

# Execution instructions to a bailiff seizure before judgment

\_\_\_ / \_\_\_

PROVINCE OF QUEBEC

District: \_\_\_\_\_

Court: \_\_\_\_\_

Case number: \_\_\_\_\_

Client's file number: \_\_\_\_\_

## IDENTIFICATION OF THE PARTIES:

<b>Plaintiff</b> Name: _____ Address: _____ City: _____ Postal Code: _____ Phone number: _____ Email address: _____	<b>Defendant</b> Name: _____ Address: _____ City: _____ Postal Code: _____ Phone number: _____ Email address: _____
--	--

<b>Another party</b> Name: _____ Address: _____ City: _____ Postal Code: _____ Phone number: _____ Email address: _____	<b>Address of the seizure:</b> Address: _____ City: _____ Postal Code: _____
--	---

The party is entitled to seize before judgment:

(plaintiff / defendant)

- 517 al. 1** movable property the plaintiff has the right to revendicate;
- 517 al. 2** Moveable property for whose price the plaintiff is entitled to be collocated by preference and which is being used in such a manner as to jeopardize the realisation of the plaintiff's prior claim; and
- 517 al.3** Moveable property the plaintiff is permitted by law to seize in order to secure the exercise of rights in the property;
- 517 al. 3.2** Property on technological support/device or electronic document. In this case, **Court authorization is mandatory;**
- 518** Defendant's properties of the party \_\_\_\_\_ **Court authorization is mandatory;**

(plaintiff/defendant)

- Furniture     Building (put cadastral description in an annex)
- Security Box Bank: \_\_\_\_\_ Security box number: \_\_\_\_\_  
Address : \_\_\_\_\_  
Ville : \_\_\_\_\_ Postal Code: \_\_\_\_\_
- Third person    Third person's name: \_\_\_\_\_  
Address: \_\_\_\_\_  
City: \_\_\_\_\_ Postal Code: \_\_\_\_\_

# Execution instructions to a bailiff seizure before judgment

\_\_\_ / \_\_\_

**519** Movable property belonging to the spouse whether it is in the hands of the other spouse or a third person

Furniture

Security box Bank: \_\_\_\_\_ Security box number: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ Postal Code: \_\_\_\_\_

\_\_\_\_\_

Third person Third person's name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ Postal Code: \_\_\_\_\_

**519** Seize property belonging to the other spouse for the share to the spouse would be entitled to on the dissolution of the matrimonial or civil union regime; The court determines who is to be the custodian of the property to be seized;

Furniture  Building (put cadastral description in an annex)

Security box Bank: \_\_\_\_\_ Security box number: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ Postal Code: \_\_\_\_\_

Third person Third person's name : \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ Postal Code: \_\_\_\_\_

## **Custody of seized property instructions:**

**Custody of the seized property is assigned to:**

First name and Family name: \_\_\_\_\_

Address: \_\_\_\_\_

Ville : \_\_\_\_\_ Postal Code : \_\_\_\_\_

Home phone number: \_\_\_\_\_ Cell phone number : \_\_\_\_\_

Email address: \_\_\_\_\_

***The person assigned (guardian) has to respect rules as described in the article 516 C.c.p, and also comply to the solvency and impartiality requirements as described in the article 731 C.c.p***

**Seizing creditor is giving instructions to the designated bailiff to leave the seized goods under surveillance of the guardian and to retain possession of the goods.**

**Further instructions:** \_\_\_\_\_

In this present file, I consent to receive electronic notifications (art. 133 C.c.p) at the following address: \_\_\_\_\_

Signed at \_\_\_\_\_ , this \_\_\_\_\_

**Execution instructions to a bailiff seizure before judgment**

\_\_\_ / \_\_\_

Creditor's signature or Creditor's lawyer's signature