

Application for a Family Law Matter Consent Order

FORM 17

Provincial Court Family Rules
Rule 100

Registry location:	
Court File Number:	

Party 1:	Lawyer:
Party 2:	Lawyer:
Party 3:	Lawyer:

1. Party 1's contact information is as follows:

Full name:	Date of birth: [mmm/dd/yyyy]	
Contact information		
Address:		
City:	Province:	Postal code:
Email:	Telephone:	

2. Party 2's contact information is as follows:

Full name:	Date of birth: [mmm/dd/yyyy]	
Contact information		
Address:		
City:	Province:	Postal code:
Email:	Telephone:	

3. Party 3's contact information is as follows:

Complete only if applicable. If there is no additional party, you may leave this section blank.

Full name:	Date of birth: [mmm/dd/yyyy]	
Contact information		
Address:		
City:	Province:	Postal code:
Email:	Telephone:	

4. ☐ We are applying for an order about the following family law matter(s) BY CONSENT:

Select all options that apply

- ☐ parenting arrangements
- ☐ child support
- ☐ contact with a child
- ☐ guardianship of a child
- ☐ spousal support

5. The following supporting document(s) are being provided along with this application:
Select all options that apply, complete and file along with your application (if not already filed)

☐ a **draft Consent Order** signed by each party

AND

For an application about parenting arrangements:

Your consent order application must be supported by one of the following

- ☐ a Family Law Matter Claim about parenting arrangements and Reply with agreement
☐ Schedule 1 of this Application for Family Law Matter Consent Order *(complete and attach Schedule 1)*

For an application about child support:

Your consent order application must be supported by one of the following

- ☐ a Family Law Matter Claim about child support and Reply with agreement
☐ Schedule 2 of this Application for Family Law Matter Consent Order *(complete and attach Schedule 2)*

and:

- ☐ a Financial Statement in Form 4, or agreement as to income, for each party as required by the instructions on the financial statement

For an application about contact with a child:

Your consent order application must be supported by one of the following

- ☐ a Family Law Matter Claim about contact with a child and Reply with agreement
☐ Schedule 3 of this Application for Family Law Matter Consent Order *(complete and attach Schedule 3)*

For an application about guardianship of a child:

Your consent order application must be supported by one of the following

- ☐ a Family Law Matter Claim about guardianship and Reply with agreement
☐ Schedule 4 of this Application for Family Law Matter Consent Order *(complete and attach Schedule 4)*

and:

- ☐ a Guardianship Affidavit in Form 5 for each party applying to be appointed as a guardian of a child or children with the following exhibits attached:
- a copy of a record check from the Ministry of Children and Development
 - a protection order record check from the protection order registry
 - a criminal record check

For an application about spousal support:

Your consent order application must be supported by one of the following

- ☐ a Family Law Matter Claim about spousal support and Reply with agreement
☐ Schedule 5 of this Application for Family Law Matter Consent Order *(complete and attach Schedule 5)*

and:

- ☐ a Financial Statement in Form 4 or agreement as to income for each party

Identification of child(ren)

6. *Select only one of the options below and complete the required information*

- ☐ Our consent order does not ask for any order(s) about a child or children (*skip next section*)
- ☐ Our consent order is asking for an order(s) about the following child or children:

Child's full name	Child's date of birth (mmm/dd/yyyy)	Child's relationship to party 1	Child's relationship to party 2	Child's relationship to party 3	Child is currently living with

7. ☐ **We understand that we must consider the child(ren)'s best interests with respect to each order about the child(ren) we are asking the court to make.**

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SCHEDULE 1 – PARENTING ARRANGEMENTS

This is Schedule 1 to the Application for a Family Law Matter Consent Order

Complete this schedule only if you are guardians of a child or children applying for a consent order about parenting arrangements for a child or children identified in section 6 of this application.

Parenting arrangements include how each guardian will parent their child(ren) together, including each guardians' responsibilities for decision making about a child, and the time each guardian spends with a child.

1. Party 1 is:

- ☐ a guardian of the child(ren)

A child's parents are most often the child's guardians, but other people can be guardians too.

A parent who has never lived with their child is a guardian if they have regularly taken care of the child, there is an agreement or court order that says they are a guardian of a child, or under a will if the other parent dies.

- ☐ applying to be appointed as a guardian of the child(ren)

A person who is not a parent can become a guardian of a child by a court order or under a will

2. Party 2 is:

- ☐ a guardian of the child(ren)

A child's parents are most often the child's guardians, but other people can be guardians too.

