 97 cF-6.1 Reg 2 s18.

**Deemed service**

**19(1)** A document is deemed to have been properly served when the person to be served takes any action or step to participate in the proceedings without being served.



(2) Notwithstanding that service of a document does not comply with the Act or these regulations, the court may order that a document is deemed to have been sufficiently served if, in the opinion of the court, the document came to the attention of the person to be served.

9 May 97 cF-6.1 Reg 2 s19.

**Form of Order**

**20** For the purposes of the Act, the Order, as prescribed in Form L, may be used as the form of order where an application pursuant to section 3 or 3.1 of the Act is granted.

9 May 97 cF-6.1 Reg 2 s20.

**Variation applications**

**21(1)** A claimant or respondent may commence a variation proceeding pursuant to section 8 of the Act by filing a Notice of Application for Variation, as prescribed in Form K.

(2) Certified copies of the original pleadings and all orders shall be filed with the Notice of Application for Variation.

(3) The provisions of these regulations and the forms, other than Form A, prescribed by these regulations and included in the Appendix apply to a variation proceeding, with any necessary modification.

9 May 97 cF-6.1 Reg 2 s21.

**R.R.S. c.F-6.1 Reg 1 repealed**

**22** *The Family Maintenance (Provincial Court Applications) Regulations* are repealed.

9 May 97 cF-6.1 Reg 2 s22.

**Appendix**FORM A  
[Clause 4(a)]IN THE PROVINCIAL COURT  
OF SASKATCHEWAN

BETWEEN:

CLAIMANT

AND

RESPONDENT

**Notice of Application**

TO THIS HONOURABLE COURT:

## CLAIM

1. I/We ask this Honourable Court for the following relief: *(leave blank any parts of this form that are not applicable to your claim)*

\_\_\_ An Order for maintenance for a child or a person mentioned in section 3.1 of the Act in accordance with the table;

\_\_\_ An Order for special or extraordinary expenses, as described in the *Child Support Guidelines*, for a child or a person mentioned in section 3.1 of the Act respecting the following expenses and in the following amounts: \_\_\_\_\_ ;

\_\_\_ An Order for maintenance for a child or a person mentioned in section 3.1 of the Act not in accordance with the table, in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_ (week, month, etc., either for an indefinite or limited period, or until a specified event occurs, or a lump sum) because:

- \_\_\_ maintenance is sought for a son or daughter over the age of 18 years and the amount in accordance with the table would be inappropriate;
- \_\_\_ an order for child maintenance in an amount in accordance with the table would cause undue hardship, as described in the *Child Support Guidelines*;
- \_\_\_ an order for child maintenance in an amount in accordance with the table would be inequitable given special provisions that have been made for the benefit of the child;
- \_\_\_ the claimant/respondent exercises a right of access to, or has physical custody of, the child/ person for not less than 40% of the time over the course of a year;
- \_\_\_ the income of the respondent is less than the minimum income incorporated in the table;

## FAMILY MAINTENANCE

## F-6.1 REG 2

- ☐ the income of the respondent is more than the maximum income incorporated in the table;  
☐ the respondent is exempt from paying federal or provincial income tax;  
☐ other: (*specify*) \_\_\_\_\_ ;
- ☐ An Order for spousal maintenance in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_ (week, month, etc., either for an indefinite or limited period, or until a specified event occurs, or a lump sum);

- ☐ An order that maintenance be paid for a specified period before the date of the order as follows:

Amount	Name of Dependant	Time Period
\$ _____ per _____	_____	
\$ _____ per _____	_____	
\$ _____ per _____	_____	
\$ _____ per _____	_____	

- ☐ An order that the respondent designate his or her dependant, \_\_\_\_\_ , as beneficiary of the respondent's life insurance policy either:

- ☐ irrevocably; or  
☐ until \_\_\_\_\_ ,  
 (*a specific date*)

and that the respondent pay all premiums on that life insurance policy;

- ☐ An order that the respondent, who has an interest in a pension plan or other benefit plan, designate his or her dependant, \_\_\_\_\_ , as a beneficiary under the plan: \_\_\_\_\_ ;  
 (*describe plan*)

- ☐ Where this application requests maintenance for a child, an order that the father pay in addition:

- ☐ (a) expenses of the mother of the child with respect to prenatal care and birth of the child, in the amount of \$ \_\_\_\_\_ ;  
☐ (b) maintenance for the mother of the child in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_ for \_\_\_\_\_ ;  
 (*a period not exceeding three months immediately preceding the birth of the child*)  
☐ (c) maintenance for the mother of the child in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_ for \_\_\_\_\_ ;  
 (*period after the birth of the child, not exceeding six months*)

- ☐ Costs of the Application;

- ☐ That payment pursuant to the order be secured as follows:

\_\_\_\_\_ .

## SUMMARY OF FACTS

## 2. Where the application is for child maintenance:

\_\_\_ I claim maintenance for the following child(ren):

Name

Date of Birth

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

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

\_\_\_ The nature of my relationship to and interest in the above child(ren) is as follows:

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

\_\_\_ The respondent is a parent of the above child(ren) based on the following grounds: *(refer to specific sections of The Family Maintenance Act)*

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

\_\_\_ As mother of the above child(ren), I claim maintenance and/or expenses for myself, based on clause 7(1)(f) of *The Family Maintenance Act*.

