

The law and you...

(Continued from page 3)

filed, the matter will than be set down for trial which may be several months down the road.

6. Q: Is it necessary to file a dispute if you are engaged in trying to reach a settlement out of court?

A: The ten day period for filing a dispute does not stop running even though both the plaintiff and defendant are attempting to settle out of court. This is of particular importance for example, if the plaintiff is suing on a debt. The court clerk may sign judgement against a defendant who has not filed his dispute, without any trial taking place. The plaintiff who is now the judgement creditor, will then go about enforcing the judgement. Hopefully a defendant will pay voluntarily and a defendant who does not pay may be faced with garnishment of his wages or seizure of his personal belongings.

7. Q: What is the jurisdiction of the Provincial Court, Family Division with respect to separation and awards of alimony?

A: Provincial Court, Family Division (Family Court) has the power to enforce the monetary settlement that has been awarded to a wife who has sued for alimony in an independent action for alimony. It also has the power to enforce awards in Divorce for wife or child support. This is done by registering the higher court's award with the Family Court. As well the Family Court can enforce its own awards made to a wife under the provisions of the Deserted Wives and Children's Maintenance Act. Methods of enforcement take the form of garnishment of wages and a family court judgement ordering payment.

Non-compliance with this order could lead to imprisonment. More often a husband is called to court to "show cause" why he is unable to pay and if a reasonable explanation is given he may not be penalized eg. he was off work due to illness.

8. Q: What is a show cause hearing in Family Court?

A: This is a court session during which the Judge looks at the merits of a husband's claim that he cannot pay the amount of money to his wife that has been awarded to her by the court.

He must "show cause", that is, give a reasonable explanation as to why he is unable to pay. A husband must usually have a very convincing reason as to why he cannot afford to pay. He may be ordered to pay up the arrears at this time.

9. Q: What is the scope of punishment that may be handed down by the Family Court in respect to Juvenile offenders?

A: The court has a very wide discretion, much wider than in dealing with adult offenders. The disposition of the case can be suspended or adjourned from time to time for a definite or indefinite period. A fine not exceeding \$25.00 may be imposed. The juvenile could be entrusted to the care of a probation officer or "other suitable person". The child could be placed in its own home or a suitable foster home subject to the supervision of a probation officer and the further order of the court. The child could be committed to an "industrial or training school" or be entrusted to the care of a Children's Aid Society. Finally, as a catch-all provision, the Family Court judge can impose "such further or other conditions as may be deemed advisable".

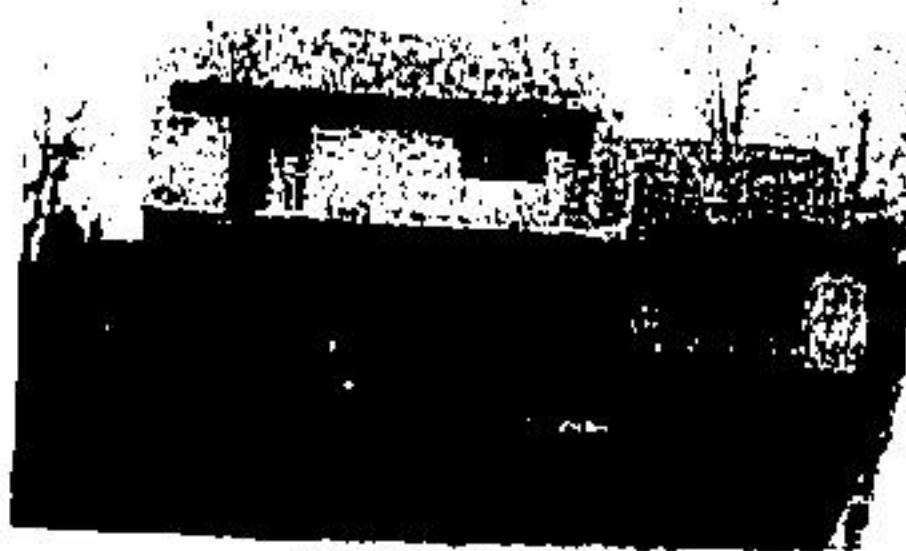
(Continued on page 7)



