



NOVA SCOTIA BARRISTERS' SOCIETY
EDUCATION & CREDENTIALS

APPLICATION FOR ADMISSION ON TRANSFER
(Regulations 6.1 - 6.2)

This application must be completed **legibly**. All questions must be answered fully and precisely and the answers to Part 1 must be sworn/affirmed before a Notary Public or Commissioner of Oaths (if sworn/affirmed in Nova Scotia). Omissions or inaccuracies may be grounds for rejection. If the space provided for any answer is insufficient, the applicant may attach a rider to this form, provided it is duly signed.

If you are applying to transfer from a jurisdiction that does not participate in the National Mobility Agreement, we strongly suggest that you contact the Administrator, Education & Credentials, well in advance of your transfer.

To apply to transfer to Nova Scotia under the National Mobility Agreement, you will need to submit the following:

- Your transfer application
- A notarized copy of a government issued photo ID
- Two Statements of Good Character
- A current Certificate of Standing from each jurisdiction in which you are, or have ever been, licensed to practice law. (Do not include with your application; each law society must send the Certificate directly to the Society.)
- Pay the transfer fee of \$1523.75 (HST included)
- Relevant documentation with full particulars for any affirmative responses in both Parts B and C
- If applicable, confirmation of liability insurance and defalcation coverage for your permit pending call to the Bar. (Do not include with your application; the insurer must send confirmation directly to the Society.)
- If applicable, a copy of your Certificate of Qualification (Do not include with your application; the National Committee on Accreditation must send the Certificate directly to the Society.)
- If applicable, a current Certificate of Standing from each governing body for each professional organization, excluding law societies, of which you are, or have ever been, a member (Do not include with your application; governing bodies must send certificate(s) directly to the Society.)

Review to ensure your application is complete. Incomplete applications will not be processed. A complete application must be received at least six weeks prior to your anticipated call date. If your complete application has not been received in this time, you may not be called until the following call to the Bar. Your call to the Bar may also be delayed if your application requires additional follow-up or consideration by the Credentials Committee.

Review Regulations 6.1 and 6.2 prior to completing this application.

APPLICATION FOR ADMISSION ON TRANSFER

PART 1

PART A - IDENTIFICATION

1. Full Name: _____

Attach a notarized copy of your passport, driver's licence or other government-issued photo identification.

2. Date of Birth: _____

3. Present Address: _____

Postal Code: _____ Telephone: _____

Fax: _____ Email: _____

4. State any changes of name, formal or informal, or other surnames or given names you have used, and when:

If the change in your name was made by a court order, attach a certified copy of the order.

PART B - PROFESSIONAL HISTORY

5. (a) From which law school did you receive your degree?

Is it a common law or civil law degree?

On what date was your law degree issued?

(b) Applicants with a law degree outside Canada: Please have your Certificate of Qualification from the National Committee on Accreditation forwarded directly to us.

6. Are you lawfully entitled to be employed in Canada? Yes No

If you are not a Canadian citizen or do not have Canadian landed immigrant status, please provide particulars of work permit or other authorization.

7. Have you applied to become a member of any other law societies in Canada? Yes No

If yes, please provide particulars: _____

8. List chronologically all law societies or comparable bodies of which you are currently or were previously a member, noting current status and dates of admission.

Please have current Certificates of Standing sent directly to the Nova Scotia Barristers' Society from each law society or other body governing the legal profession in any jurisdiction of which you are, or have ever been, a member.

9. List chronologically all governing professional bodies, excluding law societies, of which you are currently or were previously a member, noting current status and dates of admission.

Please have current Certificates of Standing sent directly to the Nova Scotia Barristers' Society from each governing body in any jurisdiction of which you are, or have ever been, a member.

10. State your complete employment history since the date of your call to the Bar, including name of law firm/employer, address and period employed. If you have been called in more than one jurisdiction (including outside Canada), begin your employment history with your earliest call.

