

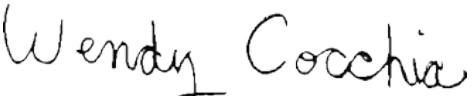
PROVINCE OF BRITISH COLUMBIA

ORDER OF THE LIEUTENANT GOVERNOR IN COUNCIL

Order in Council No. 432

, Approved and Ordered

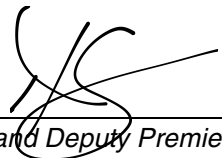
September 17, 2025


Lieutenant Governor

Executive Council Chambers, Victoria

On the recommendation of the undersigned, the Lieutenant Governor, by and with the advice and consent of the Executive Council, orders the following:

- (a) Order in Council 619/2022, B.C. Reg. 236/2022, is amended
 - (i) in paragraph (c) by striking out “January 1, 2026” and substituting “January 1, 2029”, and
 - (ii) in Schedules 3 and 4 by repealing section 2;
- (b) the Supreme Court Civil Rules, B.C. Reg. 168/2009, are amended as set out in the attached Schedule 1;
- (c) the Supreme Court Family Rules, B.C. Reg. 169/2009, are amended as set out in the attached Schedule 2;
- (d) effective January 19, 2026,
 - (i) the Supreme Court Civil Rules, B.C. Reg. 168/2009, are amended as set out in the attached Schedule 3, and
 - (ii) the Supreme Court Family Rules, B.C. Reg. 169/2009, are amended as set out in the attached Schedule 4.


Attorney General and Deputy Premier


Presiding Member of the Executive Council

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: Court Rules Act, R.S.B.C. 1996, c. 80, s. 1

Other: OICs 302/2009; 303/2009

R10854518

SCHEDULE 1

- 1** *Schedule 1 to Appendix C of the Supreme Court Civil Rules, B.C. Reg. 168/2009, is amended in item 1 of the table by striking out “Rule 23-6 (8)” and substituting “Rule 23-6 (8.1)”.*
- 2** *Schedule 2 to Appendix C is amended in paragraph (a) of item 4 of the table by striking out “other than a repairer’s lien”.*

SCHEDULE 2

- 1** *Schedule 1 to Appendix C of the Supreme Court Family Rules, B.C. Reg. 169/2009, is amended in item 1 of the table by striking out “Rule 22-7 (8)” and substituting “Rule 22-7 (8.1)”.*
- 2** *Schedule 2 to Appendix C is amended in paragraph (a) of item 3 of the table by striking out “other than a repairer’s lien”.*

SCHEDULE 3

- 1** *Rule 12-1.1 of the Supreme Court Civil Rules, B.C. Reg. 168/2009, is amended*
(a) by adding the following subrule:

Exception if trial management conference scheduled

- (2.1)** Despite subrules (1) and (2) and unless the court otherwise orders, if a trial management conference is scheduled to take place,
 - (a)** the plaintiff must, at least 28 days before the date set for the trial management conference,
 - (i)** file a trial brief in Form 41, and
 - (ii)** serve a copy of the filed trial brief on all other parties of record, and
 - (b)** each party of record, other than the plaintiff, must, at least 21 days before the date set for the trial management conference,
 - (i)** file a trial brief in Form 41, and
 - (ii)** serve a copy of the filed trial brief on all other parties of record. ,
- (b)** *in subrule (4) by striking out “or (2) (a) or (b)” and substituting “, (2) (a) or (b) or (2.1) (a) (i) or (ii) or (b) (i) or (ii)”*,
- (c)** *in subrule (5) by striking out “(1) or (2)” and substituting “(1), (2) or (2.1)”*,
- (d)** *in subrule (6) (a) by striking out “file” and substituting “prepare”, and*
- (e)** *in subrule (6) (b) by striking out “filed”.*
- 2** *Rule 12-3 (1) is amended by striking out “and” at the end of paragraph (d.1) and by adding the following paragraph:*

- (d.2) any amended witness list prepared by or served on the party under Rule 12-1.1 (6), and .

3 *Rule 16-1 is amended*

- (a) in subrule (14) by striking out “applicant” and substituting “petitioner”,*
- (b) in subrule (14) (b) by striking out “court day” and substituting “business day”, and*
- (c) in subrule (15) by striking out everything after “registry” and by adding the following paragraphs:*
 - (a) no earlier than 9 a.m. on the business day that is three full business days before the new date set for the hearing and no later than 4 p.m. on the business day that is one full business day before the new date set for the hearing, or
 - (b) if an earlier date is fixed by a registrar, on or before that date.

4 *Forms 37 and 117 in Appendix A are repealed and the following substituted:*

FORM 37 (RULE 9-8 (3))

[Style of Proceeding]

NOTICE OF WITHDRAWAL

[Rule 22-3 of the Supreme Court Civil Rules applies to all forms.]

Filed by:[party(ies)].....

TAKE NOTICE that the defendant(s),[name(s)].....,

[Check whichever one of the following boxes is correct and complete the required information.]

- ☐ withdraw(s) their response to civil claim in this proceeding
- ☐ withdraw(s) their response to civil claim in respect of the following claim(s) in this proceeding:
- (a)
 - (b)
 - (c)

Date:

.....

Signature of

☐ filing party ☐ lawyer for filing party(ies)

.....[type or print name].....

FORM 117 (RULES 22-8 (10) AND 25-12 (7))

[Style of Proceeding]

RELEASE ORDER

[Rule 22-3 of the Supreme Court Civil Rules applies to all forms.]

BEFORE THE HONOURABLE JUSTICE[date]....

ON THE APPLICATION of[name]..... who has been apprehended on an allegation that they violated an order of the Supreme Court dated[date].....;

THIS COURT ORDERS that[name]..... be released from custody on their undertaking made and dated[date]....., a copy of which undertaking is attached to this order.

By the Court.

.....
Registrar

SCHEDULE 4

1 Rule 2-2.1 of the Supreme Court Family Rules, B.C. Reg. 169/2009, is amended

- (a) *in subrule (1) in the definition of “court order” by striking out “a certified copy of” and by adding “the court or” before “a court in the jurisdiction”,*
- (b) *in subrule (2) (c) (iii) by striking out everything after “spouse and” and by adding the following clauses:*
 - (A) a copy of a court order respecting the other spouse from the court, or
 - (B) a certified copy of a court order respecting the other spouse from a court in the jurisdiction where the other spouse resides. , *and*
- (c) *by adding the following subrule:*

Application for court order

- (4) An application for a court order declaring that the other spouse cannot be found may be made without notice.

2 Rule 3-1 is amended

- (a) *in subrule (1) by striking out “(4.4) and (4.5)” and substituting “(4.4), (4.5) and (4.7)”;*
- (b) *in subrule (2.4) by adding the following paragraph:*
 - (i) an order under section 233 (4) of the *Family Law Act* to extend the time limit for starting an appeal. , *and*
- (c) *by adding the following subrule:*

Filing notice of appeal

- (4.7) If a person files under Rule 18-3 (2) a notice of appeal and there is no existing family law case within which it is appropriate to file the notice of appeal, the filing of the notice of appeal under that rule starts a family law case.

3 Rule 6-3 (1) is amended by adding the following paragraph:

- (h.1) a notice of application under section 231 (2) of the *Family Law Act* for an order that a person be imprisoned; .

4 Rule 7.1-3 (8) is amended

- (a) *by striking out everything after “apply to amend a case plan order” and substituting “as follows:”, and*
- (b) *by adding the following paragraphs:*
 - (a) if the application is to be by consent, the parties must apply in accordance with Rule 10-7;

- (b) if the application is not to be by consent, a party must request a subsequent case planning conference under Rule 7.1-1.

