

EXPLANATORY NOTES

STATEMENT IN LIEU OF TESTIMONY (SJ-837A)

The “Statement in Lieu of Testimony” form enables a party involved in a small claims application to replace:

- the presence of a witness by a written statement that will serve as testimony;
- or
- the presence of an expert witness by a written statement that will serve as an expert report (the Court will rule on whether the person qualifies as an expert and on the probative value of the report).

TYPES OF FORMS

- Dynamic PDF:

After completing the form, you must print it on letter-sized paper, i.e. 21.59 × 27.94 cm (8.5 × 11 inches).

- Paper:

If you complete the form by hand, please write legibly in block letters.

PROCEDURE

After completing the form, keep a copy for your files.

FILING AT THE COURT OFFICE

You must then file the statement with the office of the relevant courthouse at least 30 days before the scheduled date of the hearing or before the deadline indicated by the clerk when the judgment will be rendered on the face of the record. The clerk will notify the statement to the other parties. If a hearing is scheduled, the parties may ask the clerk to call the witness who is supplying the written statement at least 15 days before the scheduled date of the hearing.

For more information, visit [Québec.ca/petitescréances](https://quebec.ca/petitescreances). To get contact information for all courthouses in the province of Québec, visit www.justice.gouv.qc.ca/nous-joindre.

CANADA
PROVINCE OF QUÉBEC
District:
Locality:
File No.:

COURT OF QUÉBEC
Civil Division
Small Claims Division

Plaintiff

v.

Defendant

and

_____ party

STATEMENT IN LIEU OF TESTIMONY
(art. 555 C.C.P.)

At the request of the ☐ Plaintiff ☐ Defendant ☐ Other party : _____

I, the undersigned, _____

domiciled and residing at: _____

declare the following:

☐ as factual testimony:
(be precise. You must have personal knowledge of the facts set out.)

☐ to serve as an expert report regarding:
(for examples: nature of damage/latent defects, damage appraisal/replacement cost. Specify briefly.)

(attach additional sheets as necessary)

At _____, on _____

Signature of the declarant