A parent who has never lived with their child is a guardian if they have regularly taken care of the child, there is an agreement or court order that says they are a guardian of a child, or under a will if the other parent dies.

- ☐ applying to be appointed as a guardian of the child(ren)

A person who is not a parent can become a guardian of a child by a court order or under a will

3. Complete only if applicable. You may leave this section blank.

Party 3 is:

- ☐ a guardian of the child(ren)

A child's parents are most often the child's guardians, but other people can be guardians too.

A parent who has never lived with their child is a guardian if they have regularly taken care of the child, there is an agreement or court order that says they are a guardian of a child, or under a will if the other parent dies.

- ☐ applying to be appointed as a guardian of the child(ren)

A person who is not a parent can become a guardian of a child by a court order or under a will

4. We consent to the parental responsibilities being exercised by us as follows:

5. We consent to the child(ren) having parenting time with us as follows:

6. Complete only if applicable. You may leave this section blank.

We consent to have the following conditions placed on the parenting time with the child(ren):

7. Complete only if applicable. You may leave this section blank.

We consent to the following additional parenting arrangements:

(Faint background watermark text: "Scribble")

8. We believe the parenting arrangements we consent to, including parental responsibilities and parenting time, are in the child(ren)'s best interests because:

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SCHEDULE 2 – CHILD SUPPORT

This is Schedule 2 to the Application for a Family Law Matter Consent Order

Complete this schedule only if you are applying for a consent order about child support and/or special and extraordinary expenses for the child or children identified in section 6 of this application.

1. Party 1 is:

- ☐ a parent or guardian of the child(ren)
- ☐ applying to be appointed as a guardian of the child(ren)
- ☐ a person standing in the place of a parent to the child(ren) *(for example, a step-parent)*
- ☐ other *(specify)*:

2. Party 2 is:

- ☐ a parent or guardian of the child(ren)
- ☐ applying to be appointed as a guardian of the child(ren)
- ☐ a person standing in the place of a parent to the child(ren) *(for example, a step-parent)*
- ☐ other *(specify)*:

3. *Complete only if applicable. You may leave this section blank.*

Party 3 is:

- ☐ a parent or guardian of the child(ren)
- ☐ applying to be appointed as a guardian of the child(ren)
- ☐ a person standing in the place of a parent to the child(ren) *(for example, a step-parent)*
- ☐ other *(specify)*:

4. The child or children spend time with the parties as follows:

5. The current support arrangements are as follows:

6. *Select only one of the options below*

- ☐ We agree, there is no unpaid child support (arrears)
- ☐ We agree, as of [mmm/dd/yyyy] the amount of unpaid child support (arrears) is \$

7. Complete only if applicable. You may leave this section blank.

We consent to the following arrangements about the remaining unpaid child support (arrears):

8. Select only one of the options below

☐ We consent to an order for ongoing child support to be paid by [name of paying party/parties] in the monthly amount set out in the child support guidelines table for the following child(ren) identified in section 6 of this application:

List the name of each child you are asking for support for

☐ We consent to an order for ongoing child support to be paid by [name of paying party/parties] in the monthly amount of \$ which is different from that set out in the child support guidelines table for the following child(ren) identified in section 6 of this application:

List the name of each child you are asking for support for

because:

Explain what arrangements have been made for the support of the child(ren) and why the court should order child support in an amount different from that set out in the child support guidelines table

9. Select only one of the options below

☐ Each child we consent to an order for child support for is under 19 years of age

☐ The following child(ren) is/are 19 years of age or older and need child support because of illness, disability or because they are full-time students:

Full name of child	Reason for child support Select the applicable option
	<input type="checkbox"/> illness <input type="checkbox"/> disability <input type="checkbox"/> student
	<input type="checkbox"/> illness <input type="checkbox"/> disability <input type="checkbox"/> student
	<input type="checkbox"/> illness <input type="checkbox"/> disability <input type="checkbox"/> student

10. Child support payments may start on a past (retroactive), present or future date or event, such as the date of separation, the date the application is made or the start date of a new job

Child support payments should start on [mmm/dd/yyyy or event] because:

11. *Select only one of the options below*

- ☐ We are attaching calculations showing how much child support we believe should be paid according to the child support guidelines
- ☐ We are not attaching calculations because:

12. *Select only one of the options below*

- ☐ We are not applying for an order for special and extraordinary expenses for the child(ren)
- ☐ We consent to an order for special and extraordinary expenses in accordance with section 7 of the child support guidelines. The following special or extraordinary expenses (net of tax credits, subsidies, deductions, credits and contributions from the children) are included in our order for child support:

