

## **PRACTICE DIRECTION**

### **COURT OF KING'S BENCH OF MANITOBA**

#### **RE: TABLE OF FAMILY PROCEEDINGS**

Attached to this memorandum is a detailed list of pleadings and their procedural treatment in the court process.

The attached Table of Family Proceedings applies in all Court of King's Bench judicial centres.

#### **Coming into effect**

This Practice Direction comes into effect immediately.

#### **ISSUED BY:**

*"Original signed by Associate Chief Justice Hatch"*

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**The Honourable Associate Chief Justice Gwen B. Hatch  
Court of King's Bench of Manitoba**

**DATE: June 30, 2026**



**Proceedings that do not Enter the FD Case Flow Model**

	<b>Rule</b>	<b>Form</b>	<b>Returnable</b>
<p>Part III (<b>Child Protection</b>)</p> <ul style="list-style-type: none"> <li>• <b>Petition and Notice of Hearing</b></li> <li>• <b>Petition and Notice of Further Hearing</b></li> <li>• <b>Application for access (child in care)</b></li> <li>• <b>Child Abuse Registry</b></li> </ul> <p><i>The Child and Family Services Act</i></p>	<p>70.24(4)(a)</p> <p>70.03(5)</p> <p>70.03(8)(a)</p>	<p>CFS-19 Petition and Notice of Hearing</p> <p>CFS-20 Petition and Notice of Further Hearing</p> <p>70E Notice of Application</p> <p>70E Notice of Application</p>	<p>Associate Judge’s CP docket; Intake Court</p> <p>Associate Judge’s CP docket; Intake Court</p> <p>Associate Judge’s Uncontested List; Judge</p>
<p><b>Private guardianship (child in care)</b></p> <p><b>(child not in care)</b></p> <p><b>Application of guardian for parenting time by parent or contact by non-parent</b></p> <p><b>Variation of guardianship order (including removing guardian or varying parenting/contact terms in guardianship order)</b></p> <p><i>The Family Law Act</i></p>	<p>70.24(4)(a.1)</p> <p>70.03(3)</p> <p>70.03(8)(a)</p> <p>70.24(4)(a.1),(f.7)</p>	<p>70F Notice of Application for Guardianship</p>  <p>70E Notice of Application</p> <p>70H Notice of Motion to Vary and Requisition for date before Associate Judge</p>	<p>Associate Judge’s CP docket; Intake Court</p> <p>Associate Judge’s Uncontested List; Judge</p> <p>Associate Judge’s Uncontested List; Judge</p> <p>Associate Judge’s Uncontested List; Judge</p>

<p><b>Set aside/vary/revoke Protection Order</b> <i>The Domestic Violence and Stalking Act</i></p>	<p>70.24(4)(b) 70.03(8)(a)</p>	<p>70E Notice of Application</p>	<p>Protection Order List</p>
<p><b>Adoption Application</b> <i>The Adoption Act</i></p>	<p>70.24(4)(c)</p>	<p>Forms prescribed under Adoption Regulation</p>	<p>Adoption Coordinator; then family duty judge</p>
<p><b>Inter-jurisdictional Support Orders Act Application (ISO)</b>  MB applicant  MB respondent</p>	<p>70.24(4)(d)</p>	<p>ISO A.1 or A.2 Support (Variation) Application</p>	<p>ISO Coordinator</p>
<p><b>Enforcement of Maintenance Orders</b> <i>The Family Support Enforcement Act</i></p>	<p>70.24(4)(e) 70.03(8)(a)</p>	<p>70E Notice of Application</p>	<p>Associate Judge's Uncontested List; Judge</p>
<p><b>Application by former spouse in different province or territory to obtain, vary, rescind or suspend a support order (incoming)</b> <b>Application by former spouse in a designated jurisdiction (outside Canada) to obtain, vary, rescind or suspend a support order (incoming)</b> s.18.1 and s.19 <i>Divorce Act</i></p> <p><b>Application by former spouse in Manitoba to obtain, vary, rescind or suspend a support order (outgoing)</b> s.18.1 <i>Divorce Act</i></p> <p><b>Registration by former spouse in a designated jurisdiction (outside Canada) for recognition and enforcement if applicable of a decision of the designated jurisdiction that has the effect of varying a support order in the province where the respondent habitually resides support order</b> s. 19.1 <i>Divorce Act</i></p>	<p>70.24(4)(f)(i) 70.39.2</p> <p>70.39.1</p> <p>70.24(4)(f)(ii)</p>	<p>ISO A.3 or A.4 Support (Variation) Application (incoming) (applications from outside Canada may be received on forms other than A.3 or A.4)</p> <p>Requisition</p> <p>70E Notice of Application to set aside registration by MEP by MB party</p>	<p>ISO Coordinator</p> <p>Requisition for registration by MEP</p> <p>Serve set aside application on Designated Authority (Family Law Section) MB Justice; proceeds under <i>ISO Act</i></p>