5 Rule 10-5 is amended

- (a) *in subrule (1) (a) by striking out “paragraph (b),” and substituting “paragraph (b), (b.1),”*
- (b) *in subrule (1) (b) by adding “subject to paragraph (b.1),” before “in the case of”,*
- (c) *in subrule (1) by adding the following paragraph:*
 - (b.1) in the case of an application for an order to amend a case plan order under Rule 7.1-3 (8) (a), apply in accordance with Rule 10-7; , **and**
- (d) *in subrule (2) by adding the following paragraphs:*
 - (d.1) a court order within the meaning of Rule 2-2.1;
 - (f) to amend a case plan order under Rule 7.1-3 (8) (a).

6 The following paragraph is added to Rule 10-7 (1.1):

- (f) to amend a case plan order under Rule 7.1-3 (8) (a).

7 Rule 14-2.1 is amended

- (a) *by adding the following subrule:*

Exception if trial management conference scheduled

- (2.1) Despite subrules (1) and (2) and unless the court otherwise orders, if a trial management conference is scheduled to take place,
 - (a) the claimant must, at least 28 days before the date set for the trial management conference,
 - (i) file a trial brief in Form F45, and
 - (ii) serve a copy of the filed trial brief on each of the other parties, and
 - (b) each party, other than the claimant, must, at least 21 days before the date set for the trial management conference,
 - (i) file a trial brief in Form F45, and
 - (ii) serve a copy of the filed trial brief on each of the other parties. ,
- (b) *in subrule (4) by striking out “or (2) (a) or (b)” and substituting “, (2) (a) or (b) or (2.1) (a) (i) or (ii) or (b) (i) or (ii)”*,
- (c) *in subrule (5) by striking out “(1) or (2)” and substituting “(1), (2) or (2.1)”*,
- (d) *in subrule (6) (a) by striking out “file” and substituting “prepare”, and*
- (e) *in subrule (6) (b) by striking out “filed”*.

8 Rule 14-4 (1) is amended by striking out “and” at the end of paragraph (d.1) and by adding the following paragraph:

- (d.2) any amended witness list prepared by or served on the party under Rule 14-2.1 (6), and .

9 *The following rule is added:*

**RULE 15-4.1 – ORDER FOR IMPRISONMENT UNDER SECTION 231 (2) OF
THE *FAMILY LAW ACT***

Arrest warrant

- (1) An arrest warrant issued under section 231 (3) (b) of the *Family Law Act* in respect of a person must be in Form F62.1.

Summary determination

- (2) If a person referred to in subrule (1) is apprehended and brought before the court, subject to section 231 (3) (a) of the *Family Law Act*, the court in a summary manner may determine whether an order should be made under section 231 (2) of that Act for the imprisonment of the person.

Release of apprehended person

- (3) The court may order the release of a person referred to in subrule (2) on receiving an undertaking in Form F93 from that person.

Order for release

- (4) A release order under subrule (3) must be in Form F94.

Hearing

- (5) The court may give directions, including an order that the matter be transferred to the trial list under Rule 10-3 (7) (d), as to the conduct of a hearing into whether an order should be made under section 231 (2) of the *Family Law Act* for the imprisonment of a person.

Form of order

- (6) An order made under section 231 (2) of the *Family Law Act* for the imprisonment of a person must be in Form F62.2.

Suspension of order for imprisonment

- (7) The court at any time may direct that an imprisonment ordered under section 231 (2) of the *Family Law Act* be suspended for the period or on the terms or conditions the court may specify.

Release of person

- (8) On application by or on behalf of a person imprisoned under section 231 (2) of the *Family Law Act*, the court may release that person, whether or not the period of committal has elapsed.

10 *Rule 17-1 is amended*

- (a) *in subrule (14) by striking out “applicant” and substituting “petitioner”,*
- (b) *in subrule (14) (b) by striking out “court day” and substituting “business day”, and*
- (c) *in subrule (15) by striking out everything after “registry” and by adding the following paragraphs:*
 - (a) no earlier than 9 a.m. on the business day that is three full business days before the new date set for the hearing and no later than 4 p.m. on the business day that is one full business day before the new date set for the hearing, or
 - (b) if an earlier date is fixed by a registrar, on or before that date.

11 Rule 18-3 is amended

- (a) *by adding the following subrule:*

Definitions

- (0.1) In this rule:

“**appellant**” means a person who has filed a notice of appeal under subrule (2);

“**party**” means

- (a) an appellant, and
- (b) a respondent;

“**respondent**” means a person who has filed a notice of interest under subrule (8);

“**specified appeal from Provincial Court**” means an appeal under section 233 of the *Family Law Act* from an order of the Provincial Court. ,

- (b) *by repealing subrules (2) and (3) and substituting the following:*

Form

- (2) An appeal must be started by filing in a registry a notice of appeal,
 - (a) in the case of a specified appeal from Provincial Court, in Form F80, and
 - (b) in any other case, in Form F79.

Directions

- (3) Other than in the case of a specified appeal from Provincial Court, a notice of appeal must include an application for directions as to the conduct of the appeal.

Service of application to extend time to appeal

- (3.1) Without limiting Rule 17-1 (3), if an application is made for an order under section 233 (4) of the *Family Law Act* to extend the time limit for starting a specified appeal from Provincial Court, a copy of the filed petition must be served on all parties to the proceeding in Provincial Court. ,

- (c) *by repealing subrule (4),*

(d) in subrule (5) by striking out “an application for directions under subrule (3) (b)” and substituting “other than in the case of a specified appeal from Provincial Court, an application for directions”,

(e) by repealing subrule (6) and substituting the following:

Service of notice of appeal

- (6) Unless the court otherwise orders, promptly after filing a notice of appeal, the appellant must,
- (a) in the case of a specified appeal from Provincial Court,
 - (i) serve a copy of the filed notice of appeal by personal service on
 - (A) all parties to the proceeding in Provincial Court, and
 - (B) all other persons who may be affected by the order sought, and
 - (ii) file a copy of the filed notice of appeal in the Provincial Court registry where the order was made, and
 - (b) in any other case, serve a copy of the filed notice of appeal by personal service on
 - (i) the person or body that gave the decision or direction, or made the order, being appealed, and
 - (ii) all other persons who may be affected by the order sought. ,

(f) by adding the following subrule:

Appellant to order transcripts for specified appeal from Provincial Court

- (7.1) Without limiting subrule (7) and unless the court otherwise orders, the appellant in a specified appeal from Provincial Court must, at the appellant’s own expense,
- (a) order a transcript of the oral evidence, if any, taken in the proceeding in the Provincial Court, and
 - (b) if the reasons for judgment for the order from which the appeal is taken were pronounced orally rather than issued in writing, order a transcript of the Provincial Court’s reasons for judgment. ,

(g) in subrule (9) (b) by adding “promptly” before “serving”,

(h) by adding the following subrule:

Form of order

- (11) An order determining an appeal must be in Form F82.1. ,

(i) by adding the following heading after subrule (11):

Additional Requirements for Specified Appeals from Provincial Court

, and

(j) by adding the following subrules:

Time limit for filing proof and notice of hearing

- (12) The appellant in a specified appeal from Provincial Court must, within 30 days after filing the notice of appeal, file the following:
- (a) proof that the notice of appeal has been served in accordance with subrule (6) (a) (i);
 - (b) if transcripts are required under subrule (7.1), proof satisfactory to the registrar that the appellant has ordered the transcripts and that preparation of the transcripts has begun;
 - (c) a notice of hearing of appeal in accordance with subrule (9) (a).

Failure to comply with time limit for filing proof

- (13) Unless the court otherwise orders, if the appellant fails to comply with subrule (12) (a) or (b), no further step may be taken on the appeal, including obtaining from a registrar a date for the hearing of the appeal, unless
- (a) the court, on application by the appellant, extends the time limit referred to in subrule (12), and
 - (b) the appellant complies with subrule (12) (a) or (b), as the case may be, in accordance with the new time limit.

Requirement to serve of notice of hearing

- (14) If, after filing a notice of hearing of appeal in a specified appeal from Provincial Court, the appellant is served with a copy of a filed notice of interest by a respondent, the appellant must promptly serve a copy of the filed notice of hearing of appeal on the respondent.

