

EXPLANATORY NOTES

REQUEST FOR ARBITRATION AT NO COST (SJ-1295A)

The “Request for arbitration at no cost” form is used to request that a file be submitted to arbitration at no cost.

Arbitration is a dispute prevention and resolution process wherein an arbitrator is appointed to settle the dispute in accordance with the rules of law applicable in Québec. Arbitrators may define or adopt rules of procedure in accordance with the applicable legislation. They respect the confidentiality of the process and act with diligence, impartiality, independence and neutrality.

Their decision is public, final and binding on the parties. A court may cancel it only for the following reasons:

- one of the parties did not have the capacity to consent to arbitration;
- the use of arbitration is invalid under the law chosen by the parties or, failing any indication in that regard, under the laws of Québec;
- the applicable procedure for appointing an arbitrator or the arbitration procedure was not followed;
- the party against which the award or the measure is invoked was not given proper notice of the appointment of an arbitrator or of the arbitration proceedings, or it was for another reason impossible for that party to present its case;
- the award pertains to a dispute that is not the subject of the arbitration.

TYPES OF FORMS

- Dynamic PDF:
After filling it out, you can print it on letter size paper, 21.59 × 27.94 cm (8.5 × 11 inches).
- Paper:
If you complete the form by hand, please write legibly in block letters.

PROCEDURE

Once the form is completed, keep a copy for your files.

FILING AT THE COURT OFFICE

You must then submit the form to the appropriate court office.

The clerk will inform the other parties. If all the other parties also agree to arbitration at no cost, this constitutes a free and informed waiver of the right to take the dispute before a Court of Québec judge. An arbitrator will be appointed and will contact the parties to begin arbitration. The arbitrator will obtain your consent to arbitration and will provide information about the process.

For more information, visit [Québec.ca/petitescreances](https://quebec.ca/petitescreances). To get contact information for all courthouses in the province of Québec, visit [Coordonnées du ministère | Ministère de la Justice | Gouvernement du Québec \(quebec.ca\)](https://quebec.ca/Coordonnees-du-ministere-Ministere-de-la-Justice-Gouvernement-du-Quebec).

REQUEST FOR ARBITRATION AT NO COST
(SJ-1295A)

COURT OF QUÉBEC
Civil Division
Small Claims Division

File No.:

I, the undersigned _____, _____, request that the file be submitted to arbitration at no cost.

I understand that if all parties agree to arbitration at no cost, this constitutes a free and informed waiver of the right to take the dispute before a Court of Québec judge.

At _____, on _____

Signature