
UNCONTESTED SOLE PETITIONER DIVORCE KIT

You can use this kit to apply for a divorce if there are no other issues that are being contested.

To apply for a divorce in Saskatchewan, one of the two parties must have resided in Saskatchewan for at least one year, and you must not have any other divorce proceedings started in any other Canadian province.

If you have any questions, please feel free to contact:

Family Law Information Centre

1-888-218-2822 (extension 2)

svp@gov.sk.ca

*This self-help kit is not a substitute for professional legal advice. It does not address all possible situations nor does it cover all areas of applicable legislation. You use this kit entirely at your own risk. The legal process can be complicated and *it is recommended that you consult with a lawyer* before filing any documents and proceeding to court.

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INTRODUCTION

A divorce is the legal and formal ending of a marriage. You need to apply to a court to get a divorce. If there are no issues that need to be resolved by the parties, it is called an “uncontested divorce”. **You can use this kit to apply for uncontested divorces only.**

As a result of any separation, other issues may arise, such as custody and access, spousal or child support (maintenance payments), and division of family property. If you and your spouse have reached an agreement on these issues, you will be able to use this kit to apply for your divorce. If these issues have not been resolved, and you wish to deal with them, you can either retain a lawyer to assist you, or contact the Family Law Information Centre at 1-888-218-2822 (ext. 2) for further information.

It is recommended that you see a lawyer before commencing any court proceedings or signing any agreement to be sure that you are fully informed about your rights and obligations.

The following instructions will help you use the forms in this kit. **Please read them carefully.**

PRELIMINARY REQUIREMENTS

You or your spouse must have been a resident of Saskatchewan for at least **one year** before beginning the divorce application. Neither you nor your spouse may apply for divorce in Saskatchewan until one of you has been resident for at least one year.

There should be no other divorce proceedings between you and your spouse pending in any other province in Canada. When the Local Registrar’s Office issues your Petition for Divorce, it must also confirm that no other divorce action involving you and your spouse exists anywhere else in Canada. To do this, it contacts the Central Divorce Registry in Ottawa and requests a **Clearance Certificate**. The registry keeps records of all divorces in Canada. A court will not grant a judgment for divorce unless it has received a Clearance Certificate. If another action exists, you cannot use this kit.

You must have **grounds** or reasons for asking the court to grant a divorce. The *Divorce Act* provides that a court may grant a divorce if marriage breakdown has been established for any one of the following reasons:

- Living separate and apart for more than one year; or
- Adultery; or
- Physical or mental cruelty.

To apply for a divorce based on separation, you and your spouse must have lived separate and apart for at least one year before applying for the Judgment for Divorce. You may have the Petition for Divorce issued before you have lived apart for the entire year, as long as you are living separate and apart when you issue the Petition. However, the Judgment for Divorce will not be granted before the year has passed.

For most people, it will take approximately two to four months to get their divorce certificate, following all the steps in this kit.

You may use this kit if you are applying for a divorce based on having lived separate and apart for one year. **If you base your divorce on your spouse's adultery or cruelty, you should see a lawyer because these grounds are sometimes more difficult to prove. This kit is not designed to assist you in these circumstances.**

You and your spouse may apply to the court jointly for a divorce. This is called applying by **Joint Petition**. In a joint application, you and your spouse apply as Co-Petitioners. Certain steps in the procedure are eliminated if you apply by Joint Petition. Note that all documents filed in court must be signed by both Co-Petitioners. If you wish to file your divorce documents together, as Co-Petitioners, you will require a different kit.

In order to start your divorce action, you must first prove that you and your spouse are legally married. You will need a **Marriage Certificate** or a **Certificate of Registration of Marriage** from Vital Statistics. You must file your marriage certificate with the court when you issue your Petition for Divorce. If your marriage was performed in Saskatchewan, the Certificate of Registration of Marriage can be obtained in Saskatchewan from:

eHealth Saskatchewan
1-800-667-7551
vitalstatistics@eHealthSask.ca
<http://www.ehealthsask.ca/>

Your original marriage certificate must be in either of Canada's official languages, English or French. If your marriage certificate is written in a different language, you must provide a translation of the document, together with an affidavit verifying the translation.

COMPLETING THE FORMS

It is recommended that you create your court forms electronically, typing in the relevant information. However, if you choose to complete paper copies of the forms, you must use pen (black or blue ink) and you should print all information legibly. Forms must be created and submitted single-sided.

At the top of the first page of each form, you will fill in the location of the judicial centre (i.e the city where you are filing the documents) and the names of the parties. The person who applies for the divorce is called the **Petitioner**. The other spouse is called the **Respondent**. After you file your Petition with the court, you will get a file number that you will then use on all future court documents. Leave this line blank for now.

The staff in the Local Registrar's Office cannot complete the forms for you. These instructions and the templates are designed to provide you with the information you need to complete the application on your own.

<p>If you have any questions concerning the completion of the documents in the kit, please contact the Family Law Information Centre at 1-888-218-2822 (ext. 2) or at svp@gov.sk.ca.</p>

STEP ONE: COMMENCING YOUR ACTION

COMPLETING THE PETITION FOR DIVORCE

A Petition starts a court action for almost all family law proceedings. In any situation where someone is seeking a divorce in Saskatchewan, you will first need to prepare a Petition. If you have already had a Petition requesting divorce filed with the Court of Queen's Bench, you will not need to file a new Petition, and you can move ahead to the next step in this kit.

All documents must be neat - typed or printed in pen. Any deletions made on Court documents should be made with a ruler and initialed. If you are preparing the forms electronically, you may be able to delete the portions of the forms that do not apply. You should save the original documents before making such modifications.

Find the Petition in this kit at pages 19 to 27.

Complete the top of the first page of the Petition. Leave the court file number blank for now. When you file the Petition with the Court, they will give you a file number. When writing in the names of the Petitioner and Respondent, make sure that you include your first and any middle names **exactly** as they appear on the **Marriage Certificate** or the **Certificate of Registration of Marriage**. You should use whichever last name that you are currently using on these forms.

The section that is titled Notice to Respondent is the information that the Respondent needs to review when served with your Petition. You do not need to add anything here.

On page 20, when you are filing your Petition at the court, the Local Registrar at the Court of Queen's Bench will sign and seal the bottom of the second page of the Petition, and give you a file number to include on the top of the first page of the Petition.

A) CLAIM

Paragraph 1: On the next page of the Petition, you must tell the court what relief you are asking for. A Petition can start court proceedings where a variety of different matters can be dealt with. **This kit allows you to apply only for the court to grant you a divorce.**

There is already an "X" in the box (a) beside "Divorce Act", and in the box beside "Divorce" to show that this is the only judgment you are asking the court to make. This kit cannot be used to ask the court to resolve any issues surrounding custody, access, support, or property division.