## 3. Where the application is for maintenance for a person described in section 3.1 of the Act:

\_\_\_ I claim maintenance for the following person(s) described in section 3.1 of the Act:

Name

Date of Birth

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

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

## 4. Where the application is for spousal maintenance:

\_\_\_ The respondent is the claimant's spouse based on the following grounds: *(refer to specific sections of The Family Maintenance Act)*

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

## FAMILY MAINTENANCE

**F-6.1 REG 2**

5. The Financial Statement of the claimant is attached to this Notice. *(A Financial Statement need not be filed if maintenance is sought only for a spouse and the parties consent to waive this requirement, in which case the Waiver of Financial Statements must be signed by you and your spouse and filed with the court. If an application is made for maintenance pursuant to section 3 or 3.1 of the Act, the Child Support Guidelines require the following information to be filed:*

*Part I of the Financial Statement: by the respondent on all applications; by the claimant on all applications where the claimant's income information is required by the court.*

*Parts II and III of the Financial Statement: by the claimant and respondent in all applications where undue hardship or other exceptions to the table are claimed.)*

- ☐ Financial Statement
  - ☐ Waiver of Financial Statements
  - ☐ Maintenance for a child or a person mentioned in section 3.1 of the Act is sought in accordance with the table
6. Where the application is for maintenance for a child or a person mentioned in section 3.1 of the Act:
- ☐ I estimate the respondent's annual income to be \$ \_\_\_\_\_ ;
  - ☐ the respondent's province of residence is \_\_\_\_\_ ;
  - ☐ additional income should be imputed to the respondent pursuant to section 19 of the *Child Support Guidelines* for the following reasons: \_\_\_\_\_ ;

## MEDIATION

7. The mediation facilities used to negotiate maintenance issues in dispute in this matter are as follows:

---



---

**F-6.1 REG 2****FAMILY MAINTENANCE****MAINTENANCE AGREEMENTS**

8. The details of any written or oral maintenance agreements between the parties are:

\_\_\_\_\_

\_\_\_\_\_

*(Indicate the date of the agreement or arrangement, whether the agreement or arrangement is now in effect, the maintenance provisions in the agreement or arrangement, and, if there are arrears of payment of maintenance, the amount of the arrears. Where it is requested that provisions of an agreement be incorporated in the order, refer to the specific provisions to be incorporated.)*

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

\_\_\_\_\_  
*(Signature of Claimant or Claimant's Lawyer)*

**STATEMENT OF LAWYER**

I, \_\_\_\_\_, lawyer for the claimant, \_\_\_\_\_,  
*(name of lawyer) (name of claimant)*

certify to this Court that I have complied with the requirements of subsection 14(1) of *The Family Maintenance Act* with respect to mediation. *(Where the circumstances of the case are of such a nature that it would clearly not be appropriate to so comply, set out the circumstances.)*

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

\_\_\_\_\_  
*(Signature of Lawyer)*

This document was delivered by \_\_\_\_\_, \_\_\_\_\_, and the  
*(firm name) (business address)*

address for service is:

Lawyer in charge of file:

Telephone:

*(Or, where claimant is not represented by a lawyer:)*

This document was delivered by \_\_\_\_\_ of \_\_\_\_\_, \_\_\_\_\_,  
*(claimant) (business or residence address) (telephone)*

and the address for service is:

## FAMILY MAINTENANCE

## F-6.1 REG 2

FORM B  
[Clause 4(b)]IN THE PROVINCIAL COURT  
OF SASKATCHEWAN

BETWEEN:

CLAIMANT

AND

RESPONDENT

**Notice to Appear**

TO \_\_\_\_\_ (name)  
 of \_\_\_\_\_ (address)  
 \_\_\_\_\_

An application has been made to the Provincial Court of Saskatchewan under *The Family Maintenance Act* claiming \_\_\_\_\_ maintenance by reason of the fact  
 (spousal/child/son or daughter over the age of 18)

that \_\_\_\_\_  
 (state grounds constituting spousal/parental relationship as shown in the Application)

The Claimant requests an Order that you pay maintenance for your dependants as follows: (leave blank any items that are not applicable to your claim)

- \_\_\_ An Order for maintenance for a child or a person mentioned in section 3.1 of the Act in accordance with the table;
- \_\_\_ An Order for special or extraordinary expenses, as described in the *Child Support Guidelines*, for a child or a person mentioned in section 3.1 of the Act respecting the following expenses and in the following amounts: \_\_\_\_\_
- \_\_\_ An Order for maintenance for a child or a person mentioned in section 3.1 of the Act not in accordance with the table, in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_  
 (week, month, etc., either for an indefinite or limited period, or until a specified event occurs, or a lump sum) because:
  - \_\_\_ maintenance is sought for a son or daughter over the age of 18 years and the amount in accordance with the table would be inappropriate;
  - \_\_\_ an order for child maintenance in an amount in accordance with the table would cause undue hardship, as described in the *Child Support Guidelines*;
  - \_\_\_ an order for child maintenance in an amount in accordance with the table would be inequitable given special provisions that have been made for the benefit of the child;
  - \_\_\_ the claimant/respondent exercises a right of access to, or has physical custody of, the child/person for not less than 40% of the time over the course of a year;

