



Ministry of Consumer
and Commercial
Relations

Registration Division

Real Property
Registration Branch

BULLETIN NO. 99002

Land Titles Act
Registry Act

DATE: July 7, 1999

TO: All Land Registrars

Legal Aid Services Act, 1998

Legal Aid Services Act

Effective April 1, 1999, legal aid liens will no longer be filed with the Sheriff.

New legislation, the *Legal Aid Services Act, 1998* has been introduced which provides for the registration of both a lien and a charge against real property and deals with the enforceability of these liens and charges. The lien claimant and the chargee will be Legal Aid Ontario ("the Corporation".)

Charge: **Subsection 47(2)** provides that where an applicant who has been given legal aid services in any matter recovers property other than money, the Corporation has a charge against the property so recovered for the amount of the costs of the legal services provided to the applicant and may enforce such charge.

Subsection 47(5) provides that if the recovered property is real property, the Corporation may register the charge against it in the proper land registry office and the Corporation may enforce the charge by the sale of the real property against which it is registered in the same manner as a sale to realize on a mortgage.

Lien: **Subsection 48(1)** provides that where a person who owns or has any interest in any land in Ontario has agreed to contribute towards the cost of legal aid services given to him or her or to a person for whom he or she is the person responsible, the Corporation may register a notice of lien for an amount equal to the amount that he or she agreed to contribute against the person's land in the proper land registry office.

Subsection 48(2) provides that if a person fails to pay the Corporation an amount he or she agreed to contribute, the Corporation may enforce the lien by sale of the real property against which it is registered in the same manner as a sale to realize on a mortgage.

Attached are examples of a completed lien by the Corporation. Depending upon the system in which the property is registered, the lien should be abstracted as set out in section 7 of the Registry System Abstracting Standards, section 9 of the Land Titles Abstracting Standards and section 5 of the POLARIS Automated Abstracting Guide.

A charge will be abstracted in the same manner as any other charge.



Ian Veitch
Director of Land Registration



Katherine M. Murray
Director of Titles

* Boxes which must be completed



Document General

Form 4 — Land Registration Reform Act

D

FOR OFFICE USE ONLY	(1) Registry <input type="checkbox"/> * Land Titles <input type="checkbox"/>	(2) Page 1 of * pages
	(3) Property Identifier(s)	Block _____ Property _____
	(4) Nature of Document NOTICE OF LIEN	
	(5) Consideration Full and actual costs of Legal Aid services DOLLARS	
(6) Description *		
New Property Identifiers		
		Additional: See Schedule <input type="checkbox"/>
Executions		
		Additional: See Schedule <input type="checkbox"/>
(7) This Document Contains:		
(a) Redescription New Easement Plan/Sketch <input type="checkbox"/>		(b) Schedule for: Description <input type="checkbox"/> Additional Parties <input type="checkbox"/> Other <input type="checkbox"/>

(8) This Document provides as follows:

FULL NAME OF REGISTERED OWNER has agreed to contribute towards the costs of Legal Aid services given to him/her or to FULL NAME OF PERSON RECEIVING LEGAL AID SERVICES pursuant to Section 48 of the Legal Aid Services Act 1998, LEGAL AID ONTARIO claims a lien against the lands described in Box # 6 for such contribution and interest therein at the rate set by the Courts of Justice Act in the first quarter of each calendar year (this rate is currently *)

Continued on Schedule

(9) This Document relates to instrument number(s)

(10) Party(ies) (Set out Status or Interest)		
Name(s)	Signature(s)	Date of Signature Y M D
LEGAL AID ONTARIO	signature	
I have the authority to bind the corporation		
NAME IN BLOCK LETTERS		

(11) Address for Service *

(12) Party(ies) (Set out Status or Interest)		
Name(s)	Signature(s)	Date of Signature Y M D
FULL NAME OF REGISTERED OWNER		
(FULL NAME OF LEGAL AID RECIPIENT)		

(13) Address for Service *

(14) Municipal Address of Property *	(15) Document Prepared by: LEGAL AID ONTARIO Suite 404 375 University Avenue Toronto, Ontario M5G 2G1 RE:Certificate no. *	Fees and Tax
		Registration Fee
		Total

FOR OFFICE USE ONLY

(3) Property Identifier(s) Block _____ Property _____

(4) Nature of Document
DISCHARGE AND RELEASE OF LIEN

(5) Consideration
Dollars \$ _____

(6) Description
(Legal description of property)

(7) This Document Contains:
 (a) Redescription New Easement Plan/Sketch
 (b) Schedule for: Description Additional Parties Other

(8) This Document provides as follows:

Legal Aid Ontario certifies that the Lien, Notice of which was registered as Instrument No. _____ on the _____ day of _____ 19, is hereby discharged and released.

(9) This Document relates to instrument number(s) _____
 (Registration number of Notice of Lien) _____

(10) Party(ies) (Set out Status or Interest)

Name(s)	Signature(s)	Date of Signature Y M D
LEGAL AID ONTARIO	(signature required) Legal Aid Ontario Official	
I have the authority to bind the corporation or Seal		

(11) Address for Service Legal Aid Ontario, Suite 404, 375 University Avenue, Toronto ON M5G 2G1

(12) Party(ies) (Set out Status or Interest)

Name(s)	Signature(s)	Date of Signature Y M D

(13) Address for Service

(14) Municipal Address of Property
Address of property

(15) Document Prepared by:
Legal Aid Ontario
Suite 404
375 University Avenue
Toronto, Ontario
M5G 2G1
RE. Certificate no. *

Fees and Tax	
Registration Fee	
Total	