Note: If you are a foreign applicant married in Saskatchewan, unable to obtain a divorce in the country where you reside because your marriage is not recognized as valid, then under "Other" you will indicate that you are requesting a divorce for a marriage not recognized in foreign jurisdiction under the Civil Marriage Act.

B) PARTICULARS OF MARRIAGE BREAKDOWN

Paragraph 2: Select one of the three options, and stroke out the paragraphs that do not apply to your application. Most people will choose the first option. If you are unable to obtain a marriage certificate, you will need to complete an additional set of forms to obtain a court order to dispense with the production of the certificate.

Paragraph 3: This kit is for situations where you anticipate filing for the final divorce judgment after being separated for a period of at least one year. This ground for divorce is found in the Divorce Act at section 8(2)(a). You can find the Divorce Act online here:

<http://laws.justice.gc.ca/eng/acts/D-3.4/index.html>

You do not have to add anything to this statement.

Paragraph 4: This paragraph requires you to indicate your date of separation.

Paragraph 5: Complete by describing all the efforts that have been made by you and your spouse to reconcile. If no efforts have been made to reconcile, you should say so. It is important to list any periods of time after you separate that you were living together for the purposes of attempting to reconcile.

Paragraph 6: Read this paragraph carefully. When you sign the Petition, you are confirming that this statement is true. You do not have to add anything to this statement.

C) COLLUSION, CONDONATION AND CONNIVANCE

Paragraph 7: When you sign the Petition, you are confirming that this statement is true. You do not have to add anything to this statement.

D) MEDIATION

Paragraph 8: Complete this paragraph by describing any mediation facilities used by you and your spouse to resolve issues of support and/or custody. If you did not use mediation, please say so.

E) PARTICULARS OF PROPERTY CLAIM

Paragraphs 9 and 10: This kit is not designed to advance a claim for Property Division. You do not have to add anything to these statements.

Please note that if you have not settled the division of any family property (assets and debts), your ability to do so may be affected by applying for a divorce. It is recommended that you obtain independent legal advice relating to property division prior to applying for a divorce.

F) PARTICULARS OF RELATIONSHIP

Paragraphs 11 and 12: Complete all of these paragraphs in full.

G) PARTICULARS OF PARTIES

Paragraphs 13 to 20: Complete all of these paragraphs in full.

H) RESIDENCE

Paragraphs 21 to 23: Complete all of these paragraphs in full. It is very important that you say how long you, or your spouse, have lived in Saskatchewan. One of you must have resided in Saskatchewan for at least one year.

I) CHILDREN

Paragraph 24 to 24L: Fill out these paragraphs to the best of your ability. This kit is not designed for you to request that the court decide any custody or child support issues. For most people completing this kit, they will not be making any of the claims that can be made in these sections, but will be summarizing the terms of any agreements that are in place.

IMPORTANT! *The Divorce Act* requires the Court to ensure that adequate arrangements have been made for the support of children. If you and your spouse have agreed to an amount of child support, the Court may not consider this amount to be adequate in the circumstances of your case. If so, the Court may refuse to grant the Divorce until satisfied that adequate arrangements have been made for child support. If you wish to determine the amount of child support that would normally be payable under the Federal Child Support Guidelines, you can find further information here: <http://www.justice.gc.ca/eng/fl-df/index.html>

J) SPOUSAL SUPPORT

Paragraph 25: This kit is not designed for you to request any spousal support issues to be decided.

K) PROCEEDINGS AND AGREEMENTS

Paragraph 26: If any legal proceedings were started by you or your spouse with regard to the marriage, custody, access, support, maintenance or division of family property give details of the proceedings, including dates and location of the proceedings, whether any orders were made and whether any proceedings are still pending. If there are no other proceedings, write "none".

Paragraph 27: If you and your spouse have reached any agreements, complete this paragraph. Indicate which topics are covered by the agreement.

Paragraph 28: If there are any other agreements or court orders that relate to any other children (e.g. from previous relationships) living with either party, you can list them here.

L) FINANCIAL INFORMATION

Paragraph 29: Most people will not require a Financial Statement. If there are any children of the relationship residing with the other parent, you may be required to prepare a financial statement at a later date.

Paragraphs 30 and 31: Complete in full. For any of the Respondent's information, if you are not sure, write "unknown". If there are no children of the relationship, you can delete paragraphs 30 and 31, or write "Not Applicable".

SIGNING THE PETITION

Make at least two photocopies of the completed Petition for Divorce and sign all three copies. Be sure to fill in the name of the city or town where you signed the Petition and the date on which you signed it.

You must also complete the address for service at the bottom of the Petition. This is an address in Canada where the Respondent can serve documents on you if necessary. If you move after filing your Petition, you should update your address with the Court of Queen's Bench.

STEP TWO: ISSUING THE PETITION

After you have completed and signed the Petition, take three copies to the Local Registrar's Office. The next page in this kit has a list of the addresses for all Court of Queen's Bench locations in the province.

The Local Registrar's Office is open to the public from 10:00 am to 4:00 pm, Monday to Friday. **REMEMBER to take your Certificate of Registration of Marriage or Marriage Certificate with you to the Local Registrar's Office.** There is a fee for issuing the Petition. It is \$300.00.

Payment for filing fees is accepted by cash or bank draft only.

A clerk at the Local Registrar's Office will issue your Petition if it is properly completed and you have all the required documents with you. The clerk will sign and seal one copy of the Petition; this copy remains with the court. The original copy of the Petition and the original marriage certificate will be kept on the court file. The marriage certificate will not be returned to you.

The clerk will show you how to make the other copies of the Petition "true" copies. A court file number will be assigned to your case. The court file number assigned to your case must be written on the "true" copies of the Petition. It must also be written on all documents you prepare in the future on this matter.

JUDICIAL CENTRES IN SASKATCHEWAN

Battleford

Box 340, 291-23rd Street West
Battleford, Saskatchewan
S0M 0E0

Tel: (306) 446-7675
Fax: (306) 446-7737

Estevan

1016 – 4th Street
Estevan, Saskatchewan
S4A 0W5

Tel: (306) 637-4527
Fax: (306) 637-4536

Melfort

Box 6500, 409 Main Street
Melfort, Saskatchewan
S0E 1A0

Tel: (306) 752-6265
Fax: (306) 752-6264

Moose Jaw

64 Ominica Street West
Moose Jaw, Saskatchewan
S6H 6V2

Tel: (306) 694-3602
Fax: (306) 694-3056

Prince Albert

1800 Central Avenue
Prince Albert, Saskatchewan
S6V 4W7

Tel: (306) 953-3200
Fax: (306) 953-3210

Regina

2425 Victoria Avenue
Regina, Saskatchewan
S4P 4W6

Tel: (306) 787-5377
Fax: (306) 787-7217

Saskatoon

520 Spadina Crescent East
Saskatoon, SK
S7K 3G7

Tel: (306) 933-5174
Fax: (306) 975-4818

Swift Current

121 Lorne Street West
Swift Current, Saskatchewan
S9H 0J4

Tel: (306) 778-8400
Fax: (306) 778-8581

Yorkton

29 Darlington Street East
Yorkton, Saskatchewan
S3N 0C2

Tel: (306) 786-1515
Fax: (306) 786-1521

STEP THREE: SERVING THE PETITION

The Petition must be personally served on the Respondent. The documents **can be served** in any of the following ways:

- **by a Sheriff or process server.** You can have the Sheriff serve the documents. There is a fee. Sheriffs are available at any Queen's Bench Court (see the blue pages of the telephone book under Government of Saskatchewan.) Process servers are listed in the Yellow Pages. Process servers should complete an Affidavit of Service (found in this kit at page 27). It is your responsibility to ensure that the Affidavit of Service is filed with the court to prove the documents were properly served.