## F-6.1 REG 2

## FAMILY MAINTENANCE

- the income of the respondent is less than the minimum income incorporated in the table;  
 — the income of the respondent is more than the maximum income incorporated in the table;  
 — the respondent is exempt from paying federal or provincial income tax;  
 — other: (*specify*) \_\_\_\_\_;
- \_\_\_ An Order for spousal maintenance in the amount of \$ \_\_\_\_\_ per \_\_\_ (week, month, etc., either for an indefinite or limited period, or until a specified event occurs, or a lump sum);
- \_\_\_ An order that maintenance be paid for a specified period before the date of the order as follows:

Amount	Name of Dependant	Time Period
\$ _____ per _____	_____	_____
\$ _____ per _____	_____	_____
\$ _____ per _____	_____	_____
\$ _____ per _____	_____	_____

- An order that the respondent designate his or her dependant, \_\_\_\_\_, as a beneficiary of the respondent's life insurance policy either:
- irrevocably; or
- until \_\_\_\_\_, *(a specific date)*

and that the respondent pay all premiums on that life insurance policy;

- An order that the respondent, who has an interest in a pension plan or other benefit plan, designate his or her dependant, \_\_\_\_\_, as a beneficiary under the plan: \_\_\_\_\_;  
(describe plan)

- Where this application requests maintenance for a child, an order that the father pay in addition:

- (a) expenses of the mother of the child with respect to prenatal care and birth of the child, in the amount of \$ \_\_\_\_\_ ;
- == (b) maintenance for the mother of the child in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_ for \_\_\_\_\_ ;  
*(a period not exceeding three months immediately preceding the birth of the child)*
- == (c) maintenance for the mother of the child in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_ for \_\_\_\_\_ ;  
*(period after the birth of the child, not exceeding six months)*



## FAMILY MAINTENANCE

## F-6.1 REG 2

\_\_\_ Costs of the Application;

\_\_\_ That payment pursuant to the order be secured as follows:

\_\_\_\_\_ .

A hearing will be held at \_\_\_\_\_

\_\_\_\_\_  
 \_\_\_\_\_  
*(state urban centre at which hearing is to be held and the location or  
 description of the building in which the hearing is to be held)*

on \_\_\_\_\_ the \_\_\_\_\_ day of \_\_\_\_\_ , \_\_\_\_\_  
 at \_\_\_\_\_ o'clock *(state whether a.m. or p.m.)*.

If you wish to dispute any of the claims, an ANSWER/COUNTERCLAIM (attached) with proof of service on the claimant may be filed with the court.

If you wish to make a claim against the claimant under *The Family Maintenance Act*, an ANSWER/COUNTERCLAIM (attached), with proof of service on the claimant, may be filed with the court.

Whether or not you intend to dispute any of the claims or make a counterclaim, you are required to serve on the claimant and file with the court the following financial information *(A Financial Statement need not be filed if maintenance is sought only for a spouse and the parties consent to waive this requirement, in which case the Waiver of Financial Statements must be signed by you and your spouse and filed with the court. If an application is made for maintenance pursuant to section 3 or 3.1 of the Act, the Child Support Guidelines require the following information to be filed:*

*Part I of the Financial Statement: by the respondent on all applications; by the claimant on all applications where the claimant's income information is required by the court.*

*Parts II and III of the Financial Statement: by the claimant and respondent in all applications where undue hardship or other exceptions to the table are claimed.)*

TAKE NOTICE THAT IF YOU FAIL TO APPEAR, AN ORDER MAY BE MADE IN YOUR ABSENCE.

\_\_\_\_\_  
 \_\_\_\_\_  
*(Judge or Clerk of the Provincial Court of Saskatchewan)*

FORM C  
[Clause 4(c)]

IN THE PROVINCIAL COURT  
OF SASKATCHEWAN

BETWEEN:

CLAIMANT

AND

RESPONDENT

**Answer/Counterclaim**

1. I/We ask this Honourable Court for the following relief: *(leave blank any parts of this form that are not applicable to your claim)*

