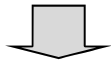


TO GIVE NOTICE OF A PAYMENT HEARING

(Paragraph 16(10)(a))

STEP 1

COMPLETE the NOTICE OF PAYMENT HEARING. To complete this form, type or print clearly.



STEP 2

FILE the NOTICE OF PAYMENT HEARING by taking it to the Territorial Court registry. The staff will tell you the hearing date. Then they will check the form and, when it is accepted for filing, apply the registry stamp and return the copies you need for your records and for serving on the creditor.

The purpose of a payment hearing is to allow a judge to

- assess the debtor's ability to pay; and
- consider whether a payment schedule should be ordered.



STEP 3

PERSONALLY SERVE the creditor with a copy of the summons at least 14 days before the hearing date. The purpose is to be sure the creditor knows about the payment hearing. You should bring your completed AFFIDAVIT OF SERVICE (Form 3) to court with you.



STEP 4

THEN the payment hearing takes place. If the creditor does not attend the payment hearing, the judge may hold the payment hearing or cancel or adjourn it.

NOTICE OF PAYMENT HEARING
IN THE TERRITORIAL COURT OF THE NORTHWEST TERRITORIES

REGISTRY FILE NO.
REGISTRY LOCATION

NOTICE OF PAYMENT HEARING

TO: NAME **CREDITOR**
Fill in name, address and telephone number of person you are notifying about the payment hearing.
ADDRESS
CITY, TOWN, COMMUNITY TERRITORY/PROVINCE POSTAL CODE TELEPHONE

FROM: NAME **DEBTOR**
Fill in name, address and telephone number of debtor who is requesting the payment hearing.
ADDRESS
CITY, TOWN, COMMUNITY TERRITORY/PROVINCE POSTAL CODE TELEPHONE

A payment hearing will be held in the Territorial Court of the Northwest Territories on

<input type="text" value="Date"/>	at	<input type="text" value="Time ___ M"/>	or as soon after this time as the Territorial Court schedule allows.
	at	<input type="text" value="Location of Payment Hearing"/>	

- What happens at the payment hearing?**
Evidence may be heard about any of the following:
- a. the income and assets of the debtor;
 - b. the debts owed to and by the debtor;
 - c. any assets that the debtor has disposed of since the claim arose;
 - d. the means that the debtor has, or may have in the future, of paying the amount owed.

- The judge may order a payment schedule specifying
- a. the date by which the debt must be paid, or
 - b. the amounts and dates of installments.

What happens if a creditor does not attend the payment hearing?
The judge may hold the hearing, cancel it or postpone it.

A judge or clerk will date and sign this form.

<input type="text" value="Date"/>	<input type="text" value="Judge or Clerk of the Territorial Clerk"/>
-----------------------------------	--