

**1** *New Brunswick Regulation 83-130 under the Land Titles Act is amended by adding after section 19.3 the following:*

**19.4** If an application to register a judgment under section 40 of the Act relates to a judgment that affects an interest in or title to land or requires the payment of money but also includes provisions that do not do so, the judgment annexed to the application under subsection 40(5) of the Act shall be an abbreviated judgment issued under the Rules of Court, unless otherwise ordered by the Registrar General.

**2** *Schedule A of the Regulation is amended*

(a) *by striking out*

**Form 34**                    **APPLICATION TO REGISTER**  
**MEMORIAL OF JUDGMENT**

*and substituting*

Form 34                    APPLICATION TO REGISTER  
JUDGMENT

*(b) by striking out*

*Form 35 NOTICE OF REGISTRATION OF  
MEMORIAL OF JUDGMENT*

*and substituting*

Form 35 NOTICE OF REGISTRATION OF  
JUDGMENT

**3** *Form 13 of the Regulation is repealed and the attached Form 13 is substituted.*

**4** *Form 13.2 of the Regulation is repealed and the attached Form 13.2 is substituted.*

**5** *Form 34 of the Regulation is repealed and the attached Form 34 is substituted.*

**6** *Form 35 of the Regulation is repealed and the attached Form 35 is substituted.*

**7** *Form 36 of the Regulation is amended*

*(a) by striking out “memorial of”;*

*(b) by striking out “30 days” and substituting “90 days”.*

**8** *Form 36.1 of the Regulation is repealed and the attached Form 36.1 is substituted.*

**9** *Section 1 of Schedule B of the Regulation is amended by striking out*

*Application to register memorial of judgment 34*

*and substituting*

*Application to register judgment 34*

**10** *Section 2 of Schedule B of the Regulation is amended by striking out*

*Notice of registration of memorial of judgment 35*

*and substituting*

Notice of registration of judgment 35

**11** *This Regulation comes into force on December 1, 2019.*

DRAFT  
ÉBAUCHE

**Form 13**  
**Formule 13**

**TRANSFER**  
**TRANSFERT**

*Land Titles Act, S.N.B. 1981, c.L-1.1, s.21*  
*Standard Forms of Conveyances Act, S.N.B. 1980, c.S-12.2, s.2*  
*Loi sur l'enregistrement foncier, L. N.-B. de 1981, chap. L-1.1, art. 21*  
*Loi sur les formules types de transferts du droit de propriété, L. N.-B. de 1980, chap. S-12.2, art. 2*

Parcel Identifier | Numéro d'identification de parcelle : PID/NID

Transferor | Auteur du transfert<sup>1</sup> : name/nom  
address/adresse

(Spouse of name of transferor | Conjoint de nom de l'auteur du transfert) : name/nom  
address/adresse

Transferee | Bénéficiaire du transfert<sup>2</sup> : name/nom  
address/adresses

Manner of Tenure | Mode de tenure : NOT APPLICABLE or joint tenants, tenants in common, nothing specified or description variable interests/SANS OBJET ou propriétaires conjoints, propriétaires en commun, rien de spécifié, ou description des droits variables

(Limitation of the right, title or interest transferred | Limites du droit de propriété du titre ou du droit transféré) : specify – e.g. life estate/spécifier – ex. droit de propriété viager

(Interest to benefit the parcel | Droit bénéficiant à la parcelle) : specify/spécifier<sup>3</sup>

(Interest to benefit the parcel | Droit grevant à la parcelle) : specify/spécifier<sup>4</sup>

(Covenants and conditions to which this transfer is subject | Conditions et engagements auxquels le présent transfert est soumis) : specify/spécifier<sup>5</sup>

(The recitals, affidavits, statutory declarations or other documents attached hereto as Schedule "D" form part of this transfer.  
Les énoncés, affidavits, déclarations statutaires ou autres documents qui constituent l'Annexe « D » ci-jointe font partie intégrante du présent transfert.)

The transferor conveys (subject to the limitation specified) to the transferee in the manner of tenure specified the specified parcel (together with the benefit of the interest specified) (and) (reserving to the transferor the interest specified).  
L'auteur du transfert transfère (sous réserve des limites spécifiées), au bénéficiaire du transfert selon le mode de tenure spécifié, la parcelle spécifiée (avec le bénéfice du droit spécifié) (et) (réservant à l'auteur du transfert le droit spécifié).

(The spouse of the transferor joins in this instrument and consents to this disposition for the purpose of complying with section 19 of the *Marital Property Act*.  
Le conjoint de l'auteur du transfert est partie au présent instrument et consent à la présente aliénation aux fins de l'article 19 de la *Loi sur les biens matrimoniaux*.)