- \_\_\_ An Order for maintenance for a child or a person mentioned in section 3.1 of the Act in accordance with the table;
- \_\_\_ An Order for special or extraordinary expenses, as described in the *Child Support Guidelines*, for a child or a person mentioned in section 3.1 of the Act respecting the following expenses and in the following amounts: \_\_\_\_\_ ;
- \_\_\_ An Order for maintenance for a child or a person mentioned in section 3.1 of the Act not in accordance with the table, in the amount of \$ \_\_\_\_ per \_\_\_\_\_ (week, month, etc., either for an indefinite or limited period, or until a specified event occurs, or a lump sum) because:
  - \_\_\_ maintenance is sought for a son or daughter over the age of 18 years and the amount in accordance with the table would be inappropriate;
  - \_\_\_ an order for child maintenance in an amount in accordance with the table would cause undue hardship, as described in the *Child Support Guidelines*;
  - \_\_\_ an order for child maintenance in an amount in accordance with the table would be inequitable given special provisions that have been made for the benefit of the child;
  - \_\_\_ the respondent/claimant exercises a right of access to, or has physical custody of, the child/ person for not less than 40% of the time over the course of a year;
  - \_\_\_ the income of the claimant is less than the minimum income incorporated in the table;
  - \_\_\_ the income of the claimant is more than the maximum income incorporated in the table;
  - \_\_\_ the claimant is exempt from paying federal or provincial income tax;
  - \_\_\_ other: *(Specify)* \_\_\_\_\_ ;

## FAMILY MAINTENANCE

## F-6.1 REG 2

\_\_\_ An Order for spousal maintenance in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_ (week, month, etc., either for an indefinite or limited period, or until a specified event occurs, or a lump sum);

\_\_\_ An order that maintenance be paid for a specified period before the date of the order as follows:

Amount	Name of Dependant	Time Period
\$ _____ per _____	_____	
\$ _____ per _____	_____	
\$ _____ per _____	_____	
\$ _____ per _____	_____	

\_\_\_ An order that the claimant designate his or her dependant, \_\_\_\_\_, as beneficiary of the claimant's life insurance policy either:

\_\_\_ irrevocably; or

\_\_\_ until \_\_\_\_\_,   
 (a specific date)

and that the claimant pay all premiums on that life insurance policy;

\_\_\_ An order that the claimant, who has an interest in a pension plan or other benefit plan, designate his or her dependant, \_\_\_\_\_, as a beneficiary under the plan: \_\_\_\_\_;   
 (describe plan)

\_\_\_ Where this counterclaim requests maintenance for a child, an order that the father pay in addition:

\_\_\_ (a) expenses of the mother of the child with respect to prenatal care and birth of the child, in the amount of \$ \_\_\_\_\_;

\_\_\_ (b) maintenance for the mother of the child in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_ for \_\_\_\_\_;   
 (a period not exceeding three months immediately preceding the birth of the child)

\_\_\_ (c) maintenance for the mother of the child in the amount of \$ \_\_\_\_\_ per \_\_\_\_\_ for \_\_\_\_\_;   
 (period after the birth of the child, not exceeding six months)

\_\_\_ Costs of the counterclaim;

\_\_\_ That payment pursuant to the order be secured as follows:

\_\_\_\_\_ .

**F-6.1 REG 2****FAMILY MAINTENANCE**

2. The Financial Statement of the respondent is attached to this Answer/Counterclaim.

*(A Financial Statement need not be filed if maintenance is sought only for a spouse and the parties consent to waive this requirement, in which case the Waiver of Financial Statements must be signed by you and your spouse and filed with the court. If an application is made for maintenance pursuant to section 3 or 3.1 of the Act, the Child Support Guidelines require the following information to be filed:*

*Part I of the Financial Statement: by the respondent on all applications; by the claimant on all applications where the claimant's income information is required by the court.*

*Parts II and III of the Financial Statements: by the claimant and respondent in all applications where undue hardship or other exceptions to the table are claimed.)*

3. *(Set out in separate, consecutively numbered paragraphs a statement of the material facts relied on for contesting the Application or for making the Counterclaim.)*

\_\_\_\_\_  
(Signature of Respondent or Respondent's Lawyer)

**Statement of Lawyer**

I, \_\_\_\_\_, lawyer for the respondent, \_\_\_\_\_, certify to this Court  
(name of lawyer) (name of respondent)

that I have complied with the requirements of subsection 14(1) of *The Family Maintenance Act* with respect to mediation. *(Where the circumstances of the case are of such a nature that it would clearly not be appropriate to so comply, set out the circumstances.)*

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

\_\_\_\_\_  
(Signature of Lawyer)

This document was delivered by \_\_\_\_\_, \_\_\_\_\_, and the  
(firm name) (business address)

address for service is:

Lawyer in charge of file:

Telephone:

*(Or, where respondent is not represented by a lawyer:)*

This document was delivered by \_\_\_\_\_ of \_\_\_\_\_, \_\_\_\_\_,  
(respondent) (business or residence address) (telephone)

and the address for service is:

## FAMILY MAINTENANCE

## F-6.1 REG 2

FORM D  
[Clause 4(d)]IN THE PROVINCIAL COURT  
OF SASKATCHEWAN

BETWEEN:

CLAIMANT

AND

RESPONDENT

**Financial Statement**FINANCIAL STATEMENT OF \_\_\_\_\_, of \_\_\_\_\_  
(name) (Province of Residence)

I, \_\_\_\_\_, MAKE OATH AND SAY THAT:

