

Superior Court of Justice

(Name of court)

Court File Number

00000

at **393 Main Street, Haileybury, ON P0J 1K0**

(Court office address)

Form 13.1: Financial Statement (Property and Support Claims) sworn/affirmed

Applicant(s)

Full legal name & address for service — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

Name
Address

Lawyer's name & address — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

Respondent(s)

Full legal name & address for service — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

Name
Address

Lawyer's name & address — street & number, municipality, postal code, telephone & fax numbers and e-mail address (if any).

INSTRUCTIONS

1. USE THIS FORM IF:
 - you are making or responding to a claim for property or exclusive possession of the matrimonial home and its contents; or
 - you are making or responding to a claim for property or exclusive possession of the matrimonial home and its contents together with other claims for relief.
2. USE FORM 13 INSTEAD OF THIS FORM IF:
 - you are making or responding to a claim for support but NOT making or responding to a claim for property or exclusive possession of the matrimonial home and its contents.
3. If you have income that is not shown in Part I of the financial statement (for example, partnership income, dividends, rental income, capital gains or RRSP income), you must also complete **Schedule A**.
4. If you or the other party has sought a contribution towards special or extraordinary expenses for the child(ren), you must also complete **Schedule B**.

*NOTE: You must **fully and truthfully** complete this financial statement, including any applicable schedules. You must also provide the other party with documents relating to support and property and a Certificate of Financial Disclosure (Form 13A) as required by Rule 13 of the Family Law Rules.*

1. **My name is** *(full legal name)* _____

I live in *(municipality & province)* **City of** _____, **Province of Ontario**

and I swear/affirm that the following is true:

PART I: INCOME

2. I am currently

employed by *(name and address of employer)*

self-employed, carrying on business under the name of *(name and address of business)*

unemployed since *(date when last employed)*

3. I attach proof of my year-to-date income from all sources, including my most recent *(attach all that are applicable)*:

pay cheque stub social assistance stub pension stub workers' compensation stub

employment insurance stub and last Record of Employment

- statement of income and expenses/ professional activities (for self-employed individuals)
- other (e.g. a letter from your employer confirming all income received to date this year)

4. Last year, my gross income from all sources was \$ _____ (do not subtract any taxes that have been deducted from this income).

5. I am attaching all of the following required documents to this financial statement as proof of my income over the past three years, if they have not already been provided:

- a copy of my personal income tax returns for each of the past three taxation years, including any materials that were filed with the returns. (Income tax returns must be served but should NOT be filed in the continuing record, unless they are filed with a motion to refrain a driver's license suspension.)
- a copy of my notices of assessment and any notices of reassessment for each of the past three taxation years;
- where my notices of assessment and reassessment are unavailable for any of the past three taxation years or where I have not filed a return for any of the past three taxation years, an Income and Deductions printout from the Canada Revenue Agency for each of those years, whether or not I filed an income tax return.

Note: An Income and Deductions printout is available from Canada Revenue Agency. Please call customer service at 1-800-959-8281.

OR

I am an Indian within the meaning of the *Indian Act* (Canada) and I have chosen not to file income tax returns for the past three years. I am attaching the following proof of income for the last three years (list documents you have provided):

(In this table you must show all of the income that you are currently receiving whether taxable or not.)

Income Source	Amount Received/Month
1. Employment income (before deductions)	
2. Commissions, tips and bonuses	
3. Self-employment income (Monthly amount before expenses: \$ _____)	
4. Employment Insurance benefits	
5. Workers' compensation benefits	
6. Social assistance income (including ODSP payments)	
7. Interest and investment income	
8. Pension income (including CPP and OAS)	
9. Spousal support received from a former spouse/partner	
10. Child Tax Benefits or Tax Rebates (e.g. GST)	
11. Other sources of income (e.g. RRSP withdrawals, capital gains) (*attach Schedule A and divide annual amount by 12)	
12. Total monthly income from all sources:	\$0.00
13. Total monthly income X 12 = Total annual income:	\$0.00

14. Other Benefits

Provide details of any non-cash benefits that your employer provides to you or are paid for by your business such as medical insurance coverage, the use of a company car, or room and board.

