



PRINCE EDWARD ISLAND
ÎLE-DU-PRINCE-ÉDOUARD

FAMILY LAW REFORM ACT REGULATIONS

PLEASE NOTE

This document, prepared by the *Legislative Counsel Office*, is an office consolidation of this regulation, current to February 1, 2004. It is intended for information and reference purposes only.

This document is *not* the official version of these regulations. The regulations and the amendments printed in the *Royal Gazette* should be consulted on the Prince Edward Island Government web site to determine the authoritative text of these regulations.

For more information concerning the history of these regulations, please see the *Table of Regulations* on the Prince Edward Island Government web site (www.princeedwardisland.ca).

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FAMILY LAW REFORM ACT
Chapter F-3
REGULATIONS

Made by the Lieutenant Governor in Council under the *Family Law Reform Act* R.S.P.E.I. 1988, Cap. F-3.

1. Statement of property

A statement of property pursuant to section 5 of the *Family Law Reform Act* shall disclose the particulars of property set out in Form 1 of the Schedule. (EC1024/78)

2. Statement of financial information

A statement of financial information pursuant to section 23 of the *Family Law Reform Act* shall disclose the particulars of property set out in Form 2 of the Schedule. (EC1024/78)

3. Designation of matrimonial home

A designation of a matrimonial home under subsection 35(1) of the *Family Law Reform Act* shall be in Form 3 of the Schedule. (EC1024/78)

4. Cancellation of designation

A cancellation of a designation of a matrimonial home under subsection 35(3) of the *Family Law Reform Act* shall be in Form 4 of the Schedule. (EC1042/78)

SCHEDULEForm 1
Act Section 5**STATEMENT OF PROPERTY**

I, A.B. of (Place of residence and description) make oath and say that particulars of all my property are accurately set out below, to the best of my knowledge, information and belief.

Land

(Include any interest in land, including leasehold interests and mortgages. Show estimated value free of encumbrances, and show encumbrances under Debts below.)

Name of Interest	Nature & Address of Property	Estimated Value
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Household Items & Vehicles

(Show items by category. Include furniture and household effects, clothing, jewellery, appliances, automobiles, boats and any other vehicles and any other household items. Give make, model and license number for automobiles, boats, and other vehicles. List major items in each category. Show estimated value free of encumbrances, and show encumbrances under Debts below.)

Category	Major Items	Estimated Value	Savings and Pensions
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Savings and Pensions

(Show items by category. Include cash, accounts in financial institutions, registered retirement or home ownership savings plans, deposit receipts, pensions and any other savings.)

Category	Institution	Account Number	Present Amount
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Securities

(Show items by category. Include shares, bonds, warrants, options, debentures, notes and any other security.)

Category	Number	Description	Estimated Value
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Life and Disability Insurance

Company	Policy No.	Owner	Beneficiary	Face Amount	Cash Surrender Value
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Accounts Receivable

(Give particulars of all debts owing to you, whether arising from business or from personal dealings.)

Particulars	Amount
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Business Interests

(Show any interest in an unincorporated business. A controlling interest in an incorporated business may be shown here or under securities above.)

Name of Firm or Company	Interest	Estimated Value
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Other

(Show other property by categories. Include property of any kind not shown above.)

Category	Estimated Value
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Debts

(Show debts by category such as mortgages, charges, liens, notes and credit cards. Include contingent liabilities such as guarantees.)

Category	Particulars	Amount
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Family Assets Acquired Prior to Marriage

.....
(List family assets acquired before marriage and give estimated equity value at the date of the marriage.)

SWORN before me)
.....
at in)
the County of)
this day of)
20.....)
.....)
A Commissioner of the Supreme)
Court of Prince Edward Island)



STATEMENT OF FINANCIAL INFORMATION

I, A.B., of (place of residence and description), make oath and say:

1. Attached to this affidavit are a true copy of my income tax return filed with the Department of National Revenue for (the immediately preceding year) and a true copy of the notice of assessment (where applicable, add and notice of reassessment) by the Department for that year.
2. Particulars of my financial situation are accurately set out below, to the best of my knowledge, information and belief.

(Give current actual amount where known or ascertainable. Where amount cannot be ascertained, give an estimate. Use weekly, monthly or yearly column as appropriate.)