1. The details of my financial situation are accurately set out below to the best of my information and belief.
2. The name(s) and address(es) of my employer(s) is (are): \_\_\_\_\_  
\_\_\_\_\_
3. I do not anticipate any material change in the information set out below (*or as the case may be*).
4. The documents required to be filed pursuant to the *Child Support Guidelines* are attached as follows:
  - (a) a copy of all of my personal income tax returns filed for each of the three most recent taxation years;
  - (b) a copy of every notice of assessment or re-assessment issued to me for each of the three most recent taxation years;
  - (c) (*where you are an employee*) my most recent statement of earnings indicating the total earnings paid in the year to date, including overtime (*where that statement is not provided by an employer, a letter from your employer setting out that information, including your rate of annual salary or remuneration*);

**F-6.1 REG 2**

## FAMILY MAINTENANCE

- (d) *(where you are self-employed)* for the three most recent taxation years:
- (i) the financial statements of my business or professional practice, other than a partnership; and
  - (ii) a statement showing a breakdown of all salaries, wages, management fees or other payments or benefits paid to, or on behalf of, persons or corporations with whom I do not deal at arm's length;
- (e) *(where you are a partner in a partnership)* confirmation of my income and draw from, and capital in, the partnership for its three most recent taxation years;
- (f) *(where the you control a corporation)* for the corporation's three most recent taxation years:
- (i) the financial statements of the corporation and its subsidiaries; and
  - (ii) a statement showing the breakdown of all salaries, wages, management fees or other payments or benefits paid to, or on behalf of, persons or corporations with whom the corporation and every related corporation does not deal at arm's length; and
- (g) *(where you are a beneficiary under trust)* a copy of the trust settlement agreement and copies of the trust's three most recent financial statements.

## PART I – MONTHLY INCOME

*(give actual amounts where known or ascertainable; otherwise, give estimates.)*

Annual income calculated in accordance with section 16  
of the *Child Support Guidelines*

*(where maintenance is claimed pursuant to  
section 3 or 3.1 of the Act)* **or**

Gross employment income from all sources \$ \_\_\_\_\_

*(where maintenance is claimed pursuant to  
section 4 or clause 7(1)(f) of the Act)*

Child Tax Credit \_\_\_\_\_

Employment Insurance \_\_\_\_\_

Worker's compensation \_\_\_\_\_

Pension *(specify)* \_\_\_\_\_

Public assistance \_\_\_\_\_

Investment income \_\_\_\_\_

Rental income \_\_\_\_\_

Other *(specify)* \_\_\_\_\_

TOTAL INCOME FROM ALL SOURCES \$ \_\_\_\_\_

## FAMILY MAINTENANCE

## F-6.1 REG 2

## PART II – ACTUAL MONTHLY EXPENSES

*(Convert all yearly and weekly expenses to monthly amounts. Give actual amounts where known or ascertainable; otherwise give estimates)*

DEDUCTIONS FROM INCOME:		SUB-TOTAL	\$ _____
Income tax	\$ _____	Food, groceries and household supplies	_____
Employment insurance	_____	Meals outside home	_____
Canada Pension Plan	_____	Hairdresser	_____
Union dues	_____	Toilet articles (shampoo, toothpaste, etc.)	_____
Employer pension	_____	Clothing, footwear	_____
Group insurance	_____	Laundry, dry cleaning	_____
Payroll savings plan	_____	Miscellaneous	_____
Other <i>(specify)</i> _____	_____		
TOTAL DEDUCTIONS	\$ _____		
Housing:	\$ _____	Transportation:	
Rent or mortgage	_____	Public transit, etc.	_____
Common expense charges	_____	Car expenses	_____
Property Tax	_____	Parking	_____
Telephone	_____	Other <i>(specify)</i> _____	_____
Water	_____		
Electricity	_____	Education and recreation:	
Natural Gas	_____	Entertainment	_____
Heating	_____	Recreation	_____
Cable T.V.	_____	Pets	_____
Repair and maintenance	_____	Vacation	_____
Other <i>(specify)</i> _____	_____	Gifts	_____
		School fees, etc.	_____
Health and Medical:	_____	Alcohol, tobacco	_____
Insurance	_____	Newspapers, periodicals	_____
Drugs	_____	Children's allowances, activities, lessons	_____
Dental and eye care	_____		
Other <i>(specify)</i> _____	_____		
		Support for others	_____
Debt Payments:	_____	Access costs	_____
Credit cards	_____		
Car Payment	_____	TOTAL MONTHLY EXPENSES	\$ _____
Bank loan	_____		
Other loans <i>(specify)</i> _____	_____		
Banking, legal accounting	_____		
Life Insurance	_____		
Church, charities	_____		
Babysitting, day care	_____		
Professional dues	_____		

**F-6.1 REG 2****FAMILY MAINTENANCE**

Income tax, pension  
contributions, employment  
insurance (not deducted  
from income) \_\_\_\_\_  
Savings for RRSP (excluding  
payroll deductions) \_\_\_\_\_  
SUB-TOTAL \$ \_\_\_\_\_

