

EXPLANATORY NOTES

INSCRIPTION FOR JUDGMENT ON SEIZURE BY GARNISHMENT (SJ-857-13)

This form is used in the following cases:

Under article 637 C.C.P., a judgment may be obtained following an affirmative declaration by a garnishee at the time of a seizure by garnishment other than for salaries and wages.

Under article 634 C.C.P., a judgment may be obtained where a garnishee fails to declare or deposit salaries and wages. In such a case, the garnishee may be ordered to pay the claim as personal debtor.

For further information and for contact information for all Québec courthouses, you can consult the [list of courthouses](#) on the Internet site of the ministère de la Justice.

TYPE OF FORM

The *Inscription for judgment on seizure by garnishment* is available in dynamic PDF format, i.e. after the form is downloaded, it may be completed on screen.

PROCEDURE

After completing the form, you should keep a copy for your personal records. You must then go to the courthouse in the district in which the judgment was rendered to file the inscription with the clerk of the Small Claims Division, who will ensure that it is acted upon.

**COURT OF QUÉBEC CIVIL DIVISION
SMALL CLAIMS**

District:

Locality:

Record No.:

<u>Plaintiff</u>	<u>Defendant</u> <u>and</u> <u>Garnishee</u>
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INSCRIPTION FOR JUDGMENT ON SEIZURE BY GARNISHMENT

(Art. 637 C.C.P.)

The seizing party _____ the debtor is inscribing this case for judgment before the clerk of this court **in accordance with the affirmative declaration** of the garnishee and given the failure to contest.

(Art. 634 C.C.P.)

The seizing party _____ the debtor is inscribing this case for judgment against the garnishee before:

_____ the special clerk _____ a judge of the Court of Québec
on _____, room _____, at _____ a.m./p.m.

given the garnishee's failure to file a declaration.

given the garnishee's failure to deposit.

At _____, on _____

Seizing party
Debtor