Item	Details	Yearly Market Value

	Total	\$0.00

PART 2: EXPENSES

EXPENSE	Monthly Amount
Automatic Deductions	
CPP contributions	
EI premiums	
Income taxes	
Employee pension contributions	
Union dues	
SUBTOTAL	\$0.00
Housing	
Rent or mortgage	
Property taxes	
Property insurance	
Condominium fees	
Repairs and maintenance	
SUBTOTAL	\$0.00
Utilities	
Water	
Heat	
Electricity	
Telephone	
Cell phone	
Cable	
Internet	
SUBTOTAL	\$0.00
Household Expenses	
Groceries	
Household supplies	
Meals outside the home	
Pet care	
Laundry and Dry Cleaning	
SUBTOTAL	\$0.00
Childcare Costs	
Daycare expense	
Babysitting costs	
SUBTOTAL	\$0.00
Transportation	
Public transit, taxis	
Gas and oil	
Car insurance and license	
Repairs and maintenance	
Parking	
Car Loan or Lease Payments	

SUBTOTAL	\$0.00
Health	
Health insurance premiums	
Dental expenses	
Medicine and drugs	
Eye care	
SUBTOTAL	\$0.00
Personal	
Clothing	
Hair care and beauty	
Alcohol and tobacco	
Education (<i>specify</i>)	
Entertainment/recreation (including children)	
Gifts	
SUBTOTAL	\$0.00
Other expenses	
Life insurance premiums	
RRSP/RESP withdrawals	
Vacations	
School fees and supplies	
Clothing for children	
Children's activities	
Summer camp expenses	
Debt payments	
Support paid for other children	
Other expenses not shown above (<i>specify</i>)	
SUBTOTAL	\$0.00
Total Amount of Monthly Expenses	
	\$0.00
Total Amount of Yearly Expenses	
	\$0.00

PART 3: OTHER INCOME EARNERS IN THE HOME

Complete this part only if you are making or responding to a claim for undue hardship or spousal support. Check and complete all sections that apply to your circumstances.

1. I live alone.
2. I am living with (full legal name of person you are married to or cohabiting with) _____
3. I/we live with the following other adult(s):

4. I/we have (give number) _____ of child(ren) who live(s) in the home.
5. My spouse/partner works at (place of work or business) _____
 does not work outside the home.
6. My spouse/partner earns (give amount) \$ _____ per _____.
 does not earn any income.
7. My spouse/partner or other adult residing in the home contributes about \$ _____ per _____ towards the household expenses.

PART 4: ASSETS IN AND OUT OF ONTARIO

If any sections of Parts 4 to 9 do not apply, do not leave blank, print "NONE" in the section.

The date of marriage is: (give date) _____

The valuation date is: (give date) _____

The date of commencement of cohabitation is (if different from date of marriage): (give date) _____

PART 4(a): LAND

Include any interest in land **owned** on the dates in each of the columns below, including leasehold interests and mortgages. Show estimated market value of your interest, but do not deduct encumbrances or costs of disposition; these encumbrances and costs should be shown under Part 5 "Debts and Other Liabilities".

Nature & Type of Ownership (Give your percentage interest where relevant.)	Address of Property	Estimated Market value of YOUR interest		
		on date of marriage	on valuation date	today
Matrimonial Home				
15. TOTAL VALUE OF LAND		\$0.00	\$0.00	\$0.00

PART 4(b): GENERAL HOUSEHOLD ITEMS AND VEHICLES

Show estimated market value, not the cost of replacement for these items owned on the dates in each of the columns below. Do not deduct encumbrances or costs of disposition; these encumbrances and costs should be shown under Part 5, "Debts and Other Liabilities".