**PART III – ASSETS AND DEBTS**

<b>ASSETS</b>		<b>DEBTS</b>	
Real Estate:	\$ _____	Bank Loans	\$ _____
Personal Property:		Credit & Charge	
Car _____	\$ _____	Cards ( <i>specify</i> )	
( <i>describe</i> )		_____	\$ _____
Other ( <i>specify</i> )		_____	\$ _____
_____	\$ _____	_____	\$ _____
_____	\$ _____		
Securities (shares, bonds, etc.)	\$ _____	Finance Company	\$ _____
Savings and Pensions (including cash)	\$ _____	Other: ( <i>specify</i> )	
		_____	\$ _____
		_____	\$ _____
TOTAL ASSETS	\$ _____	_____	\$ _____
		_____	\$ _____
		_____	\$ _____
		_____	\$ _____
		TOTAL DEBTS	\$ _____

(Attach schedule where necessary)

**SUMMARY**

MONTHLY INCOME \$ \_\_\_\_\_  
TOTAL MONTHLY EXPENSES \$ \_\_\_\_\_  
BALANCE \$ \_\_\_\_\_  
TOTAL ASSETS \$ \_\_\_\_\_  
TOTAL DEBTS \$ \_\_\_\_\_  
NET WORTH \$ \_\_\_\_\_

SWORN before me at \_\_\_\_\_ , )  
Saskatchewan this \_\_\_\_\_ day of )  
\_\_\_\_\_ , \_\_\_\_\_ . )

\_\_\_\_\_  
(Signature of deponent)

A Commissioner for Oaths in and )  
for Saskatchewan, )  
being a solicitor, or )  
My appointment expires \_\_\_\_\_ )



## FAMILY MAINTENANCE

## F-6.1 REG 2

FORM E  
[Clause 4(e)]IN THE PROVINCIAL COURT  
OF SASKATCHEWAN

BETWEEN:

CLAIMANT

AND

RESPONDENT

**Waiver of Financial Statements**

The claimant and the respondent waive Financial Statements with respect to claims made in this action.

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

\_\_\_\_\_  
(Signature of Respondent or Respondent's Lawyer)

\_\_\_\_\_  
(Signature of Claimant or Claimant's Lawyer)

9 May 97 cF-6.1 Reg 2 Form E.

FORM F  
[Clause 4(f)]IN THE PROVINCIAL COURT  
OF SASKATCHEWAN

BETWEEN:

CLAIMANT

AND

RESPONDENT

**Affidavit of Personal Service**

I, \_\_\_\_\_, of \_\_\_\_\_ in Saskatchewan, make  
(name of person) (residence)  
oath and say:

1. On the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, I personally served \_\_\_\_\_,  
with a true copy of the \_\_\_\_\_ attached hereto and marked Exhibit "A"  
(name of document served)

by leaving a true copy with (him/her) at \_\_\_\_\_.  
(business or residence address)

2. My means of knowledge as to the identity of \_\_\_\_\_  
(name of person served)

are as follows:

---

3. To effect service, I necessarily travelled \_\_\_\_\_ kilometres.

SWORN before me at \_\_\_\_\_, )  
Saskatchewan this \_\_\_\_\_ day of )  
\_\_\_\_\_ , \_\_\_\_\_. )  
\_\_\_\_\_ )  
A Commissioner for Oaths in and )  
for Saskatchewan, )  
being a solicitor, or )  
My appointment expires \_\_\_\_\_ )

\_\_\_\_\_  
(Signature of deponent)

9 May 97 cF-6.1 Reg 2 Form F.

FORM G  
[*Clause 4(g)*]

## Certificate of Service

I, \_\_\_\_\_, certify that on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_,  
(name of person)

I served \_\_\_\_\_ at \_\_\_\_\_  
*(name of person served)* *(business or residence address)*  
 with a copy of this document.

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

(*Sheriff, Deputy Sheriff, Sheriff's Bailiff J.C.*  
of \_\_\_\_\_ )

9 May 97 cF-6.1 Reg 2 Form G.

## FAMILY MAINTENANCE

## F-6.1 REG 2

FORM H  
[Clause 4(h)]IN THE PROVINCIAL COURT  
OF SASKATCHEWAN

BETWEEN:

CLAIMANT

AND

RESPONDENT

**Affidavit of Service by  
Registered or Certified Mail**

I, \_\_\_\_\_ of \_\_\_\_\_, Saskatchewan, MAKE OATH AND SAY:  
(name of person) (residence)

1. That I served, \_\_\_\_\_, with a true copy of the \_\_\_\_\_  
(name of person served) (name of document served)

attached to this Affidavit and marked Exhibit "A", by mailing it by (registered mail or certified mail, as the case may be) addressed as follows:

2. That attached to this Affidavit and marked Exhibit "B" is the post office acknowledgement of receipt card or proof of delivery card, as the case may be, for it purporting to be signed by or on behalf of the addressee on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ (or, where the receipt is undated: which was returned on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_).