Time limit for filing transcripts and appellant's statement of argument

- (15) The appellant in a specified appeal from Provincial Court must, within 60 days after filing the notice of appeal, do the following:
- (a) file the transcripts, if any, referred to in subrule (7.1);
 - (b) file a statement of argument in Form F82.2;
 - (c) serve a copy of the filed transcripts on the respondents.

Requirement to serve appellant's statement of argument

- (16) The appellant in a specified appeal from Provincial Court must, at least 21 days before the date set for the hearing of the appeal, serve a copy of the appellant's filed statement of argument on the respondents.

Requirement to file and serve respondent's statement of argument

- (17) A respondent in a specified appeal from Provincial Court must, at least 14 days before the date set for the hearing of the appeal,
- (a) file a statement of argument in Form F82.3, and
 - (b) serve a copy of the filed statement of argument on the appellant.

Written argument in reply

- (18) An appellant in a specified appeal from Provincial Court must, at least 3 days before the date set for the hearing of the appeal,
- (a) file a written argument in reply, if any, in Form F82.4 to a statement of argument filed under subrule (17) (a), and
 - (b) serve a copy of the filed written argument in reply on the person who filed the statement of argument.

No new evidence

- (19) Unless the court otherwise orders, no new evidence may be tendered on a specified appeal from Provincial Court.

12 *Forms F1, F37, F38, F40 and F54 in Appendix A are repealed and the following substituted:*

FORM F1 (RULE 2-2 (2))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant 1:

Claimant 2:

NOTICE OF JOINT FAMILY CLAIM

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

1 Relationship history *[Check the correct box(es) and complete the required information.]*

Claimant 1 and Claimant 2:

☐ began to live together in a marriage-like relationship on[date].....

☐ were married on[date]..... at[city or town; province or state; country]

☐ separated on[date].....

☐ were divorced from each other by order made on[date].....

☐ were never married

2 Divorce *[Complete if you are asking for a divorce order.]*

☐ Claimant 1 and Claimant 2 are asking for a divorce order.

A Personal information:

	Claimant 1	Claimant 2
Birthdate: [date]		
Habitually resident in British Columbia since: [date]		
Surname at birth:		
Surname immediately before marriage:		

Marital status immediately before marriage:	☐ never married ☐ divorced ☐ widowed	☐ never married ☐ divorced ☐ widowed
Place of marriage: <i>[city or town; province or state; country]</i>		
Official language choice for <i>Divorce Act</i> proceeding: (See Notice to Claimants below)	☐ English ☐ French ☐ English and French (bilingual)	☐ English ☐ French ☐ English and French (bilingual)
B Grounds for claim for divorce: <i>[If divorce is claimed as a result of having lived separate and apart, complete paragraph (i).]</i> (i) ☐ Claimant 1 and Claimant 2 have lived separate and apart since<i>[date]</i>..... AND <i>[Check whichever one of the following boxes is correct and complete any required information.]</i> ☐ Claimant 1 and Claimant 2 have not lived together since then ☐ Claimant 1 and Claimant 2 have lived together again during the following period(s), in an unsuccessful attempt to reconcile:<i>[give dates of period(s)]</i>..... <i>[If divorce is claimed on grounds other than having lived separate and apart, complete paragraph (ii) by checking both of the following boxes and completing the required information.]</i> (ii) ☐ Other grounds, under section 8 (2) (b) of the <i>Divorce Act</i> (Canada): ☐ Adultery (the respondent has committed adultery) ☐ Cruelty (the respondent has treated the applicant with physical or mental cruelty of such a kind as to make continued cohabitation intolerable) AND ☐ There has been no condonation of any act relied on under section 8 (2) (b) of the <i>Divorce Act</i> (Canada) as a ground for divorce.		
C Claimant 1 and Claimant 2 confirm that: <i>[Check both of the following boxes.]</i> ☐ There is no possibility of reconciliation. ☐ I do not know about and I am not involved in any arrangement to make up or to hide evidence or to deceive the court to obtain a divorce.		
D Proof of marriage: <i>[Check whichever one of the following boxes is correct and complete any required information.]</i> ☐ A certificate of marriage or registration of marriage has been filed.		

☐ A certificate of marriage or registration of marriage is not being filed with this notice of joint family claim because[state the reasons]..... and the certificate will be filed before this claim is set down for trial or an application is made for an order of divorce.

☐ It is impossible to obtain a certificate of marriage or registration of marriage because:[state the reasons]..... .

3 Information concerning children [Check whichever one of the following boxes is correct and complete any required information.]

Children:

☐ There are no children of the marriage, as defined by the *Divorce Act* (Canada), or children of whom Claimant 1 and Claimant 2 are parents within the meaning of the *Family Law Act*.

[OR]

☐ There are children of the marriage, as defined by the *Divorce Act* (Canada), or children of whom Claimant 1 and Claimant 2 are parents within the meaning of the *Family Law Act*, and those children are:

Full name: Birth date: [date] Resides with:

4 Orders asked for in relation to children [Complete section 4 for those children in relation to whom you are asking for an order.]

A ☐ Claimant 1 and Claimant 2 are asking for the following order respecting arrangements for parenting or contact:[set out terms of proposed order].....

B ☐ Claimant 1 and Claimant 2 are asking for an order for child support as follows:[set out terms of proposed order].....

C ☐ Claimant 1 and Claimant 2 are asking for the orders under paragraphs A and B of this section under the following statute(s): [Check one or both of the following boxes, as applicable.]

☐ the *Divorce Act* (Canada) ☐ the *Family Law Act*

5 Spousal support *[Complete section 5 if you are asking for an order for spousal support.]*

☐ Claimant 1 and Claimant 2 are asking for an order for spousal support as follows:
.....[Set out terms of proposed order].....

☐ Claimant 1 and Claimant 2 are asking for an order for spousal support under *[Check one or both of the following boxes, as applicable.]*

☐ the *Divorce Act* (Canada) ☐ the *Family Law Act*

6 Property and debt *[Complete section 6 if you are asking for an order in relation to property or debt.]*

A Property claims under the *Family Law Act*

☐ Claimant 1 and Claimant 2 are asking for an order for:

[Check whichever one of the following boxes is correct and complete any required information in relation to family property and family debt, as those terms are defined in the Family Law Act.]

☐ an equal division of family property and family debt

☐ an unequal division of family property and family debt as follows:*[set out details of proposed division]*.....

B Other property claims

☐ Claimant 1 and Claimant 2 ask for an order respecting an interest in property or for compensation instead of an interest in that property, as follows:

.....

7 Other *[Complete section 7 if you are asking for any other order.]*

☐ Claimant 1 and Claimant 2 are asking for an order in the following terms:
.....*[set out terms of proposed order]*

8 Claimants' addresses for service [Set out the street address of the address for service. One or both of a fax number and an e-mail address may be given as additional addresses for service.]

Claimant 1:	Claimant 2:
Fax (optional) E-mail (optional)	Fax (optional) E-mail (optional)

Date:
 Signature of
 [] Claimant 1 [] lawyer for Claimant 1
[type or print name].....

Date:
 Signature of
 [] Claimant 2 [] lawyer for Claimant 2
[type or print name].....

Notice to Claimants: under **section 23.2 of the *Divorce Act***, you may choose to file pleadings or other documents, including this form, give evidence or make submissions in any ***Divorce Act*** proceeding in either of the two official languages of Canada (English or French).

Rule 1-1(1) of the Supreme Court Family Rules defines "*Divorce Act* proceeding" as follows:

"Divorce Act proceeding" means a family law case in which an order is sought under the *Divorce Act*.

If in this family law case a claim is made under the Family Law Act and one or both of the parties is represented by a lawyer, each of the lawyers must complete a certificate in the following form.

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
.....[type or print name].....

The following certificate must be completed by each party to a divorce claim.