Saxe

Stephen P. Saxe Limited Realtor

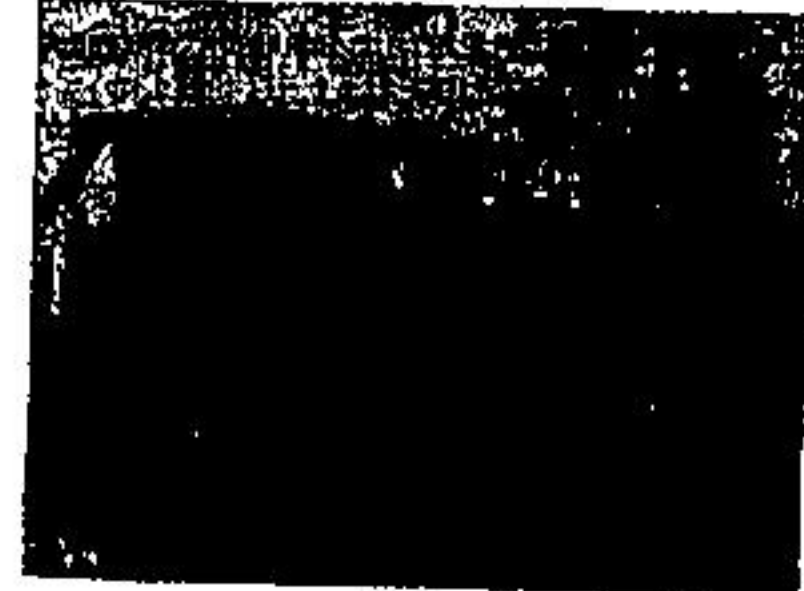
877-2219 or 453-1111 TORONTO LINE



IT'S NEW!!!

There is time left to pick colours and broadloom in this 4 bedroom side split in the prestigious park area. There is a main floor, family room with a walkout basement, plus 2-4 piece and 1-2 piece washrooms.

Give Robin Fischer or Eleanor Langdon a call when you wish to see it. Asking Price \$107,800.00.



One of the remaining new homes in Tall Pine Estates can be seen by calling Robin Fischer. This home is a 3 bedroom sidesplit with a walkout family room, a double car garage and is priced at \$108,800. There is still time to choose your colours and broadloom.



\$56,900.

This 2 storey brick home has 2 self-contained apartments and has recently been improved with a roof, wiring, aluminum soffits, fascia and eaves. Centrally located to schools, shopping and all amenities. For your exclusive viewing call John Caton.



Transferred \$74,500
Top of Court Location

New pool this year, finished recreation room with fireplace, built in cupboards and book shelves, broadloom, 3 bedrooms, entire home is very clean throughout, single car garage, paved drive. Call Eleanor Langdon.



HIGH ON A HILL COUNTRY COMFORT

3 acres northwest of Georgetown with a 280 degree view of rolling pasture land. The house has everything to make it comfortable in winter, spring, summer or fall so all you have to do is call John Caton and I'll be there, to show you your future home. Price \$168,000.



Custom Built Back Split Only 3 Years Old

There is a lot of living space in this three bedroom back split, all the features you need for a family house, eat-in kitchen, living room, dining room and large family room off the kitchen. Give Coring DePaoli a call at 877-2219 to view.



BUY YOUR OWN GARAGE

3 bays. Shell gas pumps, all equipment included, paved lot, good outside storage, office, income from apartment. Located in Georgetown. Asking \$135,000.00. Call Tom Cooper

GOOD OPPORTUNITY IN RURAL AREA

73 Acres of land with bank barn, approximately 40 acres of good workable land, balance is mostly cedars with pond sites. An ideal location for your hobby farm just 20 minutes from Georgetown and close to paved road. Asking \$87,500. Call Norm Sinclair.



Christie Manor, Dundas, Ontario \$289,000.00

A charming old Country House (Built 1856). Set in its own spacious gardens. Features include its own greenhouse area, large formal dining room and living room with loaded glass French doors, family room, modern kitchen in oak, whirlpool bath, 5 bedrooms plus future maid's quarters, lighted circular drive. Call Coring DePaoli.

Stephen P. Saxe Limited, Realtor

170 Guelph Street, Georgetown, Ontario

Tom Cooper, F.R.I. 877-9620

John Caton 877-6584

Norm Sinclair 877-6050

Robin Fischer 877-7194

Eleanor Langdon 877-2493

Howard Caton 838-2708

Sally Reed 877-4350

Coring DePaoli 877-7976

Don McMillan 854-2435

Wendy Saxe 877-2984