



NOVA SCOTIA BARRISTERS' SOCIETY
EDUCATION & CREDENTIALS

APPLICATION FOR ADMISSION AS A CANADIAN LEGAL ADVISOR
(Regulation 6.6)

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.

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

- Your application for Canadian Legal Advisor
- 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, licenced to practice law. (Do not include with your application; each law society must send the Certificate directly to the Society)
- Relevant documentation with full particulars for any affirmative responses in Parts B and C
- If applicable, particulars of your work permit or other authorization authorizing you to work in Canada
- The application fee of \$1495 tax included
- If applicable, a certified copy of the court order changing your name
- Proof of insurance – Applicants must maintain the full mandatory professional liability insurance coverage required by the Barreau du Québec
- 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; certificate(s) must be sent to the Nova Scotia Barristers' Society directly by the governing body.)

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 followup or consideration by the Credentials Committee.

APPLICATION FOR ADMISSION AS A CANADIAN LEGAL ADVISOR

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

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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.

8. 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.

9. 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.

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10. 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.*

11. 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
12. Have you ever resigned or applied to resign from a law society or other governing body for any reason? Yes No
13. Are you currently the subject of a professional conduct or disciplinary complaint in any jurisdiction? Yes No
14. 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
15. 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

16. Do you presently have a record for having been found guilty of a criminal offence? Yes No
17. Are there any outstanding charges against you pertaining to a criminal offence? Yes No
18. Have you ever been successfully sued in a civil action relating to fraud? Yes No
19. Have you ever been suspended, disqualified, censured or had disciplinary action instituted against you as a member of any profession or organization? Yes No
20. Have you been denied or had revoked any licence or permit, the procurement of which required proof of good character? Yes No
21. Have you made an assignment in bankruptcy or petitioned into bankruptcy, or filed a proposal to creditors? Yes No
22. Are there any outstanding civil judgments against you or any actions outstanding against you that may result in a civil judgment? Yes No
23. Have you at any time not obeyed any order of any court requiring you to do or abstain from doing any act? Yes No
24. 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

25. 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 lawyers from the jurisdiction in which you have practised. Use prescribed form.

PART D – PRACTICE INTENTIONS

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

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

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

Address of law firm or employer: _____

Postal code _____ Telephone _____

29. Describe the nature of your intended practice:

30. 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 practise pending your anticipated call date and are a member of a reciprocating jurisdiction pursuant to the Québec 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. Until you are called to the Bar in Nova Scotia, you must maintain your practising status and liability insurance in your home jurisdiction.

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

Signature

PART F – EXEMPTION FROM INSURANCE IF PRACTISING LAW IN NOVA SCOTIA

Please check the application option.

- I will be employed exclusively by the Government of Canada and will not practise law in Nova Scotia outside the scope of this employment.

- I am a member in good standing of the Barreau du Québec with a current practising certificate in that jurisdiction and current professional liability insurance with coverage of at least \$1,000,000.00 per occurrence with respect to professional services I will perform in Nova Scotia. I maintain an office in Nova Scotia from which I provide legal services.
Attach a Certificate of Insurance from the Barreau du Québec.

- I am aware that the required practising fees must be received by the Nova Scotia Barristers' Society prior to my commencing practice in Nova Scotia.

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 as a Canadian Legal Advisor. 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 *Code of Professional Conduct*.

I understand that if approved, a Canadian Legal Advisor Licence authorizes me to:

- give a person advice with respect to the laws of Québec, the laws of Canada and public international law;
- select, draft, complete or revise a document for use in a proceeding with respect to matters concerning the laws of Canada; and
- represent a person in a proceeding before an adjudicative body with respect to matters concerning the laws of Canada.

DECLARATION OF APPLICANT

I, _____, the applicant in this Application for Admission as a Canadian Legal Advisor, 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

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PART 2

FITNESS

In asking the following question, the Nova Scotia 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 practise 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 that would render you incapable of practising law competently puts clients' interests at risk, and harms the profession's reputation. Having said that, the 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 that 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 that have been resolved and are not currently affecting your ability to complete the duties of a lawyer. You need only report **current** circumstances that 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 Question 4 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 that 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 that 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” that 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