PARTY'S CERTIFICATE (DIVORCE ACT (CANADA), s. 7.6)

- [] By checking this box, I,[name of party]....., certify that I am aware of my duties under sections 7.1 to 7.5 of the *Divorce Act* (Canada), which say:
- 7.1** A person to whom parenting time or decision-making responsibility has been allocated in respect of a child of the marriage or who has contact with that child under a contact order shall exercise that time, responsibility or contact in a manner that is consistent with the best interests of the child.
- 7.2** A party to a proceeding under this Act shall, to the best of their ability, protect any child of the marriage from conflict arising from the proceeding.
- 7.3** To the extent that it is appropriate to do so, the parties to a proceeding shall try to resolve the matters that may be the subject of an order under this Act through a family dispute resolution process.
- 7.4** A party to a proceeding under this Act or a person who is subject to an order made under this Act shall provide complete, accurate and up-to-date information if required to do so under this Act.
- 7.5** For greater certainty, a person who is subject to an order made under this Act shall comply with the order until it is no longer in effect.

The following certificate must be completed for each party to a divorce claim who is represented by a legal adviser.

LEGAL ADVISER'S CERTIFICATE (DIVORCE ACT (CANADA), s. 7.7 (3))

- [] By checking this box, I, legal adviser for[name of party]....., certify that I have complied with section 7.7 of the *Divorce Act* (Canada), which says:
- 7.7** (1) Unless the circumstances of the case are of such a nature that it would clearly not be appropriate to do so, it is the duty of every legal adviser who undertakes to act on a spouse's behalf in a divorce proceeding
- (a) to draw to the attention of the spouse the provisions of this Act that have as their object the reconciliation of spouses; and
- (b) to discuss with the spouse the possibility of the reconciliation of the spouses and to inform the spouse of the marriage counselling or guidance facilities known to

the legal adviser that might be able to assist the spouses to achieve a reconciliation.

- (2) It is also the duty of every legal adviser who undertakes to act on a person's behalf in any proceeding under this Act
- (a) to encourage the person to attempt to resolve the matters that may be the subject of an order under this Act through a family dispute resolution process, unless the circumstances of the case are of such a nature that it would clearly not be appropriate to do so;
 - (b) to inform the person of the family justice services known to the legal adviser that might assist the person
 - (i) in resolving the matters that may be the subject of an order under this Act, and
 - (ii) in complying with any order or decision made under this Act; and
 - (c) to inform the person of the parties' duties under this Act.

FORM F37 (RULE 10-10 (2))

This is the[1st/2nd/3rd/etc.]..... affidavit
of[name]..... in this case
and was made on[date].....

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Respondent:

CHILD SUPPORT AFFIDAVIT

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

[Complete the form in accordance with the instructions found in the bracketed italicized wording and then remove all bracketed italicized wording so that it does not appear in the form when the form is filed.]

I,[name]....., of[address].....,
.....[occupation]....., SWEAR (OR AFFIRM) THAT:

- 1 I am the[claimant/respondent]..... .
- 2 The following is true to the best of my information and belief:

(a) Parties:

Claimant's name	Province of residence
Respondent's name	Province of residence

(b) Children: *[Where options are provided in the table to this paragraph, select whichever one of the options is correct and remove the option that has not been selected so that it does not appear in the form when the form is filed.]*

Child's name	Birthdate [date]	Age	Child now living with	Relationship to claimant	Relationship to respondent
			claimant respondent	natural child step-child	natural child step-child
			claimant respondent	natural child step-child	natural child step-child
			claimant respondent	natural child step-child	natural child step-child

			claimant respondent	natural child step-child	natural child step-child
--	--	--	------------------------	-----------------------------	-----------------------------

[Select whichever one of the 3 following provisions is correct, complete the selected provision and remove the provisions that have not been selected so that they do not appear in the form when the form is filed.]

- 3 The*[notice of family claim/counterclaim]*..... includes a claim for a child support order.
- 3 The*[notice of family claim/counterclaim]*..... included a claim for a child support order but that claim has been withdrawn.
- 3 The*[notice of family claim/counterclaim]*..... never included a claim for a child support order.

[Provide the information required under the child support guidelines (the "Guidelines") by selecting and completing one or more of sections 4a, 4b and 4c that relate to that information and removing any sections that do not relate to information required under the Guidelines so that that/those section(s) do not appear in the form when the form is filed.]

- 4a Claimant's annual income as determined under sections 15 to 20 of the Guidelines: \$...... .
- 4b Respondent's annual income as determined under sections 15 to 20 of the Guidelines: \$...... .
- 4c 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. *[Attach a copy of the agreement to this affidavit and provide explanation if the agreed amount is not in line with the Guidelines.]*

[Select whichever one of the following 2 provisions is correct, complete the selected provision and remove the provision that has not been selected so that it does not appear in the form when the form is filed.]

- 5 The monthly amount in Schedule 1 of the Guidelines is \$....., payable by the*[claimant/respondent]*..... .
- 5 I have completed and attached to this affidavit *[Set out one or more of the following as applicable: Supplementary Child Support Fact Sheet B / Supplementary Child Support Fact Sheet C / Supplementary Child Support Fact Sheet D / Supplementary Child Support Fact Sheet E / Supplementary Child Support Fact Sheet F]*

[Note: Attach Supplementary Child Support Fact Sheet B if the circumstances described in section 9 of the child support guidelines exist, attach Supplementary Child Support Fact Sheet C if the circumstances described in section 8 of the child support guidelines exist, attach Supplementary Child Support Fact Sheet D if one or more children is over the age of majority, attach Supplementary Child Support Fact Sheet E if undue hardship is alleged and attach Supplementary Child Support Fact Sheet F if at least one of the party's income exceeds \$150,000. Do not attach any Supplementary Child Support Fact Sheet unless it is one required by this note to be attached.]

[Select whichever one of the 5 following provisions is correct, complete the selected provision and remove the provisions that have not been selected so that they do not appear in the form when the form is filed.]

- 6 The proposed order sets out that \$..... is the amount of child support payable by the*[claimant/respondent]*....., which amount accords with the child support guidelines.
- 6 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 \$..... is the amount of child support payable by the*[claimant/respondent]*....., which amount is different than the amount required by the Guidelines.

- 6 The proposed order sets out that \$..... 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* (Canada), have been made:
- 6 The proposed order sets out that \$..... is the amount of child support payable by the[claimant/respondent]....., in accordance with the agreement referred to in section 4c of this affidavit.
- 6 The proposed order does not include child support but the following arrangements have been made for the support of the child:

[Select whichever one of the 2 following provisions is correct, provide any required information and remove the provision that has not been selected so that it does not appear in the form when the form is filed.]

- 7 The expenses under section 7 of the Guidelines are not included in the proposed order.
- 7 I have completed and attached to this affidavit Supplementary Child Support Fact Sheet A, and the amount set out in the proposed order for the expenses under section 7 of the Guidelines ("section 7 expenses") is \$..... .

[Select whichever one or more of the 3 following provisions is/are correct and remove the provision(s) that has/have not been selected so that it/they do(es) not appear in the form when the form is filed.]

- 8a Medical coverage is available for the children under the claimant's medical insurance plan.
- 8b Medical coverage is available for the children under the respondent's medical insurance plan.
- 8c Medical coverage is not available for the children under either of the party's medical insurance plans.

[Select whichever one of the 2 following provisions is correct, provide any required information and remove the provision that has not been selected so that it does not appear in the form when the form is filed.]

- 9 There is no order of any court in force dealing with support of the children.
- 9 Attached as Exhibit(s)[A, B, C, D, as the case may be].....[is/are]..... the order(s) in force that deal(s) with the support of the children.

[Select whichever one of the 2 following provisions is correct, provide any required information and remove the provision that has not been selected so that it does not appear in the form when the form is filed.]