- **by any other person.** Any person, other than yourself, may serve documents personally. Personal service means that the person serving the documents must identify the former spouse as being the person to be served and deliver the document to them. This can be done by handing the documents to the person to be served or, if they will not accept the documents, by setting them down in front of them. If possible, evidence that the former spouse is the person being served, either through personal knowledge or receipt of identification, should be obtained. An Affidavit of Personal Service must be sworn by the person who did the service and filed with the Court. This document is contained within this package at page 27.

IMPORTANT: The person who serves the Petition and other supporting documents on the Respondent will need to swear an Affidavit of Service. Their signature must be witnessed by a Commissioner for Oaths. This can be done at the Court of Queen's Bench. The person who served the Respondent should NOT sign the Affidavit of Service until they arrive at the Court house.

Sometimes the Respondent cannot be located. If this happens, you can try to apply to the court for an order dispensing with service or allowing you to serve someone else in place of your spouse. In such a case, you should see a lawyer, or contact the Family Law Information Centre, at **1-888-218-2822 (extension 2)**.

Once the Petition has been served on the Respondent, and the server has sworn the Affidavit of Service, then you will need to file the Affidavit of Service with the Local Registrar's Office at the Court of Queen's Bench. There is no charge to file this document.

STEP FOUR: NOTING FOR DEFAULT

Once the Respondent has been served with the Petition, they may respond if they want to dispute any claim you have made or if they want to make claims of their own. To do this, the Respondent must serve you with a document called an “Answer” or an “Answer and Counter Petition” within the following deadlines:

- 30 days if the Petition was served anywhere in Canada or the United States; or
- 60 days if the Petition was served anywhere else in the world.

If the Respondent serves you with a Notice of Intent to Answer, he or she is entitled to an additional 10 days in which to deliver an Answer and Counter-Petition.

If the Respondent serves you with an Answer or an Answer and Counter-Petition within the appropriate time, you should see a lawyer immediately. This kit may no longer apply to your situation.

If the Respondent serves you with a Demand for Notice, the Respondent becomes entitled to be served with notice of all further steps in the proceeding. You should see a lawyer. This kit does not explain how to apply for a Divorce Judgment in this situation.

Once the time limits have expired and the Respondent has not filed any response, you can go to the court house in person to ask the Local Registrar to note this matter for default. This means that the Respondent cannot file a response to your Petition without your consent or a court order. You will need to have previously filed the Affidavit of Personal Service of the Petition at the Local Registrar’s Office in order to note a matter for default.

The court will charge you \$30 (cash) to have the matter noted for default.

As soon as the matter is noted for default, it becomes an uncontested divorce.

Now, you must wait for the Central Divorce Registry in Ottawa to send a document called a **Clearance Certificate** to the Court, before you can apply for your divorce judgment. The Court will request the clearance certificate on your behalf. It will usually take 4 to 8 weeks for the Clearance Certificate to arrive. You can call the Local Registrar’s Office from time to time to find out if your Clearance Certificate has arrived.

You can find out more information about the Central Registry of Divorce Proceedings here:

<http://www.justice.gc.ca/eng/fl-df/divorce/crdp-bead.html>

NOTE: If the Respondent serves you with a document of any kind, you should contact a lawyer immediately. It may be that the Respondent has served you with an “Answer” or “Answer and Counter-Petition”. If that happens, this may no longer be an uncontested divorce and this kit will not help you.

STEP FIVE: APPLYING FOR THE DIVORCE JUDGMENT

Once the Respondent has been noted for default, and the Clearance Certificate has been received at the Court of Queen's Bench, you may apply for judgment.

REMEMBER that you are applying for divorce on the grounds that you have lived separate and apart for more than one year, you cannot apply to the court for a divorce judgment until one year has passed since the date of your separation.

You will be completing four forms at this time:

- 1) Application for Judgment (found at page 29 of this kit);
- 2) Affidavit of Petitioner (found at page 31 of this kit);
- 3) Draft judgment (found at page 38 of this kit);
- 4) Draft certificate (found at page 39 of this kit).

COMPLETING THE APPLICATION FOR JUDGMENT

NOTE: The headings and paragraph numbers below correspond to the headings and paragraph numbers on the Application form.

Paragraph 1: Nothing needs to be added.

REMEMBER to write your initials beside any paragraph you strike out.

Paragraph 2: Check the items you are claiming in your Judgment. This kit can only be used to apply for a divorce. Therefore, that is the only item that is checked off.

Paragraph 3: Check off all documents that are on the court file. For most people, this will be "Petition", "Marriage Registration", and "Central Registry Notification". These have been checked off for you.

Paragraph 4: Provide the information as to where and when the Respondent was served. The box indicating that the Petition was effected by "Personal Service" has been selected for you.

Paragraph 5: Complete the date the Respondent was noted for default.

Paragraph 6: Check off each document that you have attached to your Affidavit of Petitioner. For example, if you have a Separation Agreement or Interspousal Contract, you must check beside "Separation or financial or custody agreement". Please review the note on the next page of this kit. You may need to attach financial information or an additional document called an Agreement as to Child Support. If you are attaching any such documentation, please check off the appropriate box in this paragraph on the Application for Judgment.

Note: If there are any children under the age of 18, please note Queen's Bench Rule 15-28(3) dictates that in a divorce proceeding where there are children, but no claim is made for child support, the parties shall provide either all income information of the parties required by the Federal Child Support Guidelines, or an Agreement as to Child Support in Form 15-28B along with a copy of the most recent personal income tax return filed by the payor, and by the payee if custody is shared or split.

A copy of Form 15-28B is included at the end of this kit if you require this.

In most cases, the court will require you to have a written agreement outlining the support payments and you will also need to provide the income tax notice of assessment from one or both parties. Furthermore, you will either need to have the payments set in accordance with the Federal Child Support Guideline Tables, or you will need to explain why your agreed upon payments are appropriate in Paragraph 18 of the Affidavit of Petitioner.

Paragraph 7: Check off any other documents that you are filing with your application. For most people, this will be "Draft Judgment", "Draft Certificate" and "Addressed Envelopes". These items have been checked off for you.

