



NOVA SCOTIA BARRISTERS' SOCIETY
EDUCATION & CREDENTIALS

APPLICATION FORM

**TEMPORARY PRACTICE BY LAWYERS FROM JURISDICTIONS PARTICIPATING
IN THE NATIONAL MOBILITY AGREEMENT, WHO REQUIRE A PERMIT**

[Pursuant to Regulation 6.2.10]

This application must be completed **legibly**. All questions must be answered fully and precisely and the answers 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 for temporary practice permit (jurisdictions participating in the National Mobility Agreement), you will need to submit the following:

- ☐ Your application for temporary practice by lawyers from jurisdictions participating in the national mobility agreement, who require a permit
- ☐ A notarized copy of a government-issued photo ID
 - * **INSTRUCTIONS FOR NOTARY** - Write the following statement on the photocopy – “I have reviewed the original document and can state that this photocopy is a true copy of the original (INSERT NAME OF DOCUMENT ex. Driver’s Licence/Passport) of (INSERT APPLICANT’S NAME)”
– Be sure to sign, stamp and date the photocopy.
- ☐ 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)
- ☐ 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.)
- ☐ Relevant documentation with full particulars for any affirmative responses in Parts C and D
- ☐ The application fee of \$1150.00 tax included*
- ☐ Proof of insurance and defalcation coverage (Do not include with your application; proof of coverage must be sent to the Nova Scotia Barristers’ Society directly by the insurer)
- ☐ If applicable, a certified copy of the court order changing your name

Review Regulations 6.2.10 prior to completing this application.

***Payment of fees may be made by credit card by telephone or in person at the Society offices, by cheque made out to the Nova Scotia Barristers’ Society or by debit at the Society offices.**

Please review your application to ensure it is complete. Incomplete applications will not be processed. A complete application must be received at least six weeks prior to your anticipated start date. Your application may also be delayed if your application requires additional follow up or consideration by the Credentials Committee.

If you have any questions regarding your categorization as a visiting lawyer, or whether you need to apply for a permit, please contact the Advisor, Education & Credentials well in advance of your anticipated practice of Nova Scotia law.

PART A – IDENTIFICATION

1. Full Name: _____

Preferred prefix: _____

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

2. Present Address: _____

Postal Code: _____ Telephone: _____

Fax: _____ Email: _____

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

PART B – REASONS FOR APPLYING FOR A PERMIT IN NOVA SCOTIA

4. Please check appropriate box:

☐ I am applying pursuant to subregulation 6.2.10 – I am a visiting lawyer who does not qualify under subregulation 6.2.5(a) – (f) to carry on the practice of law in the province without a permit.

- or -

☐ I am applying pursuant to subregulation 6.2.15(b) – I have established an economic nexus within the province, as defined by subregulation 6.2.13.

PART C – PROFESSIONAL STANDING

5. I am a member of the following law societies in Canada: _____

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

6. I carry professional liability insurance coverage, which:

- (a) will extend to my legal services rendered in Nova Scotia, if authorization is granted; and
- (b) is reasonably comparable in coverage and amount to that provided by the Lawyers' Insurance Association of Nova Scotia Yes ☐ No ☐

Please have your insurance provider send a copy of your Certificate of Insurance directly to the Nova Scotia Barristers' Society, if your insurance information is not included on your Law Society's Certificate of Standing.

7. The Law Society of _____, of which I am a member, has a defalcation compensation program that will extend to my legal services rendered in Nova Scotia.

Please have your insurance provider send a copy of your Certificate of Insurance directly to the Nova Scotia Barristers' Society, if your insurance information is not included on your Law Society's Certificate of Standing.

8. The law firm in Nova Scotia, if any, with which I will be associated in the court case or non-court matter is _____

9. 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 ☐

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

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

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

13. Are you subject to conditions or restrictions on your practice or membership in the governing body in any jurisdiction as a result of or in connection with proceedings relating to discipline, competency or capacity? Yes ☐ No ☐

If answer is yes to any of questions 9 to 13, provide relevant documents, including reports from your law society and other applicable professional organization or governing body, if any, with full particulars.

PART D - GOOD CHARACTER

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

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

AUTHORIZATION

I authorize the Nova Scotia Barristers' Society to make enquiries of any government, official or body, including police or academic authorities, with regard to any of the statements in this application or in any document furnished in connection with this application. On request by the Executive Director, I will furnish additional specific authorizations or releases that are required for the purpose of enabling the Society to obtain information.

Signature: _____ Date: _____

UNDERTAKINGS

I undertake to the Nova Scotia Barristers' Society that:

- (a) I will submit to the jurisdiction of the Nova Scotia Barristers' Society and will comply with the *Legal Profession Act*, the Regulations made pursuant to the Act, and all ethical guidelines and rules governing lawyers in the Province of Nova Scotia, including the *Code of Professional Conduct*;
- (b) I will record and verify the number of days in which I carry on the practice of law in Nova Scotia;
- (c) I will provide evidence of compliance with the Regulations, as required;
- (d) I will not maintain a trust account in Nova Scotia and will not accept, hold, transfer, or in any other manner deal with money or property that would, if accepted, held, transferred or dealt with by a member, constitute trust money or property, except in compliance with subregulation 6.2.8;
- (e) If charged with an offence under a federal statute, I will, as soon as practicable, give written notice to the Executive Director of the particulars of the charge, and the disposition of the charge and any agreement arising out of the charge; and
- (f) I will notify the Executive Director and cease practice immediately if:
 - (i) I am not entitled to practise law in my home jurisdiction;
 - (ii) I fail to maintain liability insurance as is required; and
 - (iii) I am suspended or disbarred in any jurisdiction.

Signature: _____ Date: _____

DECLARATION

I, _____, solemnly declare that I am competent to practise law that is specific to the jurisdiction in which I intend to practise while in the province.

I further solemnly declare that all statements made by me in this form, and in the documents furnished in connection with it, are correct.

I make this solemn declaration conscientiously believing it to be true and knowing 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

Note: If the declaration is made outside Nova Scotia, it must be made before a Notary Public.