<p><b>Request to convert variation support application to an inter-jurisdictional support proceeding between provinces into an application under s. 18.1(3) by respondent who resides in a different province or territory</b> s. 18.2(1) <i>Divorce Act</i></p>	<p>70.37(6.1.1)(b)(i)</p>	<p>Request to convert application form</p>	<p>If only <u>support</u> variation sought-registry to send to ACJ Hatch or her designate for direction and mandatory conversion and sent to ISO</p> <p>If <u>support and parenting</u> variation sought, registry to send to ACJ Hatch or her designate to determine if support variation should be sent to ISO</p>
<p><b>Motion for exemption to give notice of intention to change place of residence or relocate</b> (existing Manitoba court pocket)</p> <p><b>Application for exemption to give notice of intention to change place of residence or relocate</b> (no existing Manitoba court pocket)</p> <p>s.16.8(3), s.16.9(3) s.16.96(3) <i>Divorce Act</i></p> <p><b>Motion for exemption to give notice of intention to change place of residence or relocate</b> (no existing Manitoba court pocket)</p> <p><b>Application for exemption to give notice of intention to change place of residence or relocate</b> (no existing Manitoba court pocket)</p> <p>s. 50(5), s. 55(5) <i>The Family Law Act</i></p>	<p>70.24(4)(f.2)</p>	<p>70Q Notice of Motion</p> <p>70E Notice of Application</p> <p>70Q Notice of Motion</p> <p>70E Notice of Application</p>	<p>Associate Judge's Uncontested List; Judge</p>

<p><b>Motion for <u>Leave</u> by a non-spouse parent</b>/or who stands/intends to stand in place of a parent to file application for a <u>parenting order</u> or to <u>vary</u>, rescind or suspend a parenting order that does not relate to him/her</p> <p>s. 16.1(3), s. 17(2) <i>Divorce Act</i></p> <p><b>Motion for <u>Leave</u> by a non-spouse</b> who is <u>not the parent</u> to file application for <u>contact</u> order</p> <p>s. 16.5(3) <i>Divorce Act</i></p> <p><b>Motion for <u>Leave</u> by a non-parent</b> who stands/intends to stand in place of a parent to file application for a <u>parenting order</u> or to <u>vary</u>, rescind or suspend a parenting order that does not relate to him/her</p> <p>s. 37(1)(b), s. 39(1)(c) <i>The Family Law Act</i></p> <p><b>Motion for <u>Leave</u> by a non-family member</b> to file application for <u>contact</u> order</p> <p>s. 40(4) <i>The Family Law Act</i></p>	<p>70.24(4)(f.3)</p>	<p>70Q Notice of Motion</p>	<p>Associate Judge's Uncontested List; Judge</p>
<p><b>Application by a non-spouse parent</b>/or who stands/intends to stand in place of a parent <u>for</u> a parenting order <u>or</u> to <u>vary</u>, rescind or suspend a parenting order</p> <p>s. 16.1(1)(b), s. 17(1)(b)(ii) <i>Divorce Act</i></p> <p><b>Application by a non-spouse who is not the parent</b> for a <u>contact</u> order or to <u>vary</u>, rescind or suspend a contact order that relates to him/her</p> <p>s. 16.5(1), s. 17(1)(c) <i>Divorce Act</i></p>	<p>70.24(4)(f.4) 70.24(4)(f.5) 70.03(2.1)  70.24(4)(f.6) 70.24(4)(f.7)</p>	<p>70E.3 Notice of Application for special relief</p>	<p>Associate Judge's Uncontested List; Judge</p>