Date : \_\_\_\_\_

Witness | Témoin :

signature \_\_\_\_\_

Witness | Témoin :

signature \_\_\_\_\_

Witness | Témoin :

signature \_\_\_\_\_

Transferor | Auteur du transfert :

signature \_\_\_\_\_

Spouse of name of transferor | Conjoint de nom de l'auteur du transfert

signature \_\_\_\_\_

Transferee | Bénéficiaire du transfert :

signature \_\_\_\_\_

<sup>1</sup> Multiple instances are allowed./Des cas multiples peuvent être indiqués.

<sup>2</sup> Multiple instances are allowed./Des cas multiples peuvent être indiqués.

<sup>3</sup> May be attached as a schedule./Peut être joint en annexe.

<sup>4</sup> May be attached as a schedule./Peut être joint en annexe.

<sup>5</sup> Insert number assigned by Registrar General or attach as a schedule./Insérer le numéro attribué par le registrateur général ou joindre en annexe.

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Form 13.2

SHERIFF'S TRANSFER

Land Titles Act, S.N.B. 1981, c.L-1.1, s.21
Standard Forms of Conveyances Act, S.N.B. 1980, c.S-12.2, s.2
Memorials and Executions Act, R.S.N.B. 2013, c.23, s.65

Parcel Identifier: PID

Sheriff: name
address

Judgment Debtor1: name
address

Transferee2: name
address

Manner of Tenure: NOT APPLICABLE or joint tenants, tenants in common, nothing specified or description of variable interests

Date of Enforcement Instruction:

Instructing Creditor:

Amount of Judgment Debt:

Purchase Price:

Limitation of Right, Title or Interest Transferred: All the interest of the Judgment Debtor

The attached sheriff's certificate, issued under subsection 66(1) of the Enforcement of Money Judgments Act, forms part of this sheriff's transfer.

The Sheriff conveys to the transferee the specified parcel.

Date:

Witness: signature

Sheriff: signature

1 Multiple instances are allowed.
2 Multiple instances are allowed.

## Form 34

## APPLICATION TO REGISTER MEMORIAL OF JUDGMENT

*Land Titles Act, S.N.B. 1981, c.L-1.1, s.40*Parcel Identifier: PIDJudgment Creditor<sup>1</sup>: name  
addressJudgment Debtor<sup>2</sup>: name  
address(Solicitor or Agent for  
Judgment Creditor: name  
address )Sum: \$                     

The judgment creditor applies for the registration of a judgment against the judgment debtor for the specified sum against the specified parcel.

*DELETE INAPPLICABLE CLAUSE*

A copy of the judgment is attached.

*OR*

A copy of the abbreviated judgment is attached.

Date: \_\_\_\_\_

Judgment Creditor (or Solicitor or Agent authorized to sign this document on behalf of the Judgment Creditor):

signature \_\_\_\_\_<sup>1</sup> Multiple instances are allowed.<sup>2</sup> Multiple instances are allowed.

## Form 35

## NOTICE OF REGISTRATION OF MEMORIAL OF JUDGMENT

*Land Titles Act, S.N.B. 1981, c.L-1.1, ss.42, 43*Parcel Identifier: PIDRegistered Owner<sup>1</sup>: name  
address(Registered Owner of Interest  
Affected by Judgment<sup>2</sup>: name  
address)Registration Particulars of  
Judgment: \_\_\_\_\_

TAKE NOTICE that a judgment has been registered against the specified parcel.

*DELETE INAPPLICABLE CLAUSE*

A copy of the judgment is attached.

*OR*

A copy of the abbreviated judgment is attached.

AND TAKE NOTICE that the registered owner or any person claiming an interest in the parcel is entitled to request in writing that I give the judgment creditor a notice that the judgment shall cease to be registered upon the expiration of 90 days from the giving of the notice unless within that time the judgment creditor files with me a court order extending the registration period.

AND FURTHER TAKE NOTICE that such a request must be accompanied by an affidavit of some person having knowledge of the facts to the effect that

- (a) the registered owner of the interest against which the judgment has been registered
  - (i) is not the judgment debtor, or
  - (ii) holds the land as trustee; or
- (b) the judgment debt
  - (i) is satisfied, or
  - (ii) is not enforceable for the reasons specified in the affidavit.

Date: \_\_\_\_\_

Registrar of Land Titles for the District of New Brunswick

<sup>1</sup> Multiple instances are allowed.<sup>2</sup> Multiple instances are allowed.



**Form 36.1**

**WITHDRAWAL OF JUDGMENT**

*Land Titles Act, S.N.B. 1981, c.L-1.1, ss.44*

Parcel Identifier: PID

Judgment Creditor<sup>1</sup>: name  
address

(Solicitor or Agent for  
Judgment Creditor: name  
address

Registration Particulars of  
Judgment to be Withdrawn: \_\_\_\_\_

The judgment creditor withdraws from registration against the specified parcel the specified judgment.

Date: \_\_\_\_\_

Witness:

Judgment Creditor (or Solicitor or Agent  
authorized to sign this document on behalf of the  
Judgment Creditor):

signature

signature

<sup>1</sup> Multiple instances are allowed.