

EXPLANATORY NOTES

APPLICATION FOR AUTHORIZATION TO EXECUTE A JUDGMENT BEFORE THE EXPIRY OF THE TIME LIMIT (art. 565 C.C.P.) (SJ-857-04A)

The “Application for authorization to execute a judgment before the expiry of the time limit” form enables a judgment creditor to execute the judgment immediately, before it becomes enforceable, if he or she fears that the recovery of the claim might be jeopardized.

TYPES OF FORMS

- Dynamic PDF:

After completing the form, you can print it on letter-sized paper, i.e. 8.5 inches by 11 inches (215.9 mm by 279.4 mm).

- 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.

The form must be sworn, either before a commissioner for oaths, a clerk or any other person authorized to administer the oath.

FILING AT THE COURT OFFICE

You must then submit the application to the Small Claims Division office. To do this, you may use the Digital Court Office of Québec (GNJQ), which is accessible via the website of the Ministère de la Justice at www.justice.gouv.qc.ca.

For further information, as well as the contact information for all [courthouses](#) in the province of Québec, consult the website of the Ministère de la Justice.

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

COURT OF QUÉBEC
Civil Division
Small Claims Division

_____ _____ _____	_____ _____ _____
Plaintiff	Defendant

**APPLICATION FOR AUTHORIZATION TO EXECUTE
A JUDGMENT BEFORE THE EXPIRY OF THE TIME LIMIT
(art. 565 C.C.P.)**

The _____ asks the Court for permission to immediately execute the judgment rendered
(indicate the party)
on _____ before it becomes enforceable.

Given that this judgment becomes enforceable on _____, there is reason to fear that recovery of the
claim might be jeopardized if execution measures are not taken before this date. These reasons are as follows:

THEREFORE, THE _____ ASKS THE COURT TO:
(indicate the party)

PERMIT the _____ to immediately execute the judgment rendered on _____
(indicate the party)
against _____ .
(indicate the party)

THE WHOLE with legal costs.

In _____, on _____

☐ Plaintiff ☐ Defendant ☐ Intervening third party

SWORN STATEMENT

I, the undersigned, _____, declare under oath that:

1. ☐ I am the _____ ;
(indicate the party)

or

☐ I am the representative of _____
(indicate the party)

in my capacity as an ☐ officer ☐ employee, bound exclusively to him or her.

2. All the alleged facts are true.

And I have signed

Signature

Sworn before me

In _____, on _____.

Court clerk / Commissioner for oaths