- 10 There is no agreement dealing with support of the children.
- 10 Attached as Exhibit(s)[A, B, C, D, as the case may be]....[is/are].... the written agreement(s) that deal(s) with the support of the children.
- 11 The amount of arrears of child support, as at[date]....., under any existing order or written agreement is[nil/ \$.....]..... .

[The following paragraphs must be included if the affidavit was sworn or affirmed by video conference:

[#] "I acknowledge the solemnity of making a sworn statement/solemn declaration and acknowledge the consequences of making an untrue statement." and

[##] "I was not physically present before the person before whom this affidavit was sworn or affirmed but was in that person's presence using video conferencing."

SWORN (OR AFFIRMED) BEFORE ME)
 at[commissioner's city/town].....)
 British Columbia on[date].....)
)
)
 A commissioner for taking)
 affidavits for British Columbia)
[print name or affix stamp of commissioner]....

**SUPPLEMENTARY CHILD SUPPORT FACT SHEET A –
 SPECIAL OR EXTRAORDINARY EXPENSES**

Section 7 expenses (net of tax credits and contributions from child(ren), etc.)

		Annual	Monthly
(a)	Child care expenses		
(b)	Portion of medical and dental premiums attributable to the child(ren)		
(c)	Health related expenses that exceed insurance reimbursement by at least \$100		
(d)	Extraordinary primary, secondary or other educational expenses		
(e)	Post-secondary school expenses		
(f)	Extraordinary extracurricular activities expenses		
(g)	Total Section 7 expenses		

Parties' respective proportionate shares of the total net monthly Section 7 expenses referred to at line (g) above:

	%	Amount
Claimant's proportionate share		
Respondent's proportionate share		

Total monthly child support payable by the[claimant/respondent]..... after taking into account the monthly Guidelines table amount under Schedule 1 of the Guidelines and the Section 7 expenses is \$..... .

SUPPLEMENTARY CHILD SUPPORT FACT SHEET B – IF THE CIRCUMSTANCES DESCRIBED IN SECTION 9 OF THE CHILD SUPPORT GUIDELINES EXIST

	Claimant	Respondent
Number of children =		
Approximate percentage of time children spend with each parent	%	%
Annual Guidelines income [determine amount under sections 15 to 20 of the Guidelines]	\$	\$
Guidelines table amount [use applicable amount from Schedule 1 of the Guidelines]	\$	\$
Difference between the Guidelines table amount of the claimant and the Guidelines table amount of the respondent	\$.....	
Section 7 expenses paid directly by each party	\$	\$

The increased costs of the shared parenting arrangement, if any:
.....

Any other relevant information regarding the conditions, means, needs and other circumstances of each spouse or of any child for whom support is sought:
.....

It is proposed that child support in the amount of \$..... per month be paid by the[claimant/respondent]..... .

**SUPPLEMENTARY CHILD SUPPORT FACT SHEET C – IF THE CIRCUMSTANCES DESCRIBED IN
SECTION 8 OF THE CHILD SUPPORT GUIDELINES EXIST**

(a) Number of children principally resident with claimant for whom support is claimed	
(b) Respondent's annual Guidelines income [<i>determine amount under sections 15 to 20 of the Guidelines</i>]	\$
(c) Guidelines table amount payable by respondent for[<i>insert number from paragraph (a)</i>]..... children	\$
(d) Number of children principally resident with respondent for whom the claimant is obliged to pay support	
(e) Claimant's annual Guidelines income [<i>determine amount under sections 15 to 20 of the Guidelines</i>]	\$
(f) Guidelines table amount payable by claimant for[<i>insert number from paragraph (d)</i>]..... children	\$

Difference between Guidelines table amounts:[*difference between paragraphs (c) and (f)*].....

SUPPLEMENTARY CHILD SUPPORT FACT SHEET D – CHILD 19 YEARS OR OLDER

- (a) Number of child(ren) 19 years of age or older for whom support is claimed:
- (b) Child support is to be paid by the[*claimant/respondent*]..... (the "payor")
- (c) Monthly Guidelines table amount of the payor under Schedule 1 of the Guidelines: \$.....

[*Select whichever one of the 2 following provisions is correct, provide any required information and remove the provision that has not been selected so that it does not appear in the form when the form is filed.*]

The person swearing this affidavit says that the Guidelines table amount is appropriate.

The person swearing this affidavit says that the Guidelines table amount is inappropriate and that the appropriate amount would be \$..... for the following reasons:[*Give reasons to justify the proposed amount, having regard to the condition, means, needs and other circumstances of the child and the financial ability of each parent and the child to contribute to the support of the child.*]..... .

SUPPLEMENTARY CHILD SUPPORT FACT SHEET E – UNDUE HARDSHIP

[*Complete this form only if it applies to you under section 10 (3) and (4) of the Guidelines.*]

1 Responsibility for unusually high debts reasonably incurred to support the family before separation or in order to earn a living		
Owed to	Terms of debt	Monthly Amount

• <i>[list]</i>	• <i>[provide details]</i>	\$..... \$.....
2 Unusually high expenses for exercising parenting time or contact with, or access to, a child		
DETAILS OF EXPENSE		
• <i>[list]</i>		\$..... \$.....
3 Legal duty under a court order or separation agreement to support another person		
Name of person	Relationship	Nature of duty
4 Legal duty to support a child, other than a child for whom support is claimed, who is (a) under age 19, or (b) 19 or older but unable to be self-supporting because of illness, disability or other cause		
Name of person	Relationship	Nature of duty
5 Legal duty to support a person who is unable to be self-supporting because of illness or disability		
Name of person	Relationship	Nature of duty
6 Other undue hardship circumstances <i>[provide details]</i>		

INCOME OF OTHER PERSONS IN HOUSEHOLD

Name of person	Annual income

Total	
-------	--

SUPPLEMENTARY CHILD SUPPORT FACT SHEET F – INCOME OVER \$150,000

1	Total number of children for whom support is claimed =	
2	Guidelines table amount for \$150,000 =	\$.....
3	Plus% of income over \$150,000 [determine applicable percentage from the Guidelines table] =	\$.....
4	Guidelines table amount [Total amount of lines 2 and 3]	\$.....

[Select whichever one of the 4 following provisions is correct, provide any required information and remove the provisions that have not been selected so that they do not appear in the form when the form is filed.]

We have agreed on the Guidelines table amount set out in line 4 above as the amount of child support.

We have agreed on an amount of child support that differs from the Guidelines table amount and the amount of child support agreed on

(a) is \$, and

(b) differs from the Guidelines table amount because[provide details, having regard to the condition, means, needs and other circumstances of the child and the financial ability of each parent and the child to contribute to the support of the child]..... .

We have not agreed on an amount of child support and the amount of child support the claimant is claiming is the Guidelines table amount set out in line 4 above.

We have not agreed on an amount of child support and the amount of child support the claimant is claiming

(a) is \$..... , and

(b) differs from the Guidelines table amount because[provide details, having regard to the condition, means, needs and other circumstances of the child and the financial ability of each parent and the child to contribute to the support of the child].....

FORM F38 (RULE 10-10 (2))

This is the[1st/2nd/3rd/etc.]..... affidavit
of[name]..... in this case
and was made on[date].....

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Claimant 1 [joint family law case]:

Respondent:

Claimant 2 [joint family law case]:

AFFIDAVIT – DESK ORDER DIVORCE

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

[Complete the form in accordance with the instructions found in the bracketed italicized wording and then remove all bracketed italicized wording so that it does not appear in the form when the form is filed.]

I,[name]....., of[address].....,
.....[occupation]....., SWEAR (OR AFFIRM) THAT:

1 I am[the claimant/the respondent/Claimant 1/Claimant 2]..... .

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

[Select whichever one of the 2 following provisions is correct and remove the provision that has not been selected so that it does not appear in the form when the form is filed.]

3 I believe that the facts set out in the notice of family claim are true.

3 I believe that the facts set out in the response to family claim and counterclaim are true.

[Select whichever one of the 2 following provisions is correct, provide any required information and remove the provision that has not been selected so that it does not appear in the form when the form is filed.]

