



Interjurisdictional Support Orders Act
INTERJURISDICTIONAL SUPPORT
ORDERS REGULATION
B.C. Reg. 15/2003

Deposited January 23, 2003 and effective January 31, 2003
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Consolidated Regulations of British Columbia

This is an unofficial consolidation.

B.C. Reg. 15/2003 (O.C. 48/2003), deposited January 23, 2003 and effective January 31, 2003, is made under the *Interjurisdictional Support Orders Act*, S.B.C. 2002, c. 29, s. 44 (2).

This is an unofficial consolidation provided for convenience only. This is not a copy prepared for the purposes of the *Evidence Act*.

This consolidation includes any amendments deposited and in force as of the currency date at the bottom of each page. See the end of this regulation for any amendments deposited but not in force as of the currency date. Any amendments deposited after the currency date are listed in the B.C. Regulations Bulletins. All amendments to this regulation are listed in the *Index of B.C. Regulations*. Regulations Bulletins and the Index are available online at www.bclaws.ca.

See the User Guide for more information about the *Consolidated Regulations of British Columbia*. The User Guide and the *Consolidated Regulations of British Columbia* are available online at www.bclaws.ca.

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Interjurisdictional Support Orders Act

**INTERJURISDICTIONAL SUPPORT
ORDERS REGULATION**

B.C. Reg. 15/2003

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Definitions

1 In this regulation:

“**Act**” means the *Interjurisdictional Support Orders Act*;

“**child support guidelines**” has the same meaning as in section 1 of the Family Law Act Regulation, B.C. Reg. 347/2012.

[en. B.C. Reg. 290/2016.]

Required information – sections 9 (1) and 29 (1) of Act

- 2** (1) The notice referred to in sections 9 (1) and 29 (1) of the Act must require a respondent to provide the following:
- (a) the respondent’s response to the support application or support variation application, as the case may be;
 - (b) subject to subsection (2), the respondent’s financial information in one of the following forms:
 - (i) if the notice relates to a support application or support variation application in the Provincial Court, Form 4 “Financial Statement” of the Provincial Court Family Rules, B.C. Reg. 120/2020, or a form similar to that form;
 - (ii) if the notice relates to a support application or support variation application in the Supreme Court, Form F8 “Financial Statement” of the Supreme Court Family Rules, B.C. Reg. 169/2009, or a form similar to that form.
- (2) Subsection (1) (b) applies only to a respondent who is responding to one or both of the following:
- (a) a support application or support variation application respecting spousal support;
 - (b) a support application or support variation application respecting child support and at least one of the following applies:
 - (i) the application is for the respondent to pay child support;

- (ii) the application involves a child for whom support is claimed who is at least 19 years of age;
- (iii) the income of the person asked to pay child support is more than \$150 000;
- (iv) the application includes a claim for special or extraordinary expenses under section 7 of the child support guidelines;
- (v) there are two or more children, the applicant and respondent are both guardians of each of the children, and each guardian has the majority of parenting time with one or more of those children;
- (vi) the applicant and respondent have parenting arrangements in which each has at least 40% of the parenting time, and the child is the subject of the application;
- (vii) the application includes a claim of undue hardship under section 10 of the child support guidelines;
- (viii) the application is for an amount of support other than the amount set out in the applicable table in Schedule I to the child support guidelines.

[en. B.C. Reg. 290/2016; am. B.C. Reg. 23/2021, App. 7.]

Notice of registration of foreign order

- 2.1** For the purposes of section 19 (1) (a) (ii) of the Act, the British Columbia court must send notice of a registration to the appropriate authority of the reciprocating jurisdiction in which the party who is required to pay support under the order resides.

[en. B.C. Reg. 23/2021, App. 3, s. 1.]

Notice under section 19 (2) of Act

- 3** (1) Notice of an application to set aside the registration of a foreign order under section 19 of the Act must include the following information:
- (a) which of the circumstances referred to in section 19 (3) (b) (i), (ii) or (iii) of the Act the applicant is relying on to set aside the registration of the foreign order;
 - (b) the evidence on which the applicant is relying to support the application to set aside the registration of the foreign order.
- (2) For the purposes of section 19 (2) of the Act, an applicant must
- (a) serve notice of an application to set aside the registration of a foreign order on the designated authority by certified mail at least 30 days before the date the application is to be heard by the court, and
 - (b) at least 10 days before the hearing, file proof of the service of the notice with the court in which the application is to be heard, in accordance with the rules of that court.

[am. B.C. Reg. 64/2021, s. 3.]

Required information – section 25 of Act

- 4** For the purposes of section 25 (3) (e) of the Act, the applicant must include a statement that sets out in detail
- (a) the financial circumstances of the applicant at the time the statement is sworn, and
 - (b) the basis for the application, including changes in the applicant’s financial circumstances from the time the support order was made until the time the applicant’s statement is sworn.
- [am. B.C. Reg. 23/2021, App. 3, s. 2.]

Currency conversion – section 39 of Act

- 5** For the purposes of section 39 of the Act, the designated authority must convert a foreign support amount by applying the rate of conversion, as determined by the Provincial Treasury, on or about the date of registration of the foreign support order.
- [en. B.C. Reg. 303/2012, s. (b) (i).]

Reciprocating jurisdiction

- 6** Pursuant to section 44 (3) of the Act, each jurisdiction referred to in the following Schedule is a reciprocating jurisdiction:

SCHEDULE

ITEM	JURISDICTION
	Africa
1	South Africa, Republic of
2	Zimbabwe, Republic of
	Europe
3	Austria, Republic of
3.1	Czech Republic
4	Germany, Federal Republic of
5	Gibraltar
6	Norway, Kingdom of
6.1	Slovak Republic
6.2	Swiss Confederation
7	United Kingdom of Great Britain and of Northern Ireland
	Canada
8	Alberta
9	Manitoba
10	New Brunswick
11	Newfoundland and Labrador
12	Northwest Territories
13	Nova Scotia

ITEM	JURISDICTION
14	Nunavut
15	Ontario
16	Prince Edward Island
17	Quebec
18	Saskatchewan
19	Yukon Territory
	United States of America
20	United States of America, including the District of Columbia, Puerto Rico, Guam, American Samoa, the United States Virgin Islands and any other jurisdiction of the United States of America participating in Title IV-D of the <i>Social Security Act</i> (U.S.A.)
	Asia
21	Hong Kong, Special Administrative Region
22	Singapore, Republic of
	Pacific Ocean
23	Australian Capital Territory
24	New South Wales
25	Northern Territory
26	Queensland
27	South Australia
28	Tasmania
29	Victoria
30	Western Australia
31	Fiji
32	Independent State of Papua New Guinea
33	New Zealand (including Cook Islands)
	Caribbean
34	Island of Barbados and its Dependencies

[am. B.C. Regs. 351/2003; 164/2004; 303/2012, s. (b) (ii).]