Sign and date the Application. You will only need one copy of the Application to file with the court. You can choose to keep a copy for your own records.

COMPLETING THE AFFIDAVIT OF PETITIONER

NOTE: The headings and paragraph numbers below correspond to the headings and paragraph numbers on the Affidavit form.

GENERAL

Paragraph 1: Nothing needs to be added to this.

Paragraph 2: Indicate whether any circumstances have changed since your Petition was filed. If nothing has changed, write "None."

Paragraph 3: Nothing needs to be added to this.

REMEMBER to have the Commissioner for Oaths write his or her initials beside any paragraph that has been stroked off when they swear your affidavit.

Paragraph 4: Nothing needs to be added to this.

Paragraph 5: Give the date when you or your spouse became ordinarily resident in Saskatchewan.

RECONCILIATION

Paragraph 6: You must complete 6(a) and/or (b) or (c). The judge must be satisfied that no possibility of reconciliation exists before he or she may grant a divorce.

Paragraph 7: Nothing needs to be added to this.

MARRIAGE BREAKDOWN

Paragraph 8: Check off the option that applies to you.

Paragraph 9: Indicate your date of separation.

COLLUSION, CONDONATION AND CONNIVANCE

Paragraph 10/11: Please read these items carefully. You must be able to swear to the truth of them.

CHILDREN

Paragraph 12: Select the option that applies to you and list any children in the care of either of you.

Paragraphs 13 to 18: If there are children of the marriage, you must complete these paragraphs. If there are no children, you can strike them out. For paragraph 18, you will need to attach the income tax notice of assessment for any party that is required to pay child support for any children under 18. There are instructions on page 16 of this kit that tell you how to attach exhibits.

REMEMBER: The Court is required by the *Divorce Act* to ensure that adequate arrangements have been made for the children of the marriage before granting a divorce judgment. If you have agreed to a level of child support that is different than the amounts found in the Federal Child Support Guideline Tables, you will need to explain why you feel the amount is appropriate in Paragraph 18 of the Affidavit of Petitioner.

SPOUSAL SUPPORT

Paragraphs 19 and 20: This kit does not allow you to claim spousal support.

PROCEEDINGS AND AGREEMENTS

Paragraph 21: If there were any court orders with respect to any issues arising from your separation, select the first option and attach a copy as an exhibit to this affidavit. If there are no such court orders, select the second option. There are instructions on page 16 of this kit that tell you how to attach exhibits.

Paragraph 22: Set out the dates of all written or oral separation agreements, financial agreements or custody agreements between you and your spouse. Attach a copy of the written agreement(s) to the affidavit as an exhibit. If there are no written or oral agreements of any kind, select the second option. There are instructions on page 16 of this kit that tell you how to attach exhibits.

Paragraph 23: If either of you have any other children in your care who are not of this marriage (i.e. from a previous relationship), select the option in this paragraph that applies to these children.

FINANCIAL INFORMATION

Paragraphs 24 and 25: Complete in full to the best of your ability. If there are no children of the relationship, you can delete these paragraphs.

PROPERTY

Paragraph 26: Select the option that applies to you.

JUDGMENT

Paragraphs 27: Indicate the present address of the Respondent.

Paragraph 27A: Fill this out to the best of your ability.

Paragraph 28: This will not apply to most people. You can keep the default response of “Not Applicable”.

Paragraph 29: Nothing needs to be added to this paragraph.

Paragraph 30: This kit does not allow you to claim any costs from the Respondent.

Finally, fill in your name and address at the bottom of page 36.

Do not sign your affidavit yet!

You must sign your affidavit in front of a Commissioner for Oaths. Before you sign your affidavit in front of a Commissioner for Oaths, the Commissioner for Oaths will ask you whether or not you swear or affirm the contents of your affidavit to be true. The court staff are Commissioners for Oaths and you may swear your completed affidavit in front of them. This service is free. Remember to bring photo ID for this service.

You can also find Commissioners for Oaths in some businesses like banks, insurance agencies, and law offices. You will likely have to pay for this service at those locations.

Do not forget to point out exhibits to the Commissioner for Oaths. They will have to sign them also.

Attaching Exhibits to Affidavits

Note: You may have some documents attached to your affidavit as exhibits. To make a document an exhibit, it must have the following words written or stamped on it, and completed by the Commissioner for Oaths who takes your oath when you swear the affidavit:

The is Exhibit "A" to the affidavit of _____ sworn before me at
_____ in the Province of Saskatchewan, this _____ day of
_____.

A Commissioner for Oaths in and for the Province of Saskatchewan,
Being a Court Official.

If there is more than one exhibit to be attached to the affidavit, they should be marked as "A", "B", "C", "D", etc.

COMPLETING THE JUDGMENT FOR DIVORCE

Complete the information at the top of the document, but then leave the spaces for the name of the judge and the date of the judgment empty.

In paragraph 1, fill in your name, your spouse's name and the date of your marriage.

You will need at least three copies of the Judgment.

A copy of the Judgment will be mailed to you and a copy to the Respondent in the envelopes you provide.

COMPLETING THE CERTIFICATE OF DIVORCE

You file the Certificate of Divorce with the Application for Judgment but the Local Registrar does not sign it until 31 days after the date the Judgment is granted. The Certificate of Divorce will be mailed to you and the Respondent in the envelopes you provided.

Fill in the court number at the top of the Certificate, the location of the court house where you filed the application, the names of you and your spouse, and the date of your wedding.

REMEMBER: You may not remarry until the Judgment for Divorce takes effect 31 days after the day the Judgment was granted. The Local Registrar will mail you a Certificate of Divorce. If you ever wish to remarry, you will need this Certificate. If you lose the duplicate original, you may obtain a "certified" copy of you Certificate of Divorce from the Local Registrar's Office for a fee.

You will need at least three copies of the Certificate of Divorce to file with the court.

ADDRESSED ENVELOPES

You must also file four envelopes, approximately 4 inches by 9 inches:

- two addressed to the Respondent at the address shown on the Affidavit of Service, or if a more recent address is disclosed in your Affidavit, at that address; and
- two addressed to the yourself at your address for service.

These are the envelopes in which the Local Registrar's Office will use to send you the Divorce Judgment and the Certificate of Divorce.

SUMMARY

To summarize, here are the steps to obtain your Certificate of Divorce:

- You complete and file a Petition at the Local Registrar's Office, together with an original marriage certificate and the filing fee of \$300.00, payable in cash or by bank draft.
- You have one copy of the Petition personally served on the Respondent. The server of the Petition swears an Affidavit of Service. This Affidavit of Service is filed at the Local Registrar's Office.
- The Respondent is noted for default (\$30 fee) and you wait for your Clearance Certificate (usually 4-6 weeks).
- You file a completed Application for Judgment, Affidavit of Petitioner, draft Judgment and draft Certificate, at the Local Registrar's Office, together with the fee of \$95.00, payable in cash or by bank draft.
- A judge reviews all the documents on the court file. If everything is in order, the judge will grant the Judgment for Divorce.
- The Local Registrar will add the judge's name and date on the Judgment and will send one copy to you and one copy to the Respondent in two of the four the envelopes you provided.
- Thirty-one days after the date the judge granted the Judgment for Divorce, the Local Registrar will complete the Certificate of Divorce as long as no appeal has been filed by the Respondent.