4 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 the marriage.

4 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.

[Select whichever one of the 4 following provisions is correct, complete the selected provision and remove the provisions that have not been selected so that they do not appear in the form when the form is filed.]

- 5 [Select this provision if the grounds for divorce are separation for more than one year.] 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 since [date]....., except:[provide dates of any periods of attempted reconciliation]..... .
- 5 [Select this provision if the grounds for divorce are adultery of a spouse and there has been an admission of adultery.] My spouse has admitted to me that[name of spouse]..... committed the acts of adultery alleged in Schedule 1 of the[notice of family claim/counterclaim]..... and
- (a) as corroboration I refer to[Set out whichever one of the following is applicable: the affidavit(s) of[name(s)]....., / the transcript of the examination for discovery of[name]..... 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 [Select this provision if the grounds for divorce are adultery of a spouse and there has been no admission of adultery.] I have no personal knowledge of the acts of adultery alleged in Schedule 1 of the[notice of family claim/counterclaim]..... and
- (a) in proof of the adultery committed by my spouse I refer to[Set out whichever one of the following is applicable: the affidavit(s) of[name(s)]....., / the transcript of the examination for discovery of[name]..... 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 [Select this provision if the grounds for divorce are physical or mental cruelty of a spouse.] My spouse has treated me with physical or mental cruelty since the date of the marriage as follows:[provide details]..... .
- 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.

[Select whichever one of the 2 following provisions is correct, provide any required information and remove the provision that has not been selected so that it does not appear in the form when the form is filed.]

- 7 There are no children of the marriage as defined by the *Divorce Act* (Canada).
- 7 There are children of the marriage as defined by the *Divorce Act* (Canada) and
- (a) those children are[provide the full name, age and birth date of each child of the marriage].....,
- (b) I have sworn a child support affidavit in Form F37, and
- (c) the following arrangements for parenting have been made:[provide details]..... .

[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.]

8 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.

[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.]

9 Pursuant to section 5 of the *Name Act*, I am seeking to change the name(s) of the minor child(ren) of the marriage as follows, and a copy of the consent(s) to the change(s) of name referred to in this section of[*name*]..... who is/are[*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:

[Select and complete the following provision if the Affidavit of Personal Service is being relied on as proof of service of a Notice of Family Claim or Counterclaim seeking a divorce, and the party served with the pleading was identified by way of a photograph.]

10 Attached as Exhibit ...[*A, B, C, D, as the case may be*]... to this Affidavit is a copy of a photograph of the[*Claimant/Respondent*].....,[*name*]....., which is a true likeness of the[*Claimant/Respondent*]..... This same photograph is attached as an exhibit in the Affidavit of Personal Service of[*name*]..... sworn (or affirmed) [*date*].....

[The following paragraphs must be included if the affidavit was sworn or affirmed by video conference:

[#] "I acknowledge the solemnity of making a sworn statement/solemn declaration and acknowledge the consequences of making an untrue statement." and

[##] "I was not physically present before the person before whom this affidavit was sworn or affirmed but was in that person's presence using video conferencing."

SWORN (OR AFFIRMED) BEFORE ME)

at[*commissioner's city/town*].....,)

British Columbia on[*date*].....)

)

.....)

A commissioner for taking)

affidavits for British Columbia)

....[*print name or affix stamp of commissioner*]....

FORM F40 (RULE 11-4 (3))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Respondent:

NOTICE OF WITHDRAWAL

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

Filed by:[party(ies)].....

TAKE NOTICE that the respondent(s),[name(s)].....,

[Check whichever one of the following boxes is correct and complete the required information.]

- ☐ withdraw(s) their response to family claim in this family law case
- ☐ withdraw(s) their response to family claim in respect of the following claim(s) in this family law case:
- (a)
- (b)
- (c)

Date:

.....

Signature of

☐ filing party ☐ lawyer for filing party(ies)

.....[type or print name].....

FORM F54 (RULE 15-1 (1))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Respondent:

PROTECTION ORDER

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

BEFORE) THE HONOURABLE JUSTICE)
 } or)[date].....
 } ASSOCIATE JUDGE)

Name of applicant:

Persons appearing: Lawyer:

..... Lawyer:

[Select one or more of the 10 following provisions, as applicable, complete the selected provision(s) and remove the provision(s) that is/are not selected so that it/they do(es) not appear in the draft order when submitted for filing.]

THIS COURT ORDERS, under section 183 of the *Family Law Act*, that.....[full name and date of birth of person restrained]..... is restrained from directly or indirectly communicating with or contacting.....[set out full name of protected person(s)]..... .

THIS COURT ORDERS, under section 183 of the *Family Law Act*, that.....[full name and date of birth of person restrained]..... is restrained from attending at, nearing or entering[set out place(s) where person is not to attend]..... .

THIS COURT ORDERS, under section 183 of the *Family Law Act*, that.....[full name and date of birth of person restrained]..... is restrained from following[set out full name of protected person(s)]..... .

THIS COURT ORDERS, under section 183 of the *Family Law Act*, that.....[full name and date of birth of person restrained]..... is restrained from possessing a weapon or firearm.

THIS COURT ORDERS, under section 183 of the *Family Law Act*, that.....[full name and date of birth of person restrained]..... must not communicate with[set out full name of protected person(s)]..... other than as follows:[specify]..... .

THIS COURT ORDERS, under section 183 of the *Family Law Act*, that.....[full name and date of birth of person restrained]..... must report to the court [or to[specify person(s)].....] as follows:[specify]..... .

THIS COURT ORDERS that any police officer, including any R.C.M.P. officer having jurisdiction in the province of British Columbia, who is provided with a copy of this order is directed to remove[full name and date of birth of person restrained]..... from[location]..... immediately [or within a specified period of time].

THIS COURT ORDERS that any police officer, including any R.C.M.P. officer having jurisdiction in the province of British Columbia, who is provided with a copy of this order is directed to accompany[full name and date of birth of person]..... to[location]..... as soon as practicable [or within a specified period of time] to supervise the removal of their personal belongings.

THIS COURT ORDERS that any police officer, including any R.C.M.P. officer having jurisdiction in the province of British Columbia, who is provided with a copy of this order is directed to seize from[full name and date of birth of person from whom seizure is to be made]..... any weapons or firearms and related documents.

THIS COURT ORDERS that this order expires on[date]..... .

[Add any further terms of protection order.]

By the Court.

.....
Registrar

DISOBEYING THIS ORDER IS A CRIMINAL OFFENCE UNDER SECTION 127 OF THE CRIMINAL CODE PUNISHABLE BY FINE OR IMPRISONMENT

TAKE NOTICE THAT any police officer, including any R.C.M.P. officer having jurisdiction in the province of British Columbia, having reasonable and probable grounds to believe that the person against whom this order is made has contravened a term of this order may take action to enforce the order, whether or not there is proof that the order has been served on the person and, if necessary for the purpose of enforcing the order, may use reasonable force. Enforcement action may include arresting the person against whom this order is made without warrant in accordance with section 495 of the *Criminal Code*.

AND TAKE NOTICE THAT unless the court otherwise orders in relation to this order, this order expires one year after the date it is made.

13 The following Forms are added to Appendix A:

Form F62.1 (Rule 15-4.1 (1))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant/Creditor/Petitioner/Other:

Respondent/Debtor/Petition Respondent/Other:

ARREST WARRANT – Failure to comply with order made under *Family Law Act*

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

To any Peace Officer

WHEREAS this court is of the opinion that[*name of person*]..... did not comply with an order made under the *Family Law Act*.

And whereas this court is of the opinion that a warrant should be issued for the arrest of[*name and address of person*]..... for the purpose of providing[*name of person*]..... a reasonable opportunity to explain their non-compliance with the order made by ...[*Supreme Court Judge or Associate Judge*]... on ...[*date*]... and to show why an order for imprisonment should not be made under section 231 (2) of the *Family Law Act*.

