

Practice Note 04-10

Replaces Practice Note 03-10

Land Title and Survey Authority of BC Land Title Division

Effective September 1, 2010

Certificate of Pending Litigation ***Land Title Act*, section 215 (1) (5) (6) (7)**

The Director has approved the hardcopy forms for Certificate of Pending Litigation for use in applications under the *Land Title Act* which are submitted in hardcopy or where designated in Bulletin 104 as supporting documents in electronic form.

The new version of Form 33, Certificate of Pending Litigation for use in applications under *Land Title Act* sections 215(6) replaces the one posted on June 28, 2010 to the LTSA's website. The new version includes a reference to Supreme Court Family Rule 22-8, and changes the party titles to "Claimant" and "Respondent" to be consistent with the terms used in the new Notice of Family Claim. There have been no other changes to the form.

Form 31, 32 and 34 Certificate of Pending Litigation found in Schedule A of BC Reg. 334/79, *Land Title Act* Regulation are replaced for use in applications under *Land Title Act* sections 215(1), (5) and (7) submitted in hardcopy or where designated in Bulletin 104 as supporting documents in electronic form. Form 31 continues to be optional.

Form 31 has been changed to delete the reference to the *Repairer's Lien Act*. In forms 32 and 34, "action" has been changed to "proceeding" to be consistent with the terms used in the new Supreme Court Civil Rules.

The new forms 31, 32, 33 and 34 are approved for use effective September 1, 2010. Applications which use the previous version of the forms will continue to be accepted provided they were completed by the Registrar of the Court prior to September 1, 2010.

The forms and approval included in the Director's Requirements and Approval for Hardcopy Land Title Forms and Plans Practice Bulletin 01-10 may be accessed at the LTSA website at www.ltsa.ca on the "Forms for Manual Filing" page under Land Title or by clicking on <http://www.ltsa.ca/land-title/forms-for-manual-filing>.

A handwritten signature in blue ink, consisting of several loops and a small dot, positioned above the name and title.

Craig D. Johnston
Director of Land Titles