(NOTE: If the Respondent files and serves and appeal within 30 days of the date on the Judgment for Divorce, you should see a lawyer immediately.)

- The Certificate of Divorce will be sent to you and to the Respondent by the Local Registrar in the remaining two envelopes you provided.

What if I have questions when I am using this kit?

For any questions, you can contact:

Family Law Information Centre
(306) 787-5837 or 1-888-218-2822 (extension 2)
svp@gov.sk.ca

Room 323, 3085 Albert Street
Regina, SK S4S 0B1

The staff at the Family Law Information Centre cannot give you legal advice or appear in court for you. *Before you contact them, read this kit carefully from beginning to end.* Remember, neither they nor the court staff can fill out this kit for you.

Form 15-6

COURT FILE NUMBER DIV _____ of 20__

Clerk's Stamp

COURT OF QUEEN'S BENCH FOR SASKATCHEWAN
(FAMILY LAW DIVISION)

JUDICIAL CENTRE _____

PETITIONER _____

RESPONDENT _____

PETITION

NOTICE TO RESPONDENT

A LEGAL PROCEEDING HAS BEEN STARTED AGAINST YOU IN THIS COURT. The details of the claim made against you are set out in the following pages.

YOU WILL NOT RECEIVE FURTHER NOTICE OF THIS CLAIM. IF YOU DO NOT PROVIDE A RESPONSE, JUDGMENT MAY BE GRANTED WITHOUT FURTHER NOTICE TO YOU.

IF YOU WISH TO DISPUTE ANY OF THE CLAIMS, OR IF YOU WISH TO MAKE ANY CLAIM YOURSELF, either you or a lawyer must prepare an Answer in Form 15-14A or an Answer and Counter-petition in Form 15-15, serve a copy on the petitioner or the petitioner's lawyer at the address for service given in the Petition, and file it, with proof of service, in this Court:

(a) WITHIN 30 DAYS after this Petition is served on you, if you are served in Canada or in the United States; or

(b) WITHIN 60 DAYS after this Petition is served on you if you are served outside Canada or the United States.

Before serving and filing an Answer, you may serve and file a Notice of Intent to Answer in Form 15-14B. This will entitle you to 10 more days within which to serve and file your Answer.

If this Petition contains a claim for support, YOU MUST SERVE AND FILE A FINANCIAL STATEMENT in Form 15-26A within the time set out above for serving and filing your Answer, whether or not you wish to file an Answer. If you have been served with a claim for child support, and you do not comply with this notice or the Notice to File Income

Information, also served on you, THE COURT MAY IMPUTE INCOME TO YOU AND MAY DETERMINE THE AMOUNT OF CHILD SUPPORT PAYABLE ON THE BASIS OF THAT IMPUTED INCOME. If you have been served with a claim for child support or if you intend to make a claim for child support in your Answer, please consult the Federal Child Support Guidelines.

If this Petition contains a property claim, YOU MUST SERVE AND FILE A PROPERTY STATEMENT in Form 15-26B within the time set out above for serving and filing your answer, whether or not you wish to file an Answer.

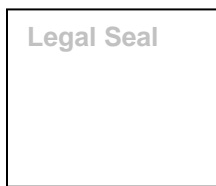
If you have also been served with an Originating Application, YOU OR YOUR LAWYER SHOULD SERVE AND FILE YOUR AFFIDAVIT IN RESPONSE TO THE APPLICATION 7 DAYS BEFORE THE DATE SET FOR HEARING THE APPLICATION, and come to Court for the application on the date set. If you do not oppose or dispute the Petition, but wish to be informed of subsequent steps in the proceeding, you may serve and file a Demand for Notice in Form 15-16; after that notice of all subsequent pleadings or proceedings shall be served on you.

IF YOU FAIL TO SERVE AND FILE AN ANSWER, A JUDGMENT MAY BE GRANTED IN YOUR ABSENCE AND WITHOUT FURTHER NOTICE TO YOU ON ANY CLAIM IN THIS PETITION, INCLUDING DISSOLUTION OF YOUR MARRIAGE AND DIVISION OF YOUR PROPERTY.

IF THE PETITION SEEKS A DIVORCE, NEITHER SPOUSE IS FREE TO REMARRY until a judgment of divorce takes effect.

This Petition is to be served within 6 months from the date on which it is issued, unless ordered otherwise.

This Petition is issued at _____, Saskatchewan, the ____ day of _____, _____.



(Local) Registrar

TO THIS HONOURABLE COURT:

CLAIM

1 I ask this Honourable Court for the following remedy:

(a) *Divorce Act* (Canada)

Divorce

(b) Other: _____

IN THE CIRCUMSTANCES set out below:

PARTICULARS OF MARRIAGE BREAKDOWN:

- 2 A certificate of the marriage or registration of the marriage has been filed with the Court.
or
 An undertaking to file the certificate of marriage or of registration of the marriage with the Court by has been filed with the Court.
or
 It is impossible or impractical to obtain a certificate of the marriage or of registration of the marriage and application has been made for an order dispensing with production of the certificate

3 There has been a breakdown of the marriage by reason of:

Section 8(2)(a) of the *Divorce Act* - separation

4 The facts on which my petition for divorce is based are:

The Petitioner and the Respondent have lived separate and apart since on or about the _____ day of _____, _____, and at the commencement of this proceeding, continue to live separate and apart.

5 The following efforts to reconcile have been made:

6 It is no longer possible for me to reconcile or resume cohabitation with my spouse.

COLLUSION, CONDONATION AND CONNIVANCE:

7 I have truthfully set out the facts establishing the breakdown of my marriage and I have not entered into any agreement, understanding or arrangement to make up or hide evidence or to deceive the Court.

MEDIATION:

8 The mediation facilities utilized to negotiate matters pertaining to support or custody are as follows: _____

PARTICULARS OF PROPERTY CLAIM:

9 At the date of issue of this petition the respondent and I owned or held an interest in real and personal property either separately or jointly.

10 I am not making a claim for a division of family property, as I am satisfied with how we have already divided our assets and debts.