YOU are hereby ordered to apprehend[*name of person*]..... and promptly bring that person before a judge of the Supreme Court, and, after that, to deal with that person as directed.

Date:

.....

Signature of a Judge of the Supreme Court
of British Columbia

.....[*type or print name*].....

Form F62.2 (Rule 15-4.1 (6))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Respondent:

ORDER FOR IMPRISONMENT – Family Law Act

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

BEFORE THE HONOURABLE JUSTICE[date]....

WHEREAS[full name of person to be imprisoned]....., date of birth:
...[date]..., has appeared before this court and has been given a reasonable opportunity to explain
their non-compliance and show why an order for imprisonment under section 231 of the *Family Law*
Act should not be made;

THIS COURT ORDERS that[full name of person to be imprisoned]..... be
committed to a Provincial Correctional Centre in the Province of British Columbia, for a period of
[number of days not to exceed 30] days.

YOU THE PEACE OFFICER ARE COMMANDED to bring this person safely to a Provincial Correctional
Centre in the Province of British Columbia and deliver this person to the keeper.

YOU THE KEEPER ARE COMMANDED to receive this person into custody in the Provincial
Correctional Centre and imprison this person for the term written above or upon further order of
this court.

Date:

.....

Signature of a Judge of the Supreme Court
of British Columbia

.....[type or print name].....

14 *Forms F71 and F80 in Appendix A are repealed and the following substituted:*

FORM F71 (RULE 16-1 (19))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Respondent:

BILL OF COSTS

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

This is the bill of costs of:[*name(s)*].....

PART A – SCALE OF DIFFICULTY

[Check whichever one (or more) of the following box(es) is correct.]

The scale of difficulty of the family law case

☐ was determined by the court to be

☐ less than ordinary difficulty

☐ ordinary difficulty

☐ more than ordinary difficulty

☐ was not determined by the court and is therefore ordinary difficulty.

PART B – TARIFF ITEMS

Item	Description	Basis of calculation	Amount
1	Correspondence, conferences, instructions, investigations or negotiations and preparation, filing and service of pleadings and petitions and responses to petitions	Scale of difficulty – from Part A of this bill of costs:	
		less than ordinary difficulty [<i>claim \$1 000</i>]	
		ordinary difficulty [<i>claim \$3 000</i>]	
		more than ordinary difficulty [<i>claim \$5 000</i>]	
2		Scale of difficulty – from Part A of this bill of costs:	

	Process for discovery and inspection of documents	less than ordinary difficulty [<i>claim \$750</i>]	
		ordinary difficulty [<i>claim \$2 000</i>]	
		more than ordinary difficulty [<i>claim \$5 000</i>]	
3	Preparation for and attendance at each examination for discovery	Number of days attendance at examinations for discovery:(x \$1 000)	
4	Preparation for and attendance at each contested application	Number of 1/2 days attendance at contested applications:(x \$1 000)	
5	Preparation for and attendance at each judicial case conference or settlement conference	Number of 1/2 days attendance at judicial case conferences and settlement conferences:(x \$1 000)	
6	Preparation for and attendance at each case planning conference, uncontested application or trial management conference	Number of uncontested applications and trial management conferences: (x \$500)	
7	Preparation for and attendance at trial of family law case or of an issue in a family law case	Number of days attendance at trial for each day of trial up to and including the 5th day of trial:(x \$2 000)	
		Number of days attendance at trial for each day of trial after the 5th day of trial:(x \$3 000)	
7.1	Preparation for and attendance at an assessment of costs or expenses	Number of 1/2 days attendance at assessment of costs or expenses: (x \$500)	

8	Preparation for and attendance at each examination in aid of execution and subpoena to debtor		\$250
9	All process relating to execution on or enforcement of an order – other than applications to court		\$250
TOTAL			

PART C – OTHER COSTS AWARDED THE PARTY PRESENTING THE BILL		
Description of costs awarded	Date of order by which award of costs was made	Costs allowed
TOTAL OTHER COSTS		

PART D – TOTAL COSTS	
TOTAL COSTS ALLOWED:	
TOTAL from Part B + TOTAL OTHER COSTS from Part C =	
Applicable taxes =	
TOTAL COSTS AND TAX	

PART E – DISBURSEMENTS				
Description	Claimed	Allowed	Applicable taxes	Total

TOTAL DISBURSEMENTS AND TAX					
TOTAL COSTS AND DISBURSEMENTS: TOTAL COSTS AND TAX from Part D + TOTAL DISBURSEMENTS AND TAX from Part E =					

Date:

.....
Signature of assessing officer

Form F80 (Rule 18-3 (2))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Appellant:

Respondent:

NOTICE OF APPEAL – SPECIFIED APPEAL FROM PROVINCIAL COURT

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

To:*[name of person or body appealed from]*.....

And to :*[name(s) of all other persons who may be affected by the order sought]*.....

WHEREAS on[date].....,*[name(s) of person or body from whose decision/direction/order appeal is brought]*..... made the following [] decision [] direction [] order *[add, if applicable, in[Action Number/File Number].....]:[state concisely the decision, direction, or order].....;*

AND WHEREAS an appeal lies to [] this court [] a judge of this court under*[name and section of enactment allowing appeal]*.....;

TAKE NOTICE that*[name(s) of appellant(s)]*..... appeal(s) from the [] decision [] direction [] order on the following grounds:*[concisely set out grounds of appeal]*..... .

The appellant(s) estimate(s) that the hearing of the appeal will take*[time estimate]*..... .

To the person(s) receiving this Notice of Appeal:

IF YOU INTEND to oppose the appeal, YOU MUST GIVE NOTICE of your intention by filing in the above registry of this court a form entitled Notice of Interest and YOU MUST ALSO SERVE a copy of the Notice of Interest on the appellant's(s') address for service set out in this Notice of Appeal.

YOU OR YOUR LAWYER may file the Notice of Interest. You may obtain a form of Notice of Interest at the registry.

Time for Notice of Interest

A Notice of Interest must be filed and served on the appellant(s),

- (a) if you were served with the notice of appeal anywhere in Canada, within 7 days after that service,
- (b) if you were served with the notice of appeal anywhere in the United States of America, within 14 days after that service,
- (c) if you were served with the notice of appeal anywhere else, within 28 days after that service, or
- (d) if the time for Notice of Interest has been set by order of the court, within that time.

The appellant's(s') address for service is: *[Set out the street address of the address for service. One or both of a fax number and an e-mail address may be given as additional addresses for service.]*

Fax number for service (if any):

E-mail address for service (if any):

Date:
Signature of
[] appellant [] lawyer for appellant
.....*[type or print name]*.....

15 The following Forms are added to Appendix A:

Form F82.1 (Rule 18-3 (11))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Appellant(s):

Respondent(s):

ORDER AFTER APPEAL

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

[Complete the form in accordance with the instructions found in the bracketed italicized wording and then remove all bracketed italicized wording so that it does not appear in the form when the form is filed.]

BEFORE } THE HONOURABLE JUSTICE }[insert date of hearing].....
or A JUDGE OF THE COURT }

THE APPEAL from the [] decision [] direction [] order of [name of person or body] at [location] dated [insert date of decision, direction or order appealed from] [add, if applicable, in[Action Number/File Number].....]:[state concisely the decision, direction or order].....;

COMING ON FOR HEARING at [court location]..... on [insert date(s) of the hearing in the BC Supreme Court], AND ON HEARING [name of party/lawyer] and [name of party/lawyer],

THIS COURT ORDERS that

[If any of the following orders are by consent, indicate that fact by adding the words "By consent," to the beginning of the description of the order.]

1 [the appeal is dismissed/allowed etc.]

2

THE PARTIES APPROVE THE FORM OF THIS ORDER AND CONSENT TO EACH OF THE ORDERS, IF ANY,
THAT ARE INDICATED ABOVE AS BEING BY CONSENT:

[A signature line in the following form must be completed and signed by or for each approving party.]