Item	Description	Indicate if NOT in your possession	Estimated Market value of YOUR interest		
			on date of marriage	on valuation date	today
Household goods & furniture					
Cars, boats, vehicles					
Jewellery, art, electronics, tools, sports & hobby, equipment					
Other special items					
16. TOTAL VALUE OF GENERAL HOUSEHOLD ITEMS AND VEHICLES			\$0.00	\$0.00	\$0.00

PART 4(c): BANK ACCOUNTS, SAVINGS, SECURITIES AND PENSIONS

Show the items owned on the dates in each of the columns below by category, for example, cash, accounts in financial institutions, pensions, registered retirement or other savings plans, deposit receipts, any other savings, bonds, warrants, options, notes and other securities. Give your best estimate of the market value of the securities if the items were to be sold on the open market.

Category	INSTITUTION (including location)/ DESCRIPTION (including issuer and date)	Account number	Amount / Estimated Market Value		
			on date of marriage	on valuation date	today
17. TOTAL VALUE OF ACCOUNTS, SAVINGS, SECURITIES AND PENSIONS			\$0.00	\$0.00	\$0.00

PART 4(d): LIFE & DISABILITY INSURANCE

List all policies in existence on the dates in each of the columns below.

Company, Type & Policy No.	Owner	Beneficiary	Face Amount	Cash Surrender Value		
				on date of marriage	on valuation date	today
18. TOTAL CASH SURRENDER VALUE OF INSURANCE POLICIES				\$0.00	\$0.00	\$0.00

PART 4(e): BUSINESS INTERESTS

Show any interest in an unincorporated business owned on the dates in each of the columns below. An interest in an incorporated business may be shown here or under "BANK ACCOUNTS, SAVINGS, SECURITIES AND PENSIONS" in Part 4(c). Give your best estimate of market value of your interest.

Name of Firm or Company	Interest	Estimated Market value of YOUR interest		
		on date of marriage	on valuation date	today

19. TOTAL VALUE OF BUSINESS INTERESTS	\$0.00	\$0.00	\$0.00
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PART 4(f): MONEY OWED TO YOU

Give details of all money that other persons owe to you on the dates in each of the columns below, whether because of business or from personal dealings. Include any court judgments in your favour, any estate money and any income tax refunds owed to you.

Details	Amount Owed to You		
	on date of marriage	on valuation date	today
20. TOTAL OF MONEY OWED TO YOU	\$0.00	\$0.00	\$0.00

PART 4(g): OTHER PROPERTY

Show other property or assets owned on the dates in each of the columns below. Include property of any kind not listed above. Give your best estimate of market value.

Category	Details	Estimated Market Value of YOUR interest		
		on date of marriage	on valuation date	today
21. TOTAL OF OTHER PROPERTY		\$0.00	\$0.00	\$0.00
22. VALUE OF ALL PROPERTY OWNED ON THE VALUATION DATE <i>(Add items [15] to [21].)</i>		\$0.00	\$0.00	\$0.00

PART 5: DEBTS AND OTHER LIABILITIES

Show your debts and other liabilities on the dates in each of the columns below. List them by category such as mortgages, charges, liens, notes, credit cards, and accounts payable. Don't forget to include:

- any money owed to the Canada Revenue Agency;
- contingent liabilities such as guarantees or warranties given by you (but indicate that they are contingent); and
- any unpaid legal or professional bills as result of this case.

Category	Details	Amount owing		
		on date of marriage	on valuation date	today
Matrimonial Home				
23. TOTAL OF DEBTS AND OTHER LIABILITIES		\$0.00	\$0.00	\$0.00

PART 6: PROPERTY, DEBTS AND OTHER LIABILITIES ON DATE OF MARRIAGE

Show by category the value of your property, debts and other liabilities, calculated as of the date of your marriage. (In this part, do not include the value of a matrimonial home or debts or other liabilities directly related to its purchase or significant improvement, if you and your spouse ordinarily occupied this property as your family residence at the time of separation.)

