

FORM 73A

Courts of Justice Act

NOTICE OF APPLICATION FOR REGISTRATION OF UNITED KINGDOM JUDGMENT

(General heading)

(Court seal)

NOTICE OF APPLICATION

TO THE RESPONDENT

A LEGAL PROCEEDING HAS BEEN COMMENCED by the applicant for registration and enforcement in Ontario of a judgment granted against you by a court in the United Kingdom. The claim made by the applicant appears on the following pages.

THIS APPLICATION will come on for a hearing on (day), (date), at (time), at (address of court house).

IF YOU WISH TO OPPOSE THIS APPLICATION, to receive notice of any step in the application or to be served with any documents in the application, you or an Ontario lawyer acting for you must forthwith prepare a notice of appearance in Form 38A prescribed by the Rules of Civil Procedure, serve it on the applicant's lawyer or, where the applicant does not have a lawyer, serve it on the applicant, and file it, with proof of service, in this court office, and you or your lawyer must appear at the hearing.

IF YOU WISH TO PRESENT AFFIDAVIT OR OTHER DOCUMENTARY EVIDENCE TO THE COURT OR TO EXAMINE OR CROSS-EXAMINE WITNESSES ON THE APPLICATION, you or your lawyer must, in addition to serving your notice of appearance, serve a copy of the evidence on the applicant's lawyer or, where the applicant does not have a lawyer, serve it on the applicant, and file it, with proof of service, in the court office where the application is to be heard, as soon as possible, but at least four days before the hearing.

IF YOU FAIL TO APPEAR AT THE HEARING, THE UNITED KINGDOM JUDGMENT MAY BE REGISTERED AND ENFORCED AGAINST YOU WITHOUT FURTHER NOTICE.

Date \_\_\_\_\_

Issued by \_\_\_\_\_

Local registrar

Address of court office \_\_\_\_\_

\_\_\_\_\_

TO (Name and address of each respondent)

APPLICATION

The applicant applies under the Reciprocal Enforcement of Judgments (U.K.) Act for registration of the following judgment of a court in the United Kingdom:

(a) Name of court \_\_\_\_\_

(b) Plaintiff (or applicant) \_\_\_\_\_

(c) Defendant (or respondent) \_\_\_\_\_

(d) Date of judgment \_\_\_\_\_

(e) Amount awarded, in the currency of the judgment, in favour of each plaintiff (*or applicant*) and against each defendant (*or respondent*)

Judgment in favour of	Judgment against	Amount of judgment	Amount awarded for costs
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(f) Post judgment interest

Rate \_\_\_\_\_ per year

Commencing on (*date*) \_\_\_\_\_

Payable on (*principal amount*) \_\_\_\_\_

(g) Amount unpaid, in the currency of the judgment, to each plaintiff (or applicant) and by each defendant (or respondent)

Payable to	Payable by	Amount unpaid on judgment, including interest	Amount unpaid on award of costs, including interest
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2. The grounds for the application are:

(a) The judgment is one to which the Act and the Convention appearing as a schedule to the Act apply.

(b) The Act and the Convention do not preclude registration of the judgment.

( ) appeared

(c) The defendant (*or respondent*)

( ) did not appear

before the United Kingdom court that granted the judgement.

*(If the defendant (or respondent) did not appear, explain in detail why registration is nevertheless permitted under the Reciprocal Enforcement of Judgments (U.K.) Act.)*

(d) The applicant is entitled to register and enforce the judgment as,

( ) a plaintiff (*or applicant*) named in the judgment

( ) an assignee of the judgment

( ) other (*specify*) \_\_\_\_\_

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3. The following documentary evidence is relied on in support of the application:

- (a) the original or a certified copy of the judgment;
- (b) the affidavit of \_\_\_\_\_
- (c) the original or a certified copy of proof of service of the originating process of the United Kingdom court.

4. The respondent in this application resides at:

\_\_\_\_\_

*(Date of issue)*

*(Name, address and telephone number of lawyer or applicant)*