3. That the basis of my information and belief as to the postal address of the addressee is:

SWORN before me at \_\_\_\_\_, )  
Saskatchewan this \_\_\_\_\_ day of \_\_\_\_\_ )  
\_\_\_\_\_, \_\_\_\_\_ )  
\_\_\_\_\_, \_\_\_\_\_ ) (Signature of deponent)  
A Commissioner for Oaths in and )  
for Saskatchewan, )  
being a solicitor, or )  
My appointment expires \_\_\_\_\_ )

FORM I  
[Clause 4(i)]

IN THE PROVINCIAL COURT  
OF SASKATCHEWAN

BETWEEN:

CLAIMANT

AND

RESPONDENT

**Affidavit of Service by Fax**

I, \_\_\_\_\_ of \_\_\_\_\_, Saskatchewan, MAKE OATH AND SAY:  
(name of person) (residence)

1. That I served, \_\_\_\_\_, with a true copy of the \_\_\_\_\_  
(name of person served) (name of document served)

attached to this Affidavit and marked Exhibit "A", by sending it by fax to the following fax number:

\_\_\_\_\_  
2. That attached to this Affidavit and marked Exhibit "B" is the transmission record or journal generated by the fax machine that indicates that the date of transmission was the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ and that the transmission was successful.

3. That the basis of my information and belief as to the fax number of the person served is:

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

SWORN before me at \_\_\_\_\_, )  
Saskatchewan this \_\_\_\_\_ day of \_\_\_\_\_ )  
\_\_\_\_\_, \_\_\_\_\_ )

\_\_\_\_\_  
(Signature of deponent)

\_\_\_\_\_  
A Commissioner for Oaths in and )  
for Saskatchewan, )  
being a solicitor, or )  
My appointment expires \_\_\_\_\_ )

## FAMILY MAINTENANCE

## F-6.1 REG 2

FORM J  
[Clause 4(j)]IN THE PROVINCIAL COURT  
OF SASKATCHEWAN

BETWEEN:

CLAIMANT

AND

RESPONDENT

**Subpoena**

Province of Saskatchewan

TO:

---

 You are commanded to appear before a Judge at \_\_\_\_\_
 

---

*(state urban centre at which hearing is to be held and the location or  
description of the building in which the hearing is to be held)*

on the \_\_\_\_\_ day of \_\_\_\_\_ , \_\_\_\_\_  
 at the hour of \_\_\_\_\_ o'clock *(state whether a.m. or p.m.)* and, in case the hearing  
 is adjourned, to appear on the dates to which it is adjourned, to give evidence on behalf  
 of the \_\_\_\_\_ .

*(Claimant/Respondent)*

*Optional:* And you are required to bring with you and produce at the hearing:  
*(specify books, papers, documents or other thing to be produced)*

---

TAKE NOTICE THAT IF YOU FAIL TO APPEAR AND TESTIFY YOU WILL BE  
 LIABLE IN THE SAME MANNER AS IF YOU DISOBEYED A SUBPOENA ISSUED  
 BY THE COURT OF QUEEN'S BENCH FOR SASKATCHEWAN.

Dated at \_\_\_\_\_ , Saskatchewan, the \_\_\_\_\_ day of \_\_\_\_\_ , \_\_\_\_ .

---

*(Judge or Clerk of the Provincial Court of Saskatchewan)*

FORM K  
[Clause 4(k)]

IN THE PROVINCIAL COURT  
OF SASKATCHEWAN

BETWEEN:

APPLICANT

AND

RESPONDENT

**Notice of Application for Variation**

TO THIS HONOURABLE COURT:

CLAIM

1. I/We ask this Honourable Court for an Order that the Order granted by this Honourable Court on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_ be varied as follows:

---

---

---

---

---

SUMMARY OF FACTS

2. Where the application is for variation of maintenance for a child and/or for a person mentioned in section 3.1 of the Act:
- (a) Current order provides for maintenance for the following child(ren) and/or person(s) mentioned in section 3.1 of the Act:

**Name**

**Date of Birth**

_____	_____
_____	_____
_____	_____
_____	_____

in the following terms:

---

---

---

- (b) Particulars of current maintenance arrangements:

---

---

---

(c) Particulars of proposed changes:

---

---

(d) Amount of arrears under current order:

---

---

3. Where the application is for variation of spousal maintenance:

(a) Current order provides for maintenance as follows:

---

---

(b) Particulars of current maintenance arrangements:

---

---

(c) Particulars of proposed changes:

---

---

(d) Amount of arrears under current order:

---

---

4. Where the application is for variation of maintenance for the mother of a child:

(a) Current order provides for maintenance as follows:

---

---

(b) Particulars of current maintenance arrangements:

---

---

---

---

**F-6.1 REG 2****FAMILY MAINTENANCE**

(c) Particulars of proposed changes:

---



---



---



---

(d) Amount of arrears under current order:

---



---

5. The variation described above is sought based on the following change in circumstances of the parties since the date of the current maintenance order:

---



---

6. The Financial Statement of the Applicant is attached to this Notice. *(A Financial Statement need not be filed if maintenance is sought only for a spouse and the parties consent to waive this requirement, in which case the Waiver of Financial Statements must be signed by you and your spouse and filed with the court. If an application is made for maintenance pursuant to section 3 or 3.1 of the Act, the Child Support Guidelines require the following information to be filed:*

*Part I of the Financial Statement: by the respondent on all applications; by the claimant on all applications where the claimant's income information is required by the court.*

*Parts II and III of the Financial Statements: by the claimant and respondent in all applications where undue hardship or other exceptions to the table are claimed.)*

\_\_\_ Financial Statement

\_\_\_ Waiver of Financial Statements

\_\_\_ Maintenance for a child or a person mentioned in section 3.1 of the Act is sought in accordance with the table.