PARTICULARS OF RELATIONSHIP:

11 The respondent and I were married on *(date)* _____
at *(place)* _____

12 I ceased to cohabit with the respondent on or about *(date)* _____

PARTICULARS OF PARTIES:

13 My surname at birth: _____

14 My surname immediately before marriage: _____

15 My marital status at time of marriage: *(never married, divorced or widowed)* _____

16 I was born: *(date)* _____

17 The respondent's surname at birth: _____

18 The respondent's surname immediately before marriage: _____

19 The marital status of respondent at time of marriage: *(never married, divorced or widowed)* _____

20 The respondent was born: *(date)* _____

RESIDENCE:

- 21 My address is: _____
- 22 The respondent's address is: _____
- 23 I have been ordinarily resident in Saskatchewan since: *(date)* _____
The respondent has been ordinarily resident in Saskatchewan since:
(date) _____

CHILDREN:

- 24 There are no children of the respondent or myself who are in the custody or care of either of us.

Or

- The names, dates of birth and place of residence of all children of the respondent and I who are in the custody or care of either of us are:

<u>Names of Children</u>	<u>Dates of Birth</u>	<u>Living With...</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

- 24A I am claiming no remedy with respect to any children, because:

- Custody, access and child support issues have been resolved.
- Other: _____

- 24B The particulars of the current custody and access arrangements of the children are as follows: _____

which is satisfactory for the following reasons: _____

- 24C I am not claim making any claim for custody.

24D I am not making any claim for access.

24E The current arrangements for custody and access are in the best interest of the children for the following reasons:

24F The following changes of circumstances of either party are expected to affect the children, their custody and access, in the future:

24G The nature of the Petitioner's relationship to and interest in the children is as follows:

24H The nature of the Respondent's relationship to and interest in the children is as follows:

24I Other than ourselves, the following persons may have an interest in the custody of or access to, or may have an obligation to support, the children:
(State name, address and relationship to children)

24J The existing financial arrangements for the support of the children are as follows:

24K I propose that the financial arrangements for the support of the children remain as they are currently established.

24L *(If the amount is different than the amount under the Child Support Guidelines.)* The current child support in an amount different from the table amount determined under the Federal Child Support Guidelines due to:

- | | |
|--|--|
| <input type="checkbox"/> Child 18 or over | <input type="checkbox"/> Payor in place of parent |
| <input type="checkbox"/> Income over \$150,000 | <input type="checkbox"/> Undue hardship |
| <input type="checkbox"/> Split custody | <input type="checkbox"/> Special or extraordinary expenses |
| <input type="checkbox"/> Shared custody | <input type="checkbox"/> Provisions in existing agreement |

The facts to substantiate the existing terms of child support are as follows:

SPOUSAL SUPPORT:

25 I am not making a claim for spousal support.

PROCEEDINGS AND AGREEMENTS:

26 The particulars and status of all other legal proceedings instituted between myself and the respondent are:

26A The particulars and status of all other civil and criminal legal proceedings, past or ongoing, that may be relevant to the safety, security or well-being of the children are:

27 The dates of any written or oral separation or financial or custody agreements between myself and the respondent are:

The agreement pertains to:

- custody of the children spousal support
 access to the children division of property
 child support other (*specify*)

28 The particulars of any other orders or agreements relating to any child from previous relationships in the custody or care of either the respondent or I are: _____

28A The particulars and status of all other legal proceedings that have resulted in an existing order, recognizance or undertaking that restricts contact or communication between the respondent and me, or any other members of our respective households, are: (include date and terms of order, recognizance or undertaking)

FINANCIAL INFORMATION:

- 29 My Financial Statement (Form 15-26A) is NOT filed in this proceeding.
 My Financial Statement (Form 15-26A) is filed in this proceeding.

30 (a) My occupation is: _____

 (b) My place of employment is: _____

 (c) My current annual income from all sources is estimated to be \$ _____

31 (a) The respondent's occupation is: _____

 (b) The respondent's place of employment is: _____

 (c) The respondent's current annual income from all sources is estimated to be \$ _____

DATED at _____, Saskatchewan, the ___ day of _____, 201_ .

(signature of petitioner)

CONTACT INFORMATION AND ADDRESS FOR SERVICE

Address for service and contact information of party filing this document:

Name of party: _____

Address for service: _____
(set out the street address)

Telephone number: _____

Fax number *(if any)*: _____

E-mail address *(if any)*: _____

Form 15-12

COURT FILE NUMBER DIV _____ of 20__

COURT OF QUEEN'S BENCH FOR SASKATCHEWAN
(FAMILY LAW DIVISION)

Clerk's Stamp

JUDICIAL CENTRE _____

PETITIONER _____

RESPONDENT _____

AFFIDAVIT OF PERSONAL SERVICE

I, _____, of the City of _____, in the Province
of _____, MAKE OATH AND SAY AS FOLLOWS:

1 On the ___ day of _____, 201_, I personally served the Respondent
with a true copy of a Petition for Divorce, an original being part of the court
file, by leaving a true copy with the said Respondent at: _____

(Address where Respondent served)

2 My means of knowledge as to the identity of the said respondent are as
follows:

- the party identified themselves to me;
- the party being served is known to me;
- other: _____

3 The postal address of the said Respondent is:

4 The basis of my information and belief as to the address of the said Respondent is:

5 To effect service I necessarily travelled ___ kilometres.

SWORN BEFORE ME at the)
City of _____, in the Province)
of Saskatchewan, this ___ day of)
_____, 201 ___)

A COMMISSIONER FOR OATHS
in and for the Province of Saskatchewan.
My commission expires:_____

) _____
) (signature of person serving documents)
) (must be signed in front of Commissioner for Oaths)

OR BEING A SOLICITOR.
OR BEING A COURT OFFICIAL

This document was delivered by:

Petitioner's Name: _____

Petitioner's Address: _____

Telephone number: _____

and the addresses for service are: same as above

Form 15-23B

COURT FILE NUMBER DIV _____ of 20__

Clerk's Stamp

COURT OF QUEEN'S BENCH FOR SASKATCHEWAN
(FAMILY LAW DIVISION)

JUDICIAL CENTRE _____

PETITIONER _____

RESPONDENT _____

APPLICATION FOR JUDGMENT

TO THE LOCAL REGISTRAR AT _____
(City)

1 The petitioner requests that this proceeding be set down for determination as an uncontested proceeding to be heard pursuant to rule 15-23 on the basis of affidavit evidence.

2 The petitioners claim(s) the following remedy:
 Divorce
 Other (*specify*) _____

3 The following pleadings, proceedings and documents are on file:
 Petition
 Marriage registration, *or* ___ Other
 Central Registry notification (Clearance Certificate)
 Other (*specify*) _____
 Other (*specify*) _____

4 Service of the petition upon the respondent was effected in _____
(*province or country*) on _____ (*date*) by:
 Personal service. See affidavit of personal service.
 Other (*specify*) _____

5 The respondent was noted for default of answer on (date) _____

6 The Petitioner's affidavit required by Subrule 15-23(5) and rule 15-41 accompany this application.

Exhibited to the affidavit(s) are the following documents:

- Agreement as to Child Support
- Income information petitioner respondent
- Separation or financial or custody agreement
- Other (specify) _____

7 The following documents also accompany this application:

- Draft judgment
- Draft certificate
- Addressed envelopes 2 to respondent 2 to petitioner
- Other (specify) _____

8 The respondent's address is:

DATED at _____, Saskatchewan, the ___ day of _____, 201_ .

