

FORM 43A

INTERPLEADER ORDER - GENERAL

THE QUEEN'S BENCH

_____ Centre

(name of judge or master)

(day and date order made)

(court seal)

(Title of Proceeding)

INTERPLEADER ORDER

(Where an interpleader application results in a judgment, amend the form accordingly.)

(Recitals in accordance with Form 59A or 59B)

Payment of money into court

1. THIS COURT ORDERS that the (identify party) pay into court the sum of \$_____, less costs fixed at \$_____, to await the outcome of a proceeding in this court between (identify parties) (or to await the outcome of this proceeding).
2. THIS COURT DECLARES that on compliance with paragraph 1 of this order, the liability of (identify party) in respect of the above sum is extinguished.
3. THIS COURT ORDERS (include any other order made by the court under rule 43.04).

Sale of property and payment of proceeds into court

1. THIS COURT ORDERS that (identify property) be sold by (method of sale) and that the proceeds, less expenses of sale and the costs of (identify party) fixed at \$_____, be paid into court to await the outcome of a proceeding in this court between (identify parties) (or to await the outcome of this proceeding).
2. THIS COURT DECLARES that on compliance with paragraph 1 of this order, the liability of (identify party) in respect of the above sum is extinguished.
3. THIS COURT ORDERS (include any other order made by the court under rule 43.04).

Deposit of property with an officer of the court

1. THIS COURT ORDERS that (identify property) be deposited with the Sheriff of the (judicial centre) (or as may be) to await the outcome of a proceeding in this court between (identify parties) (or to await the outcome of this proceeding).
2. THIS COURT DECLARES that on compliance with paragraph 1 of this order, the liability of (identify party) in respect of the above property is extinguished.
3. THIS COURT ORDERS (include any other order made by the court under rule 43.04).

Trial of an issue

(This paragraph will normally form part of an order for payment into court or deposit of property with an officer of the court.)

4. THIS COURT ORDERS that there be a trial of the issue of (give particulars of issue to be tried), in which (identify party) shall be plaintiff and (identify party) shall be defendant.
5. THIS COURT ORDERS (include any directions given by the court respecting pleadings, discovery and other matters).

(Date)

(signature of judge or master)