11. In the space provided below, state fully the nature and extent of your practice and/or law-related experience, including dates. *Attach a separate sheet if the space provided is insufficient.*

12. Have you ever been refused admission to, been disciplined by, or been disbarred or struck from membership in a law society or other professional organization or governing body? Yes No

13. Have you ever resigned or applied to resign from a law society or other governing body for any reason? Yes No

14. Are you currently the subject of a professional conduct or disciplinary complaint in any jurisdiction? Yes No

15. Are you aware of any complaint or charge pending against you in your professional capacity, which has not yet come to the attention of your law society or governing body? Yes No

16. Have you ever been the subject of an insurance claim under a policy for professional liability insurance? Yes No

If answer is yes to any of questions 12 to 16, attach relevant documents, including reports from your law society and other applicable professional organization or governing body, if any, with full particulars.

PART C - GOOD CHARACTER

17. Do you presently have a record for having been found guilty of a criminal offence? Yes No

18. Are there any outstanding charges against you pertaining to a criminal offence? Yes No

19. Have you ever been successfully sued in a civil action relating to fraud? Yes No

20. Have you ever been suspended, disqualified, censured or had disciplinary action instituted against you as a member of any profession or organization? Yes No

21. Have you been denied or had revoked any licence or permit, the procurement of which required proof of good character? Yes No

22. Have you made an assignment in bankruptcy or petitioned into bankruptcy, or filed a proposal to creditors? Yes No

23. Are there any outstanding civil judgments against you or any actions outstanding against you that may result in a civil judgment? Yes No

24. Have you at any time not obeyed any order of any court requiring you to do or abstain from doing any act? Yes No

25. Is there, to your knowledge or belief, any event, circumstance, condition or matter not disclosed in your replies to the preceding questions that touches or may concern your conduct, character and reputation, and that you know is or believe might be thought to be an impediment to your admission or warrant full inquiry by the Nova Scotia Barristers' Society? Yes No

26. Have you ever been refused registration as a student-at-law or Articled Clerk? Yes No

If answer is yes to any question in Part C, attach relevant documents, including any court orders, with full particulars.

Attach two Statements of Good Character from other lawyers. Use prescribed form. Yes No

PART D – PRACTICE INTENTIONS

27. If admitted in Nova Scotia, do you intend to commence practising law here? Yes No

28. On what date do you intend to commence practice? _____

29. With which firm or organization will you be practising (if known)? _____

Address of law firm or employer: _____

Postal Code _____ Telephone _____

30. Describe the nature of your intended practice:

31. If you do not intend to practise law in Nova Scotia, state your reason(s) for requesting admission in Nova Scotia:

PART E – APPLICATION FOR PERMIT PENDING CALL TO THE BAR

If you require a permit to practice pending your anticipated call date and are a member of a reciprocating jurisdiction pursuant to the National Mobility Agreement, please complete the following permit application.

PLEASE NOTE: Permit applications cannot be processed until you have a confirmed job and the Nova Scotia Barristers' Society receives your Certificate(s) of Standing and confirmation of liability insurance and defalcation coverage from your insurer. Until you are called to the Bar in Nova Scotia, you must maintain your practicing status and liability insurance and defalcation coverage in your home jurisdiction.

I hereby apply for a permit to practise pending my call to the bar.

Signature

AUTHORIZATION AND UNDERTAKING

I grant to the Society permission to make enquiry from any person, police authority, governing body, or other organization about anything relevant to this Application for Admission on Transfer. I authorize all persons enquired of pursuant to this authorization to provide all information requested. I undertake to the Nova Scotia Barristers' Society that, if admitted in Nova Scotia, I will at all times well and truly keep and perform all of my obligations and will follow the rules and requirements of the Society. I also hereby undertake to comply with all ethical guidelines and rules governing lawyers in the Province of Nova Scotia, including the *L Code of Professional Conduct*.

DECLARATION OF APPLICANT

I, _____, the applicant in this Application for Admission on Transfer, DO SOLEMNLY DECLARE that the statements contained in my Application are complete and true in every respect.

AND I make this solemn declaration believing it to be true and know that it is of the same force and effect as if made under oath or solemn affirmation.

Declared before me at _____)

in the County of _____,)

Province of _____,)

this _____ day of _____, 20__)

)

_____)

Notary Public in and for the Province of)

_____, or a Commissioner)

of the Supreme Court of Nova Scotia.)

Signature of Applicant

APPLICATION FOR ADMISSION ON TRANSFER

PART 2

FITNESS

In asking the following question, the Barristers' Society is seeking information pertaining to your fitness to practise law pursuant to Regulation 6.2.2 (d). The Society's obligation to protect the public interest operates alongside the lawyers' ethical obligation to respect the human dignity and worth of all persons and to treat all persons with equality and without discrimination.