(signature of petitioner)

CONTACT INFORMATION AND ADDRESS FOR SERVICE

Address for service and contact information of party filing this document:

Name of party: _____

Address for service: _____
(set out the street address)

Telephone number: _____

Fax number (if any): _____

E-mail address (if any): _____

Form 15-23C

COURT FILE NUMBER DIV _____ of 20__

Clerk's Stamp

COURT OF QUEEN'S BENCH FOR SASKATCHEWAN
(FAMILY LAW DIVISION)

JUDICIAL CENTRE _____

PETITIONER _____

RESPONDENT _____

AFFIDAVIT OF PETITIONER

I, _____ of _____, in
the Province of Saskatchewan, Make Oath and Say/Affirm as follows:

GENERAL

1 I am the Petitioner in this proceeding and I have personal knowledge of the matters and facts deposed to in this affidavit, except where stated to be on information learned from someone else and where that is stated, I believe the information to be true.

2 All of the facts and information contained in the Petition continue to remain true and accurate, except for the following: *(note here corrections or subsequent changes):*

3 I have not filed a Financial Statement.

4 I have not filed a Property Statement.

- 5 I have been ordinarily resident in Saskatchewan since the ___ day of _____, _____, which is a period of at least one year immediately preceding the date of issue of the petition in this proceeding.
- or -
- The Respondent has been ordinarily resident in Saskatchewan since the ___ day of _____, _____, which is a period of at least one year immediately preceding the date of issue of the petition in this proceeding.

RECONCILIATION

- 6 The following efforts to reconcile have been made:
- The Respondent and I resumed cohabitation on or about the ___ day of _____, _____, for the purpose of achieving a reconciliation, and continued cohabitation for that purpose until on or about the ___ day of _____, _____, but a reconciliation was not achieved;
- And/or*
- The Respondent and I consulted several individuals and agencies for counselling for the purpose of rehabilitating our marriage, including the following:
- _____
- but a reconciliation was not achieved;
- Or*
- No efforts to reconcile have been made.

7 I do not wish to reconcile or to resume cohabitation.

MARRIAGE BREAKDOWN

- 8 I have previously filed a Certificate of Marriage or Registration of Marriage.
- It is impossible or impractical to obtain a certificate of marriage or of registration of the marriage. The particulars of the marriage are: *(state sufficient particulars to prove the marriage)*
- 9 There has been a breakdown of my marriage by reason of the fact that:
- The Respondent and I separated on or about the ___ day of _____, _____, and have lived separate and apart since that date, which is a period in excess of one year.

COLLUSION, CONDONATION AND CONNIVANCE

- 10 I have truthfully set out the facts establishing the breakdown of my marriage and I have not entered into any agreement, understanding or arrangement to makeup or hide evidence or to deceive the court.
- 11 I have not encouraged my spouse to act in the manner that I have outlined, nor to commit or continue the complained of acts. I am unable to forgive my spouse and resume cohabitation as a result of his/her acts or conduct toward me.

CHILDREN

- 12 There are no children who are in the custody or care of either of us.

Or

 The names, dates of birth and place of residence of all children who are in the custody or care of either of us are:

Child's name	Birth date	Now living with

- 13 No remedy is being claimed in respect of the children.
- 14 The present and proposed arrangements with respect to custody and access of any or all children are as follows: *(If this is a joint or shared parenting arrangement, specify the particulars of the residency of the children.)*

15 The proposed arrangements concerning the custody and access of the children is in the best interests of the children because:

16 The Respondent and I agree to the amount of support for the following children:

<u>Name</u>	<u>Birthdate</u>
_____	_____ -
_____	_____ -
_____	_____ -
_____	_____ -

in the amount \$ _____ per month to commence _____

17 The condition, means, needs and other circumstances of the children are as follows: *(Include any special conditions of a child and any special needs as well as general requirements)*

18 (In a divorce proceeding where there are children but no claim is made for child support)

The arrangements that have been made for the support of any children are as follows:

- My income information required by the Federal Child Support Guidelines is attached as exhibit “_”,
- The income information of the Respondent as required by the Federal Child Support Guidelines is attached as exhibit “_”.

SPOUSAL SUPPORT

19 No claim is being made for spousal support.

20 My conditions, means, needs and other circumstances are as follows: N/A

PROCEEDINGS AND AGREEMENTS

21 A previous court order with reference to the marriage, cohabitation, custody, support, *or* division of property, was granted the ___ day of _____, _____, a copy of which is attached as exhibit “_”.

or

No other legal proceedings have been instituted between ourselves with reference to the marriage, cohabitation, custody, support, maintenance or division of property.

- 22 The dates of any written or oral separation or financial or custody agreements between us are:

The agreement pertains to:

- custody of the children spousal support
 access to the children division of property
 child support other (*specify*)

A copy of the agreement(s) is attached as exhibit "___". (*Attach agreement*)

Or

- There have been no written or oral separation or financial or custody agreements between ourselves.
- 23 There are no orders or agreements relating to any other children who are in the custody or care of either of us.

Or

- Copies of other orders or agreements relating to any children who are in the custody or care of either of us are attached as exhibit "___".

FINANCIAL INFORMATION

- 24 (a) My occupation is: _____
(b) My place of employment is: _____
(c) My current annual income from all sources is estimated to be \$ _____
- 25 (a) The respondent's occupation is: _____
(b) The respondent's place of employment is: _____
(c) The respondent's current annual income from all sources is estimated to be \$ _____

PROPERTY

- 26 The Respondent and I divided our property following our separation. I am satisfied with the current division of property.

Or

- The Respondent and I have settled, by consent, the division of our family property by way of Minutes of Settlement, filed with the court, *or* an Interspousal Contract and Separation Agreement, a copy of which is attached to this affidavit as exhibit "___".

JUDGMENT

27 The present address of the respondent where service of the judgment may be made is:

27A The basis of my information and belief as to the address of the respondent is as follows:

28 Service of the judgment on the respondent should be dispensed with for the following reasons:

NOT APPLICABLE

29 I claim the following relief:

Divorce

30 I am not making a claim for Costs.

Sworn before me at _____,)
in the Province of Saskatchewan,)
on the ____ day of _____, 201__)
)
)
)

A Commissioner for Oaths in and for
the Province of Saskatchewan.
Being a Court Official.

Signature of Petitioner

THIS AFFIDAVIT IS FILED ON BEHALF OF THE PETITIONER.