Category and details	Value on date of marriage	
	Assets	Liabilities
Land	\$0.00	
General household items & vehicles	\$0.00	
Bank accounts, savings, securities, pensions	\$0.00	
Life & disability insurance	\$0.00	
Business interests	\$0.00	
Money owed to you	\$0.00	
Other property (Specify.)	\$0.00	
Debts and other liabilities (Specify.)		\$0.00

	TOTALS	\$0.00
		\$0.00
24. NET VALUE OF PROPERTY OWNED ON DATE OF MARRIAGE <i>(From the total of the "Assets" column, subtract the total of the "Liabilities" column.)</i>		\$0.00
25. VALUE OF ALL DEDUCTIONS <i>(Add items [23] and [24].)</i>		\$0.00

PART 7: EXCLUDED PROPERTY

Show by category the value of property owned on the valuation date that is excluded from the definition of "net family property" (such as gifts or inheritances received after marriage).

Category	Details	Value on valuation date
Gift or inheritance from third person Income from property expressly excluded by donor/testator Damages and settlements for personal injuries, etc. Life insurance proceeds Traced property Excluded property by spousal agreement Other Excluded Property		
26. TOTAL VALUE OF EXCLUDED PROPERTY		\$0.00

PART 8: DISPOSED-OF PROPERTY

Show by category the value of all property that you disposed of during the two years immediately preceding the making of this statement, or during the marriage, whichever period is shorter.

Category	Details	Value
27. TOTAL VALUE OF DISPOSED-OF PROPERTY		\$0.00

PART 9: CALCULATION OF NET FAMILY PROPERTY

	Deductions	BALANCE
Value of all property owned on valuation date <i>(from item [22] above)</i>		\$0.00
Subtract value of all deductions <i>(from item [25] above)</i>	\$0.00	\$0.00
Subtract total value of all excluded property <i>(from item [26] above)</i>	\$0.00	\$0.00
28. NET FAMILY PROPERTY		\$0.00

NOTE: This financial statement must be updated no more than 30 days before any court event by either completing and filing:

- a new financial statement with updated information, or
- an affidavit in Form 14A setting out the details of any minor changes or confirming that the information contained in this statement remains correct.

Sworn/Affirmed before me at

_____ (municipality)

in Province of Ontario

_____ (province, state or country)

on

_____ (date)

Commissioner for taking affidavits
(Type or print name below if signature is illegible.)

Signature

(This form to be signed in front of a lawyer,
justice of the peace, notary public or
commissioner for taking affidavits.)

**Schedule A
Additional Sources of Income**

Line	Income Source	Annual Amount
1.	Net partnership income	
2.	Net rental income (Gross annual rental income of \$ _____)	
3.	Total amount of dividends received from taxable Canadian corporations	
4.	Total capital gains (\$ _____) less capital losses (\$ _____)	
5.	Registered retirement savings plan withdrawals	
6.	Income from a Registered Retirement Income Fund or Annuity	
7.	Any other income (<i>specify source</i>)	

Subtotal	\$0.00
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**Schedule B
Special or Extraordinary Expenses for the Child(ren)**

Child's Name	Expense	Amount/yr.	Available Tax Credits or Deductions*
1.			
2.			
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			

Total Net Annual Amount	\$0.00
Total Net Monthly Amount	\$0.00

*** Some of these expenses can be claimed in a parent's income tax return in relation to a tax credit or deduction (for example childcare costs). These credits or deductions must be shown in the above chart.**

I earn \$ _____ per year which should be used to determine my share of the above expenses.

NOTE:

Pursuant to the Child Support Guidelines, a court can order that the parents of a child share the costs of the following expenses for the child:

- Necessary childcare expenses;
- Medical insurance premiums and certain health-related expenses for the child that cost more than \$100 annually;
- Extraordinary expenses for the child's education;
- Post-secondary school expenses; and,
- Extraordinary expenses for extracurricular activities.