

Form 59.10

No.

Supreme Court of Nova Scotia
(Family Division)

Between:

Petitioner

and

Respondent

Answer

To:

Contested claims, facts and allegations

The claims made in the petition for divorce are not contested

The facts and allegations made in the petition for divorce in support of the claim for divorce are not contested

Corrections to details stated in the petition

The petition for divorce correctly provides details about the children of the marriage

The petition also correctly provides details of all relevant agreements, and related proceedings and orders

The respondent wishes to correct other statements in the petition as follows:

Respondent's claims under Divorce Act

The respondent claims the following relief under the following sections of the *Divorce Act*:

divorce (s.8)

decision-making responsibility (s. 16)

parenting time (s. 16) [choose one]

primary care (time in excess of 60%)

shared parenting (time between 40-60%)

other

child support (s. 15.1)

administrative recalculation of child support (s. 25.1)

spousal support (s. 15.2)

other:

Respondent's claims under other legislation

The respondent claims under the following legislation for the following relief:

Matrimonial Property Act for the following:

exclusive possession of matrimonial home (s. 11)

division of assets (s. 12)

other:

Pension Benefits Act, Pension Benefits Division Act, or other legislation, for a division of pension

Change of Name Act for a change of registered name

other:

Ground for divorce and particulars

There was a breakdown of the marriage of the parties and in particular:

The parties were living separate and apart since _____, were living separate and apart at the time this action was started, and will have lived separate and apart for no less than one year when this action is determined.

The petitioner has committed adultery and there was no condonation or connivance on the part of the respondent.

The petitioner has treated the respondent with physical or mental cruelty of such kind as to render intolerable the continued cohabitation of the spouses, and there was no condonation or connivance on the part of the respondent.

No reconciliation

There is no possibility of reconciliation between the parties.

No improper conduct

There was no collusion between the parties leading to this answer.

Documents in support

The respondent files the following documents in support of the answer:

parenting statement

statement of income

statement of special or extraordinary expenses

statement of undue hardship circumstances

statement of expenses

statement of property

affidavit of _____

other affidavits and documents:

A copy of each document is to be delivered to you with this answer.

Contact information

The respondent designates the following address:

Documents delivered to this address are considered received by the respondent on delivery.

Declaration & certificate

I declare that the statements in this answer are true to the best of my personal knowledge, or information given to me that I believe to be true, and I certify that I am aware of my duties under sections 7.1 through 7.5 of the *Divorce Act* which include:

1. I must exercise any parenting time or decision-making responsibility that I have with respect to any child/children of the marriage in a manner that is consistent with the best interests of the child/children;
2. To the best of my ability, I must protect the child/children of the marriage from conflict arising from this proceeding;
3. To the extent that it is appropriate to do so, I must try to resolve the issues in this proceeding through a family dispute resolution process;
4. I must provide complete, accurate and up-to-date information as required under the *Divorce Act*, as part of this proceeding and under a Court Order; and,
5. If I am subject to an order made under the *Divorce Act*, I must follow and comply with the order until it is no longer in effect.

Signed

Signature of respondent
Print name:

Counsel's certificate [delete if not represented by counsel]

I, counsel for the respondent, certify that I have complied with the requirements of section 7.7 of the *Divorce Act*.

Signature of counsel

Print name:

Court officer's certificate

I certify that this answer was filed with the court on _____, 20____.

Court Officer