This document was delivered by:

Petitioner's Name: _____

Petitioner's Address: _____

Telephone number: _____

and the addresses for service are: same as above

Form 15-43

COURT FILE NUMBER DIV _____ of 20__

Clerk's Stamp

COURT OF QUEEN'S BENCH FOR SASKATCHEWAN
(FAMILY LAW DIVISION)

JUDICIAL CENTRE _____

PETITIONER _____

RESPONDENT _____

BEFORE THE HONOURABLE _____

(day and date of judgment)

JUDGMENT

This proceeding coming on before the Court this day at _____
in the absence of the parties and their lawyers, on proof of service being
established, and on considering the pleadings and the evidence presented:

THE COURT ORDERS THAT _____
and _____ who were married on the ____
day of _____, _____, are divorced and, unless appealed, this
judgment takes effect and the marriage is dissolved on the 31st day after
the date of this judgment.

(Local) Registrar

NOTICE

The spouses are not free to remarry until this judgment takes effect, at which
time any person may obtain a Certificate of Divorce from this Court. If an
appeal is taken from this judgment it may delay this judgment taking effect.

Form 15-44

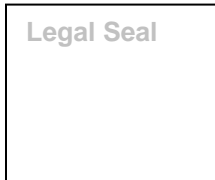
DIV _____ of 20__

CANADA
PROVINCE OF SASKATCHEWAN
IN THE QUEEN'S BENCH
JUDICIAL CENTRE OF _____

CERTIFICATE OF DIVORCE

This is to certify that the marriage of _____
and _____, which was solemnized on the ___ day
of _____, _____, was dissolved by a judgment of this Court, which became
effective on the ___ day of _____, _____.

DATED at _____, Saskatchewan, this the ___ day
of _____, _____.



(Local) Registrar

Please note Queen's Bench Rule 15-28(3):

(3) In a divorce proceeding where there are children but no claim is made for child support, the parties shall produce at a trial or shall exhibit to an affidavit in support of an application:

(a) all income information of the parties required by the guidelines; or

(b) an agreement as to child support in Form 15-28B and the following documents:

(i) a copy of the most recent personal income tax return filed by the payor, and by the payee if there is to be shared or split custody, along with a copy of the most recent income tax assessment or reassessment, or an affidavit explaining why the documents are not available and providing evidence to satisfy the Court that the amount of income of the payor and child support agreed to by the parties is reasonable; and

(ii) if special or extraordinary expenses are to be shared or if the amount agreed to differs from the table amount set out in the guidelines, a copy of the most recent personal income tax return filed by the recipient along with a copy of the most recent income tax assessment or reassessment, or an affidavit explaining why the documents are not available and providing evidence to satisfy the Court of the amount of income of the recipient.

Steps:

- 1) Complete Agreement as to Child Support form (15-28B). Attach income tax return Notice of Assessment of support payor (and of support recipient if applicable). Make sure signatures of payor and recipient are witnessed.**
- 2) Witnesses to signatures of payor and recipient must each fill out and swear their own affidavit of execution in front of a Commissioner for Oaths.**
- 3) File all documents along with Application for Divorce Judgment and supporting material.**

Form 15-28B
(Subrule 15-28(2))

COURT FILE
NUMBER _____
COURT OF QUEEN'S BENCH FOR SASKATCHEWAN
(FAMILY LAW DIVISION)
JUDICIAL CENTRE _____
PETITIONER(S)/
CO-PETITIONER(S) _____
RESPONDENT(S) _____



AGREEMENT AS TO CHILD SUPPORT

THE PARTIES AGREE AS FOLLOWS:

1 The income of the payor _____ is \$ _____.
(name)

2 The payor currently resides in _____.
(province or, if resident outside of Canada, country)

3 The income of the recipient _____ is \$ _____.
(name)

4 The recipient currently resides in _____.
(province or, if resident outside of Canada, country)

(Paragraphs 3 and 4 must be included if special or extraordinary expenses are to be shared or if the amount agreed to differs from the table amount set out in the Federal Child Support Guidelines.)

5 Child support is to be provided for *(state names and dates of birth of children for whom child support is to be provided)*

Name of Child	Date of Birth

and according to the applicable child support table set out in the Federal Child Support Guidelines, the amount of child support payable for that number of children (the "child support table amount") is \$ _____.

6 The payor will pay to the recipient, _____,
(name)

child support of \$ _____ per month for the children referred to in section 5.

7 (If applicable) The amount of child support agreed on by this agreement differs from the child support table amount because: (state reasons)

8 (If there are expenses pursuant to section 7 of the Federal Child Support Guidelines to be shared)
There are special or extraordinary expenses, being

_____.

(state type of expense)

on behalf of _____
(name child)

in the amount of \$ _____ per month, and the payor's share of this expense is \$ _____ per month.

DATED at _____, Saskatchewan, this
_____ day of _____, 2 _____.

(witness)

(signature of petitioner)

DATED at _____, Saskatchewan, this
_____ day of _____, 2 _____.

(witness)

(signature of respondent)

COURT FILE NUMBER _____

Clerk's Stamp

COURT OF QUEEN'S BENCH FOR SASKATCHEWAN
(FAMILY LAW DIVISION)

JUDICIAL CENTRE _____

PETITIONER _____

RESPONDENT _____



AFFIDAVIT OF EXECUTION

I, _____, of the City of _____, in the
Province of Saskatchewan, MAKE OATH AND SAY AS FOLLOWS:

1. I was personally present and did see _____
named in the within instrument, who is personally known to me to be the
person named therein, duly sign and execute the same for the purposes
named therein;
2. The same was executed at _____, in the Province
of Saskatchewan, and that I am the subscribing witness thereto;
3. I know _____, and he/she is in my
belief of the full age of eighteen years or more.

SWORN (OR AFFIRMED) BEFORE ME

at, _____ Saskatchewan,
this _____ day of _____,
2 _____

Commissioner for Oaths
for Saskatchewan



(signature)

(MUST BE WITNESSED BY
COMMISSIONER FOR OATHS)

COURT FILE NUMBER _____

Clerk's Stamp

COURT OF QUEEN'S BENCH FOR SASKATCHEWAN
(FAMILY LAW DIVISION)

JUDICIAL CENTRE _____

PETITIONER _____

RESPONDENT _____



AFFIDAVIT OF EXECUTION

I, _____, of the City of _____, in the
Province of Saskatchewan, MAKE OATH AND SAY AS FOLLOWS:

1. I was personally present and did see _____
named in the within instrument, who is personally known to me to be the
person named therein, duly sign and execute the same for the purposes
named therein;

3. The same was executed at _____, in the Province
of Saskatchewan, and that I am the subscribing witness thereto;

3. I know _____, and he/she is in my
belief of the full age of eighteen years or more.

SWORN (OR AFFIRMED) BEFORE ME

at, _____ Saskatchewan,
this _____ day of _____,
2 _____

Commissioner for Oaths
for Saskatchewan



(signature)

(MUST BE WITNESSED BY
COMMISSIONER FOR OATHS)