**MEDIATION**

7. The mediation facilities used to negotiate maintenance issues in dispute in this matter are as follows:

---



---



## FAMILY MAINTENANCE

## F-6.1 REG 2

## MAINTENANCE AGREEMENTS

8. The details of any written or oral maintenance agreements between the parties made since the date of the order sought to be varied are:

\_\_\_\_\_  
 \_\_\_\_\_  
*(Indicate the date of the agreement or arrangement, whether the agreement or arrangement is now in effect, the maintenance provisions in the agreement or arrangement, and, if there are arrears of payment of maintenance, the amount of the arrears. Where it is requested that provisions of an agreement be incorporated in the order refer to the specific provisions to be incorporated.)*

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

\_\_\_\_\_  
*(Signature of Applicant or Applicant's Lawyer)*

## STATEMENT OF LAWYER

I, \_\_\_\_\_, lawyer for the applicant, \_\_\_\_\_, certify to this  
*(name of lawyer) (name of applicant)*

Court that I have complied with the requirements of subsection 14(1) of *The Family Maintenance Act* with respect to mediation. *(Where the circumstances of the case are of such a nature that it would clearly not be appropriate to comply, set out the circumstances.)*

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

\_\_\_\_\_  
*(Signature of Lawyer)*

This document was delivered by \_\_\_\_\_, \_\_\_\_\_, and the address for  
*(firm name) (business address)*  
 service is:

Lawyer in charge of file:

Telephone:

*(Or, where applicant is not represented by a lawyer:)*

This document was delivered by \_\_\_\_\_ of \_\_\_\_\_,  
*(applicant) (business or residence address)*

\_\_\_\_\_  
*(telephone)*

and the address for service is:

FORM L  
(Clause 4(l))

IN THE PROVINCIAL COURT  
OF SASKATCHEWAN

BETWEEN:

CLAIMANT

AND

RESPONDENT

BEFORE HIS/HER HONOUR ) ON \_\_\_\_\_  
JUDGE \_\_\_\_\_ AT ) THE \_\_\_\_\_ DAY OF  
\_\_\_\_\_, SASKATCHEWAN ) \_\_\_\_\_, \_\_\_\_\_

ORDER

On the application of \_\_\_\_\_ and on hearing counsel for the claimant (or the claimant) and on hearing counsel for the respondent (or the respondent or no one having appeared for the respondent) and on hearing read the material filed, it is ordered, directed and adjudged:

1. (Include if applicable) That the order made by \_\_\_\_\_ of \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ which provided for payment of maintenance as follows: \_\_\_\_\_ be varied in accordance with this order.
2. That the respondent's gross annual income is \$ \_\_\_\_\_.
3. That the respondent \_\_\_\_\_ of \_\_\_\_\_ in the Province of \_\_\_\_\_, shall pay to the claimant \_\_\_\_\_ of \_\_\_\_\_ in the Province of \_\_\_\_\_, the sum of \$ \_\_\_\_\_ for the maintenance of the following children/persons mentioned in section 3.1 of *The Family Maintenance Act*:

Name	Date of birth
------	---------------

commencing on the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_ and payable on the \_\_\_\_\_ day of each and every month thereafter until \_\_\_\_\_ (or as may be applicable).

## FAMILY MAINTENANCE

## F-6.1 REG 2

4. That in addition to the amounts ordered to be paid pursuant to paragraph 3, the respondent shall pay to the claimant the amount or proportion of the following special or extraordinary expenses of the following children/persons mentioned in section 3.1 of *The Family Maintenance Act*:

Child/Person's Name	Amount or proportion of expense	Special or extraordinary expenses	Duration of payment
---------------------	---------------------------------	-----------------------------------	---------------------

For the purpose of making the order for payment of special or extraordinary expenses, the annual gross income of the claimant is found to be \$ \_\_\_\_\_ and the means of the child/person \_\_\_\_\_ are found to be \$ \_\_\_\_\_.

5. *(Include if applicable)* The amount ordered varies from the Child Support Guidelines table for the following reasons:

*(If the variation is granted on the basis of undue hardship, the following should be included)*

based on the following income information:

Total gross annual income of the claimant: \$ \_\_\_\_\_

Total gross annual income of the respondent: \$ \_\_\_\_\_

6. That costs in the amount of \$ \_\_\_\_\_ are ordered to be paid by \_\_\_\_\_ to \_\_\_\_\_.
7. Payment of the amount ordered shall be secured as follows:

\_\_\_\_\_  
(Judge or Clerk of the Provincial Court)