To that end, the Society will endeavour to deal with issues of capacity without causing unnecessary pain and anxiety for applicants, without discouraging those who need help from seeking it and without contributing to the stigma surrounding mental health issues in particular.

In order to protect your right to privacy, the information you provide will be held in confidence, and will only be provided to the Credentials Committee where it is deemed relevant to a concern regarding your fitness to practice law, and only after you have been notified of the information to be provided to the Committee.

The practice of law is often rigorous, demanding a high level of functioning. Any circumstance which would render you incapable of practising law competently puts clients' interests at risk, and harms the profession's reputation. Having said that, the Barristers' Society recognizes that everyone experiences pressures in life, and we all respond to those pressures differently. You may be quite capable of practising law competently, in spite of your past difficulties. It is the Society's goal as the governing body of the profession to determine if an applicant has an impairment which effectively disables that individual from carrying out the functions normally required of a lawyer. To this end, the Society is looking for information about conditions that you are currently experiencing and which could impair your ability to practise. The Society is not looking for information about past conditions which have been resolved and are not currently affecting your ability to complete the duties of a lawyer. You need only report **current** circumstances which could affect your ability to perform the duties of a lawyer.

The fact that you may have sought professional assistance for a problem is not a bar to enrolment. In most cases, evidence of having sought professional assistance is positive evidence, as it suggests that you are actively seeking to deal with the circumstances and take control of your life.

On behalf of the Society, LIANS operates a Lawyers Assistance Program, which is completely confidential and open to all lawyers, their families and their staff. It is available to you upon admission to the Nova Scotia Bar. The Society actively encourages individuals to seek the education and assistance they need. The LAP can be contacted at 1-866-299-1299.

If you answer "yes" to the question below, you may be asked to provide further information from a source that the Society deems appropriate.

If you would like to discuss a personal concern confidentially, please contact the Director, Education & Credentials or Administrator, Education & Credentials, at 902-422-1491.

1. Full Name: _____
2. Date of Birth: _____

3. State any changes of name, formal or informal, or other surnames or given names you have used, and when:

4. ***In asking the following question, the Society is not concerned with issues which have been satisfactorily resolved and do not affect your present ability to practise law competently.***

Based upon your personal history, your current circumstance or any professional opinion or advice you have received, are you currently experiencing any condition which is reasonably likely to substantially impair your ability to competently practise law? Yes No

5. If the answer is “yes” to (4), please provide a general description of the “impairment” which is likely to substantially impair your ability to perform the duties of a lawyer.

Depending upon your response, the Society may ask for additional information from you or another appropriate source.

Signature of Applicant

Date



NOVA SCOTIA BARRISTERS' SOCIETY
EDUCATION & CREDENTIALS

STATEMENT OF GOOD CHARACTER

TO: The Executive Director of the Nova Scotia Barristers' Society

I, _____, of _____, state:

1. I understand that a lawyer of good character is a person who demonstrates qualities of honesty, fairness, candour, trustworthiness, observance of fiduciary responsibility, respect for and obedience to the laws of Canada and Nova Scotia, respect for and compliance with the legal ethics standards governing lawyers and respect for the rights of all involved in legal and court processes.
2. I understand that the Nova Scotia Barristers' Society may need to conduct further investigation into the character of applicants who possess traits that are likely to result in injury to clients, the obstruction of the administration of justice or a breach of the legal ethics standards governing lawyers.
3. I am a lawyer in good standing in _____, and have personally known _____ for the last _____ years. My opportunities to observe the good character of the applicant during those years were _____:

4. In my opinion, the applicant is a person of good character. Yes No
5. Whether you have answered “yes” or “no” to question 4, are there any issues regarding the applicant’s character to raise with the Society: *[Insert N/A if this is not applicable.]*

Dated at _____, _____, this _____ day of _____, 20 _____.

Signature

Name and Address of Firm:



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4. In my opinion, the applicant is a person of good character. Yes No
6. Whether you have answered “yes” or “no” to question 4, are there any issues regarding the applicant’s character to raise with the Society: *[Insert N/A if this is not applicable.]*

Dated at _____, _____, this _____ day of _____, 20 _____.

Signature

Name and Address of Firm:

