

FORM 11

NOTICE OF DEDUCTION FROM JOINT ACCOUNT

(Support Enforcement Act, S.N.B. 2005, c.S-15.5, ss. 25(1), (2), and (3))

Court File No. _____

OSE Case No. _____

FINANCIAL INSTITUTION: _____ *(insert name)*

BANK TRANSIT NUMBER: _____

BANK IDENTIFICATION NUMBER: _____

BANK ACCOUNT NUMBER: _____

TO: _____,
(insert name of each person who holds the specified account jointly with the payer)

AND TO: THE DIRECTOR OF SUPPORT ENFORCEMENT

THIS IS TO NOTIFY YOU THAT:

Under a payment order dated _____, issued by New Brunswick's Director of Support Enforcement, this institution has deducted \$ _____ *(insert amount)* from Account Number _____, which our records show to be held jointly by the persons named above and _____ *(insert name of support payer)*.

By reason of a court order filed with the Director of Support Enforcement, _____ *(insert name of support payer)* is required to pay support. The deduction, which represents unpaid support, has been forwarded to the Director of Support Enforcement as _____'s *(insert name of support payer)* share of the account.

Subsection 25(2) of the *Support Enforcement Act* deems the assets of a joint deposit account to be owed by the financial institution in equal portions to each joint account holder.

On _____ *(date of payment order + 17 days)* the Director of Support Enforcement was served with notice that \$ _____ *(insert amount)* was deducted from this account. The Director and each joint account holder, including _____ *(insert name of support payer)* may, within 30 days of the date on which the Director was served, apply to court, in accordance with the regulations, for a determination that the payer is owed either a greater or lesser portion of the account than was paid to the Director.

The Director may not release the money from this account to pay the support beneficiary until 30 days after the Director is served with this notice. If the Director or a joint account holder applies for a court determination of the payer's share, the Director may not release the money until the court has disposed of the application.

If you apply to court for a determination of the payer's share, you must, within 5 business days of filing the motion with the court, personally serve the Director of Support Enforcement with a copy of the Notice of Motion at:

UNLESS AN APPLICATION IS FILED WITH THE COURT WITHIN THE 30 DAY PERIOD, THE MONEY WILL BE RELEASED AS A SUPPORT PAYMENT.

Dated this _____ day of _____, 20__.

Signature of Designated Officer

Print Name Here

Name of Financial Institution

2020, c.24, s.23