Name of Child:				
Special and Extraordinary Expense	Annual Amount	Annual Amount	Annual Amount	Annual Amount
Child care expenses	\$	\$	\$	\$
Portion of medical/dental premiums attributable to child	\$	\$	\$	\$
Health related expenses that exceed insurance reimbursement by at least \$100	\$	\$	\$	\$
Extraordinary expenses for primary or secondary school	\$	\$	\$	\$
Post-secondary school expenses	\$	\$	\$	\$
Extraordinary extracurricular activities expenses	\$	\$	\$	\$
Total	\$	\$	\$	\$

13. *Select only one of the options below*

- ☐ We have both completed a Financial Statement in Form 4, as required by the instructions in Form 4, or agreement as to income
- ☐ One or both of us is not able to complete a financial statement at this time and we have completed an Application for Case Management Order Without Notice or Attendance in Form 11 requesting to waive the requirement that this consent order application be filed with a completed financial statement or agreement as to income.

IMPORTANT NOTE:

This consent order includes a request for an order about child support. Each party, as applicable, must provide financial information with the application by completing and filing a Financial Statement in Form 4 or an agreement as to income.

SCHEDULE 3 – CONTACT WITH A CHILD

This is Schedule 3 to the Application for Family Law Matter Consent Order

Complete this schedule only if you are applying for a consent order for a person who is not a guardian of the child or children to have contact with the child or children identified in section 6 of this application.

Contact with a child is the time a child spends with a person who is not their guardian.

1. We consent to contact with the child(ren) as follows:

Complete only if applicable. You may leave this section blank.

We consent to the following conditions being placed on the contact with the child(ren):

2. We believe the contact we consent to is in the child(ren)'s best interests because:

SCHEDULE 4 – GUARDIANSHIP

This is Schedule 4 to the Application for Family Law Matter Consent Order

Complete this schedule only if you are applying for a consent order about guardianship of a child or children identified in section 6 of this application.

1. ☐ We consent to having the following person(s) appointed as a guardian of the child or children:

Full name of person	Name of child(ren)	Relationship to the child

2. *Select only one of the options below*

- ☐ Each person we are making an application to have be appointed as a guardian of a child has completed a Guardianship Affidavit in Form 5 and we are filing it along with this consent order application
- ☐ A person we are making an application to have be appointed as a guardian of a child is not able to complete a Guardianship Affidavit in Form 5 at this time and we have completed an Application for Case Management Order Without Notice or Attendance in Form 11 requesting to waive the requirement that this consent order application be filed with a completed affidavit

3. We believe the consent order about guardianship for the child(ren) is in their best interests because:

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SCHEDULE 5 – SPOUSAL SUPPORT

This is Schedule 5 to the Application for a Family Law Matter Consent Order

Complete this schedule only if you are applying for a consent order about spousal support.

1. The current support arrangements are as follows:

2. We believe there is entitlement to spousal support for the following reason(s):

Select all options that apply

- ☐ there are economic advantages or disadvantages to the spouses arising from the relationship or breakdown of the relationship
- ☐ to share the financial consequences arising from caring for the children during the relationship, beyond the duty to provide support for the child
- ☐ to relieve economic hardship of the spouses arising from the breakdown of the relationship
- ☐ to help each spouse become financially independent within a reasonable period of time

3. Spousal support is to be paid by *[full name of payor]* to *[full name of recipient]*

4. We consent to an order about spousal support as follows:

Select all options that apply and complete the required information

- ☐ in the amount of \$ _____ per month to commence on: *[mmm/dd/yyyy]* until: *[mmm/dd/yyyy]*
- ☐ in a lump sum of \$ _____
- ☐ other (*specify*): _____

5. *Select only one of the options below*

- ☐ We are attaching calculations showing how much spousal support we believe should be paid according to the Spousal Support Advisory Guidelines
- ☐ We are not attaching calculations because:

6. *Select only one of the options below*

- ☐ We have both completed a Financial Statement in Form 4 or agreement as to income
- ☐ One or both of us is not able to complete a financial statement at this time and we have completed an Application for Case Management Order Without Notice or Attendance in Form 11 requesting to waive the requirement that this consent order application be filed with a completed financial statement or agreement as to income

IMPORTANT NOTE:

This consent order includes a request for an order for spousal support. Each party, as applicable, must provide financial information with the application by completing and filing a Financial Statement in Form 4 or by filing an agreement as to income.