<p><b>Application by a non-parent</b> who stands/intends to stand in place of a parent <u>for</u> a parenting order <u>or</u> to <u>vary</u>, rescind or suspend a parenting order</p> <p>s. 37(1)(b), s.39(1)(b), s.39(1)(c) <i>The Family Law Act</i></p> <p><b>Application by a non-parent</b> for a <u>contact</u> order or to <u>vary</u>, rescind or suspend a contact order that relates to him/her</p> <p>s. 40(3), s.40(4), s.43 <i>The Family Law Act</i></p>	<p>70.24(4)(f.4) 70.24(4)(f.5)</p> <p>70.03(2.1) 70.03(7)(a)</p> <p>70.24(4)(f.6) 70.24(4)(f.7)</p>	<p>70E Notice of Application</p> <p>70H Notice of Motion to Vary and Requisition for date before Associate Judge</p>	<p>Associate Judge's Uncontested List; Judge</p>
<p><b>Hague Convention Application</b> for return of a child</p>	<p>70.03(7.1) 70.24(4)(i)</p>	<p>70E Notice of Application</p>	<p>Trial coordinator to schedule date</p>
<p><b>Enforce Custody Order</b></p> <p><i>The Child Custody Enforcement Act</i></p>	<p>70.24(4)(j) 70.03(8)(a)</p>	<p>70E Notice of Application</p>	<p>Associate Judge's Uncontested List; Judge</p>
<p><u>Proceedings</u> under:</p> <p>ss. 2(4) or 6(1) of <i>The Change of Name Act</i></p> <p><i>The Marriage Act</i> (minor)</p> <p><i>The Parents' Maintenance Act</i></p> <p>s. 155(4) of <i>The Insurance Act</i></p> <p>ss. 12.1 &amp; 13 to 14.3 of <i>The Garnishment Act</i></p>	<p>70.24(4)(k) 70.03(8)(a)</p>	<p>70E Notice of Application</p>	<p>Associate Judge's Uncontested List; Judge</p>
<p><i>The Arbitration Act</i> <b>respecting a family arbitration,</b></p> <p>(except notice of motion to vary a family arbitration award)</p>	<p>70.24(4)(l) 70.03(8)(a)</p>	<p>70E Notice of Application</p>	<p>Associate Judge's Uncontested List: Judge (unless s. 44(3.1) appeal or s. 49(2.1) enforcement - directly to a Judge via trial coordinator to provide a date)</p>

<p><b>Set Aside Decision of the Child Support Service</b></p> <p><i>The Child Support Service Act</i></p>	<p>70.24(4)(m) 70.03(8)(a)</p>	<p>70E Notice of Application</p>	<p>Associate Judge's Uncontested List; Judge</p>
<p><b>Determination of whether an adult child is entitled to support by party who disagrees with decision of Maintenance Enforcement Program</b></p> <p><i>The Family Support Enforcement Act, s. 31(7)</i></p>	<p>70.24(4)(n) 70.03(8)(a)</p>	<p>70E Notice of Application</p>	<p>Associate Judge's Uncontested List; Judge</p>
<p><b>Objection to Maintenance Enforcement Program administrative suspension</b></p> <p>(except notice of motion by debtor for objection to Maintenance Enforcement Program's refusal to suspend enforcement; request suspension order under s. 23(2) of <i>The Family Support Enforcement Act</i>)</p>	<p>70.24(4)(o) 70.03(8)(a)</p>	<p>70E Notice of Application</p>	<p>Associate Judge's Uncontested List; Judge</p>
<p><b>Notice of Motion to amend, set aside, vary or suspend order (R. 70.34(1) and (2))</b></p>	<p>70.24(4)(p)</p>	<p>70Q Notice of Motion</p>	<p>Contact Trial coordinator to schedule date prior to filing motion (except for amendment for accidental slip – directly to Deputy Registrar)</p>
<p>Application or statement of claim to <b>enforce a spousal agreement under <i>The Family Property Act</i></b></p>	<p>70.24(4)(q)  70.03(8)(a)(b)</p>	<p>70E Notice of Application or  Statement of Claim</p>	<p>Associate Judge's Uncontested List; Judge  Contact Trial coordinator to schedule date prior to filing motion</p>

Motion to <b>enforce a Final Order or Variation Order</b>	70.24(4)(q)	70Q Notice of Motion	Contact Trial coordinator to schedule date prior to filing motion
<b>Contempt motion</b> for a <b>Final order or Variation order</b>	70.24(4)(r)	70Q Notice of Motion	Contact Trial coordinator to schedule date prior to filing motion
<b>Exclusive Occupation Order</b> <i>Family Homes on Reserves and Matrimonial Interests or Rights Act</i>	70.24(11)(a) 70.03(7.2)	70E.1 Notice of Application for Exclusive Occupation order	Contact Trial coordinator to schedule date Duty judge
<b>Notice of Application for Prevention Order</b>  <i>s. 14(1) The Domestic Violence and Stalking Act</i>	70.03(8)(a)	70E Notice of Application	Associate Judge's Uncontested List; Judge
<b>Application</b> by interested person to <b>recognize a foreign decision</b> that has the effect of <b>varying, rescinding or suspending a parenting order or a contact order</b>  <i>s. 22.1(1) Divorce Act</i>	70.24(4)(f.1)	70E Notice of Application	Associate Judge's Uncontested List; Judge
<b>Motion to dismiss, strike or stay a proceeding</b>	70.24(4)(p.1)	70Q Notice of Motion	Associate Judge's Uncontested List

June 30, 2026