

**MAKING A SUPPORT OR SUPPORT VARIATION APPLICATION OUTSIDE YUKON
- FormSelect – CHOOSING WHICH FORMS TO USE -**

Introduction

The Yukon has reciprocal agreements with all the Canadian provinces and territories, and with some foreign countries. These are ‘reciprocating jurisdictions’. This means that the Yukon Territory and each of the ‘reciprocating jurisdictions’ have agreed to recognize each other’s family support (maintenance) 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.

The Yukon law about reciprocity is the ***Interjurisdictional Support Orders Act***, which is called ‘ISO’ as a short form. Each of the reciprocating jurisdictions has similar ISO laws.

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.

Reciprocating Jurisdictions (see the <i>Interjurisdictional Support Orders Regulation</i> for the official list of Reciprocating Jurisdictions and included territories)	
<p>In Canada All Canadian Provinces and Territories</p> <p>In the United States of America(*) All US States, and the District of Columbia, Guam, Puerto Rico, US Virgin Islands and other US jurisdictions participating in Title IV-D of the US <i>Social Security Act</i></p> <p>In Africa Zimbabwe</p> <p>In Asia Singapore</p>	<p>In Australia and Polynesia Australia(*) Fiji</p> <p>In Central American and West Indies Cayman Islands</p> <p>In Europe Austria Czech Republic Germany Jersey</p>
<p>(*) - Note: Many places outside of Canada require special forms for applications. They are <i>not</i> available on the Yukon Justice web site. If your application is to another country, including the US, contact the Designated Authority in the Yukon at the Maintenance Enforcement Program at 667-5437/toll-free from within the Yukon 1-877-617-5347.</p>	

3. **What are you applying for?** Which of these statements applies to you?

- 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** on page 2.
- 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** on page 2.
- 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 of agreement I have now. Fill out Section **C** on page 2.
- 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	Use Form(s)
I am applying for a support order		A and B
I am asking for support for (<i>how many</i>) children under age 19 (_____)		E
I am asking for support for 1 or more children age 19 or older, or - 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		L 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 or children		C
I believe the respondent may say he/she is not the parent of a child or children		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	Use Form(s)
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 (<i>how many</i>) children age 19 or older (_____)		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	Use Form(s)
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 FormSupport guide which will help you fill in the forms. There are four ways to get the forms and guides:

1. **Go to the Yukon Family Justice website at <http://www.justice.gov.yk.ca/prog/famjust.html>** Look under 'Separation and Divorce', and choose 'Interjurisdictional Support Orders'. Then print the forms and guides you need.

2. Send *this* form to:

Maintenance Enforcement Program
Court Services
Box 2703 J-3M
Whitehorse, Yukon
Canada Y1A 2C6

The MEP office will mail you the forms and guides.

If you want the forms and guides mailed to you, *print*:

<i>Your name:</i>		
<i>Your mailing address:</i>		
<i>Postal code:</i>		
<i>Your daytime telephone number:</i>		
()		
Office Use Only (init)	(date)	(number)

3. Pick up the forms at:

Maintenance Enforcement Program
Ground floor
Andrew Philipsen Law Centre
2134 Second Avenue
Whitehorse, Yukon

4. Pick up the forms at:

Supreme Court Registry
Ground Floor
Law Courts
2134 Second Avenue
Whitehorse, Yukon