Income

.....
(Include income from all sources, whether taxable or not. For salary or wages, show gross amount here and show deductions under expenses below. Show income by categories such as salary or wages, commissions, family allowance, unemployment insurance, workers' compensation, public assistance, pension, dividends, interest, rent and support from others.)

Category	Weekly	Monthly	Yearly
Totals			
Weekly total	x 4.33 = monthly		
Yearly total	- 12 = monthly		
TOTAL MONTHLY INCOME			

Expenses

.....
(Include current expenses only, not a suggested budget. Show expenses by categories such as rent, mortgage, common expense charges, property tax, property insurance, electricity, water, gas, heating, cable TV, telephone, repairs and maintenance, food, clothing, laundry, health insurance, pension contributions, income tax, taxis and public transit, car insurance, gas and oil, car servicing, parking, life insurance, entertainment, recreation, grooming, vacation, gifts, day care, babysitting, support for others, debt payments.)

Category	Weekly	Monthly	Yearly
Totals			
Weekly total	x 4.33 = monthly		
Yearly total	- 12 = monthly		
TOTAL MONTHLY EXPENSES			

Debts

.....
(Show capital amount of debts. Include any contingent liabilities such as a guarantee. Show debts in categories such as mortgage, bank, finance company, retail store, credit card, personal. Give particulars of each.)

Category	Particulars	Amount
TOTAL DEBTS		

Assets

.....
(Include all assets as a guide those categories listed in Form 1)

Category	Particulars	Amount
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TOTAL DEBTS

Proposed Budget

.....
 (Set out proposed budget of expenses, if different from current expenses, using the same categories as under expenses above. Where applicable, show estimated income tax expenses.)

Category	Weekly	Monthly	Yearly

Totals
 Weekly total x 4.33 = monthly
 Yearly total - 12 = monthly

TOTAL MONTHLY BUDGET

Summary

Total monthly income	Total assets
Total monthly expenses -	Total debts -
SURPLUS/DEFICIT	NET WORTH

Total monthly budget
 Total monthly income -

DIFFERENCE

(If any material changes are anticipated in the information given above, give particulars.)

Name and address of employer:

SWORN before me)
)
 at in)
 the County of)
 this day of)
 20....)
)
 A Commissioner of the Supreme)
 Court of Prince Edward Island)

Form 3
Act Subsection 35(1)

**FAMILY LAW REFORM ACT
DESIGNATION OF A MATRIMONIAL HOME**

We, and
(full name) (full name)

of the of in the
..... of
being spouses of one another and being entitled to possession of the property hereinafter
described, namely:

(insert proper legal description)

hereby designate the said property as a matrimonial home.

Witness our hands the day of....., 20.....

WITNESS:

.....
Signature of Spouse

.....
Signature of Spouse

NOTE:

UPON REGISTRATION OF THIS DOCUMENT ANY OTHER PROPERTY NOT
SIMILARLY DESIGNATED AS A MATRIMONIAL HOME SHALL NOT QUALIFY
AS A MATRIMONIAL HOME.



Form 4
Act Subsection 35(3)

**FAMILY LAW REFORM ACT
CANCELLATION OF DESIGNATION OF A MATRIMONIAL
HOME**

We, and
(full name) (full name)

of the of in the
..... of
being spouses of one another and being entitled to possession of the property hereinafter
described, namely:

(insert proper legal description)
hereby cancel the designation of the said property as a matrimonial home, which
designation was made by us on the day of, 20.....,
and was registered in the Land Registry Office for the County of (No.),
on the day of 20, as Instrument No.

Witness our hands the day of, 20.....
WITNESS:

.....
Signature of Spouse

.....
Signature of Spouse

NOTE:
UPON REGISTRATION OF THIS DOCUMENT THE PROPERTY DESCRIBED
THEREIN CEASES TO BE A MATRIMONIAL HOME. UPON THERE CEASING TO
BE ANY DESIGNATION OF A FAMILY HOME UNDER SUBSECTION 1 OF
SECTION 35(1) OF THE ACT, SECTION 33 OF THE ACT SHALL APPLY IN
RESPECT OF PROPERTY THAT IS A MATRIMONIAL HOME.