.....
Signature of
[] party [] lawyer for*[name of party(ies)]*.....
.....*[type or print name]*.....

.....
Signature of
[] party [] lawyer for*[name of party(ies)]*.....
.....*[type or print name]*.....

By the Court.

.....

Registrar

Form F82.2 (Rule 18-3 (15))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Appellant:

Respondent:

**APPELLANT'S STATEMENT OF ARGUMENT
SPECIFIED APPEAL FROM PROVINCIAL COURT**

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

[Not to exceed 10 pages]

Part 1: STATEMENT OF FACTS

The facts of this case are as follows:

[Using numbered paragraphs, set out a concise statement of the relevant facts of the case making reference for each fact to the reasons for judgment or to the page and line numbers of the transcript.]

1

2

Part 2: ISSUES ON APPEAL

The appellant agrees with the order appealed from except as follows:

[Using paragraphs numbered sequentially from Part 1 above, set out in what respect the order appealed from is in error.]

3

4

Part 3: ARGUMENT

The decision or order appealed from is opposed because:

[Using paragraphs numbered sequentially from Part 3 above, set out a concise argument why the order is alleged to be in error including the points of law or fact with a reference to the exhibit or page and line numbers of the transcript and the authorities in support of each point.]

5

6

Part 4: ORDER SOUGHT

[This part must set out the order sought by the appellant.]

Date:

.....

Signature of

[] filing party [] lawyer for filing party(ies)

.....*[type or print name]*.....

Form F82.3 (Rule 18-3 (17))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Appellant:

Respondent:

**RESPONDENT'S STATEMENT OF ARGUMENT
SPECIFIED APPEAL FROM PROVINCIAL COURT**

*[Rule 21-1 of the Supreme Court Family Rules applies to all forms.]
[Not to exceed 10 pages]*

Part 1: STATEMENT OF FACTS

The respondent's position on the appellant's statement of facts is as follows:

[Using numbered paragraphs, set out a concise statement of the respondent's position with respect to the appellant's statement of facts together with a concise statement of any other facts that the respondent considers relevant making reference for each fact to the reasons for judgment or to the page and line numbers of the transcript.]

1

2

Part 2: ISSUES ON APPEAL

The respondent's position on the appellant's statement of issues on appeal is as follows:

[Using paragraphs numbered sequentially from Part 1 above, set out the respondent's position with respect to the issues as stated by the appellant.]

3

4

Part 3: ARGUMENT

The decision or order appealed from is opposed because:

[Using paragraphs numbered sequentially from Part 3 above, set out a concise argument why the order sought by the appellant should not be made including the points of law or fact with a reference to the exhibit or page and line numbers of the transcript and the authorities in support of each point.]

5

6

Part 4: ORDER SOUGHT

[This part must set out the order sought by the respondent.]

Date:[*date*].....
.....
Signature of
[] filing party [] lawyer for filing party(ies)
.....[*type or print name*].....

Form F82.4 (Rule 18-3 (18))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Appellant:

Respondent:

**APPELLANT'S REPLY
SPECIFIED APPEAL FROM PROVINCIAL COURT**

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

[Not to exceed 10 pages]

Part 1: STATEMENT OF FACTS

The appellant's reply to the respondent's statement of facts is as follows:

[Using numbered paragraphs, reply to the facts raised in the respondent's Statement of Argument that the appellant could not have reasonably addressed in the appellant's Statement of Argument.]

1

2

Part 2: ARGUMENT

The appellant's reply to the respondent's argument is as follows:

[Using paragraphs numbered sequentially from Part 1 above, reply to arguments raised in the respondent's Statement of Argument that the appellant could not have reasonably addressed in the Appellant's Statement of Argument, including the points of law or fact with a reference to the exhibit or page and line numbers of the transcript and the authorities in support of each point.]

3

4

Date:

.....

Signature of

[] filing party [] lawyer for filing party(ies)

.....[type or print name].....

16 *Forms F93 and F94 in Appendix A are repealed and the following substituted:*

Form F93 (Rules 15-4.1 (3) and 21-7 (9))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Respondent:

UNDERTAKING

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

I,[*name*]....., of[*address*]....., understand that I have been apprehended and placed in custody on allegation that:

[Check whichever one of the following boxes is correct and complete any required information.]

[☐] I am in contempt of the attached order of the Supreme Court, dated[*date*]..... .

OR

[☐] I have failed to comply with the attached order of the Supreme Court made under the *Family Law Act*, dated[*date*].....

To be released from custody, I give the following undertaking to the court:

I promise that I will attend before a judge of the Supreme Court on[*date*]..... at[*time of day*]..... at[*location*]..... and will attend at the other times required by the court to be dealt with according to law.

[If applicable, add the following provision.]

I promise that I will strictly comply with the terms of the attached order and will otherwise keep the peace, and

I promise that [*add conditions here*].

I understand that if I breach any of the promises made in this undertaking I may be arrested and brought before the court to be imprisoned or otherwise dealt with according to the law.

Date:

.....

Signature of person being released

Form F94 (Rules 15-4.1 (4) and 21-7 (10))

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Respondent:

RELEASE ORDER

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

BEFORE THE HONOURABLE JUSTICE[date]...

ON THE APPLICATION of[name]..... who has been apprehended on an allegation that they

[Check whichever one of the following boxes is correct and complete any required information.]

[] are in contempt of an order of the Supreme Court dated[date].....;

[] failed to comply with an order of the Supreme Court made under the *Family Law Act* dated[date].....;

THIS COURT ORDERS that[name]..... be released from custody on[name's].... undertaking made and dated[date]....., a copy of which undertaking is attached to this order.

By the Court.

.....
Registrar

17 *The following Form is added to Appendix A:*

FORM F99.1 (APPENDIX B, SECTION 2.1)

Court File No.:

Court Registry:

In the Supreme Court of British Columbia

Claimant:

Respondent:

OFFER TO SETTLE COSTS OR EXPENSES

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

To:[party(ies)].....

TAKE NOTICE that[party(ies)].....offer(s) to settle the amount of the[bill of costs and/or list of expenses, as applicable]..... of[party(ies)]..... for the sum of \$..... .

Date:

.....
Signature of [] offering party [] lawyer for offering party(ies)
.....[type or print name].....

18 *The title of Appendix B is repealed and the following substituted:*

APPENDIX B – COSTS AND EXPENSES

19 *The following sections are added to Appendix B:*

Offer to settle bill of costs or list of expenses

- 2.1 (1) A party to an assessment of costs or expenses may serve on another party an offer to settle the amount of the bill of costs or list of expenses in Form F99.1.
- (2) After the assessment has been completed, a party may produce the offer to the registrar, and if the registrar determines the offer should have been accepted,
- (a) in the case where the party who made the offer is the party presenting the bill or list, the registrar may allow double the value of items in the Schedule that relate to the assessment to the party presenting the bill or list, and
- (b) in the case where the party who made the offer is not the party presenting the bill or list, the registrar may do one or both of the following:
- (i) disallow items in the Schedule that relate to the assessment to the party presenting the bill or list;
- (ii) allow, by way of set-off, items in the Schedule that relate to the assessment to the party who made the offer.

Transitional – order, settlement and costs before 2026

- 5 This Appendix, as it read on January 18, 2026, applies to
- (a) orders for costs made in a family law case after July 1, 2010 and before January 19, 2026,
- (b) settlements reached in a family law case after July 1, 2010 and before January 19, 2026 under which payment of assessed costs is agreed to,
- (c) costs payable on acceptance of an offer to settle made in a family law case under Rule 11-1, if that offer to settle was made after July 1, 2010 and before January 19, 2026, and
- (d) all assessments related to those orders, settlements and costs.

20 *The Schedule to Appendix B is amended by adding the following item as indicated:*

Item	Description	Costs (\$)
7.1	Preparation for and attendance at an assessment of costs or expenses	500 for each half day of attendance