

# HOW TO FILE FOR DIVORCE?

Step by step guide



## 1 DECIDE TO SEPARATE FROM YOUR SPOUSE



## 2 ISSUE A PETITION CLAIMING DIVORCE

at the Court of Queen's Bench (and other relief sought dealing with parenting, support, property, etc.)



## 3 HAVE THE PETITION SERVED ON YOUR SPOUSE



## 4 IF CONTESTED, NEGOTIATE OR LITIGATE TO A RESOLUTION



## 5 IF UNCONTESTED, DRAFT AN AGREEMENT OR CONSENT JUDGMENT



## 6 APPLY FOR DIVORCE JUDGMENT

Include a consent judgment for corollary relief if there are other issues

### NOTE

IF THERE ARE CHILDREN, S.11 OF THE DIVORCE ACT REQUIRES A JUDGE TO BE SATISFIED CHILD SUPPORT PROVISIONS ARE APPROPRIATE. THIS USUALLY REQUIRES BOTH PARENTS TO FILE INCOME INFORMATION.