

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 pursuant to section 3 of *The Family Maintenance Act, 1997*:

(a) Current order provides for maintenance for the following child(ren) pursuant to section 3 of *The Family Maintenance Act, 1997*:

NameDate 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 birth parent of a child:

(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:

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 for a child pursuant to section 3 of The Family Maintenance Act, 1997, the Child Support Guidelines require the following information 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 pursuant to section 3 of *The Family Maintenance Act, 1997* 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:

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, _____,
(name of lawyer) *(name of applicant)*

certify to this Court that I have complied with the requirements of subsection 16(1) of *The Family Maintenance Act, 1997* 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: