

Nova Scotia ISO FormSelect

MAKING A SUPPORT OR SUPPORT VARIATION APPLICATION OUTSIDE NOVA SCOTIA - CHOOSING WHICH FORMS TO USE -

Introduction

Nova Scotia has reciprocal agreements with all the Canadian provinces and territories, and with several foreign countries. These are 'reciprocating jurisdictions'. This means that Nova Scotia and each of the 'reciprocating jurisdictions' have agreed to recognize the family support (maintenance) orders and agreements made in the other place. An order or written agreement made in one place is 'good' in the other.

The Nova Scotia law about reciprocity is the *Interjurisdictional Support Orders Act*, which is called 'ISO' in short form. Each of the reciprocating jurisdictions have very similar ISO laws.

Using ISO, you can apply for a support order in one of the reciprocating jurisdictions without having to go there. You can also apply to change an existing support order. A person in one of the reciprocating jurisdictions can do the same thing. The person making the application does not usually have to go to court – the respondent (the person in the reciprocating jurisdiction) goes to court to *respond* to the application.

There are several forms available for applications using the ISO laws. Not all of the forms are needed for every application. By answering a few questions, you can pick the forms that you need.

1. **Where does the other person (the respondent) live?** _____

2. **Is this a 'reciprocating jurisdiction'?**

Look at the list in the box below. If the respondent lives in one of the reciprocating jurisdictions, go on to the next question. If your answer is 'no', you cannot use ISO laws. You are advised to speak with a lawyer for assistance before deciding how to proceed.

Reciprocating Jurisdictions – arranged alphabetically	
<p>In Asia Singapore, Republic of</p> <p>In Canada Alberta, British Columbia, Manitoba, New Brunswick, Newfoundland and Labrador, Northwest Territories, Nunavut, Ontario, Prince Edward Island, Quebec, Saskatchewan, Yukon Territory</p> <p>In Europe Austria, Republic of Germany, Federal Republic of Gibraltar Island of Guernsey Isle of Man Norway, Kingdom of Poland, Republic of *United Kingdom of Great Britain and Northern Ireland</p>	<p>**Pacific Ocean Australian Capital Territory New South Wales Northern Territory South Australia Tasmania Victoria Western Australia Independent State of Papua New Guinea New Zealand (including Cook Islands)</p> <p>United States of America United States of America, including the District of Columbia, Puerto Rico and the United States Virgin Islands</p>
<p>* - Note: The United Kingdom requires what is known as a provisional order. You will need to apply to a Nova Scotia court for a provisional order. The Nova Scotia court will forward the provisional order and the evidence to the reciprocating jurisdiction. The court in the reciprocating jurisdiction will hear the respondent's evidence as well as review the material in your application and will either confirm the order granted by the Nova Scotia court, substitute its own order, or refuse to confirm the order. You are advised to contact a lawyer for assistance.</p> <p>** - Note: The Pacific Ocean region, including Australia and New Zealand, require special forms for application. They are not available from the Nova Scotia court or website. If your application is to one of these jurisdictions, you are advised to contact a lawyer for assistance.</p>	

3. What are you applying for? Which of these statements applies to you? (More than one box may apply)

- 9 I want to get an order for support for children, and/or myself. I *do not* have an order or written agreement which deals with support. Fill out Section **A**.
- 9 I want to change an order or agreement that deals with support for children and/or myself. I am the person who *receives* support in the order or agreement I have now. Fill out Section **B**.
- 9 I want to change or cancel the support in an order or agreement I have now. I am the person who is required to *pay* support in the order or agreement I have now. Fill out Section **C**.
- 9 I want to change or cancel the support in my Divorce order. (*If this statement applies to you, you cannot use ISO laws for your application. The Divorce Act is a federal law and it has its own rules. Please get legal advice on how to change or cancel the support in your Divorce order.*)

Section A

Support Application – if you do not have a support order now	/ if yes	Send Form	Office use only
I am applying for a support order.		A and B	
I am asking for support for a child or children under age 19.		E	
I am asking for support for 1 or more children age 19 or older. To how many children is this statement applicable? _____		L	
I am asking for child support and: - the other parent and I have split custody of a child, or - the other parent and I have shared custody of a child, or - I am asking for a different amount than in the child support guidelines tables, or - I believe the respondent makes more than \$150,000 per year.		G	
I am asking for additional child support, to cover special expenses.		H	
I am asking that the respondent (the other person) be declared a parent of a child(ren). To how many children is this statement applicable? _____		C	
I believe the respondent may say he/she is not the parent of a child or children. To how many children is this statement applicable? _____		D	
I want the court to make an order even if the respondent does not come to court, or give financial information. (<i>recommended</i>)		F	
I am asking for support for myself.		J and K	

Section B

Support Variation Application – if you receive support	/ if yes	Send Form	Office use only
I am applying to change a support order I have now.		A, B, M	
I want to change the amount of child support.		E, F	
I want child support for children age 19 or older. To how many children is this statement applicable? _____		G and L	
I am asking that the amount of support change - the respondent and I have split, or shared, custody, or - the child support guidelines table amount would cause hardship, or - I believe the respondent makes more than \$150,000 per year		G	
I want to change, or add, an amount for special expenses		H	
I want to change the amount of support for myself		J and F	
If my choice includes any of Forms G, H, or J		K	

Section C

Support Variation Application – if you pay support	/ if yes	Send Form	Office use only
I am applying to change or cancel a support order I have now.		A, B, K, M	
I want the court to make an order even if the respondent does not come to court, or give financial information. (<i>recommended</i>)		F	
I want to change, or end, support for a child age 19 or older.		I	
I am asking that the amount of support change - the respondent and I have split, or shared, custody, or - the child support guidelines table amount would cause hardship.		I	

You have now identified which forms you need to make your application to a court in a 'reciprocating jurisdiction'. Each of the forms has a matching ISO FormSupport guide which will help you fill in the forms.

There are two ways to get the forms and guides:

1. Go to the Nova Scotia government website and print the forms and guides you need.
2. All Family Courts and Family Divisions of the Supreme Court of Nova Scotia will have the forms available. Check the blue pages of your telephone directory under “Courts” to find the court nearest you.

Send *this* form to the court listed that is nearest to you. The Court will mail you the forms and guides.

If you want the forms and guides mailed to you please complete the following:

Your name:		
Your mailing address:		
Postal code:		
Your daytime telephone number: ()		
Office Use Only (init)	(Date)	(Number)