

APPLICATION FOR TEMPORARY PRACTICE

TEMPORARY PRACTICE BY LAWYERS FROM JURISDICTIONS PARTICIPATING IN THE NATIONAL MOBILITY AGREEMENT, WHO REQUIRE A PERMIT OR WHO REQUIRE PERMISSION FOR PRACTICE BEYOND 100 DAYS/YEAR

[Pursuant to Regulations 25 & 26]

- Please review Regulations 20-31 prior to completing this application to determine if you must apply for a permit.
- All questions must be answered fully and precisely to avoid any delays in processing your application.
- If you have any questions regarding your application, please contact the Secretary-Treasurer of the Law Society well in advance of your anticipated practice of Prince Edward Island law.

PART A - IDENTIFICATION

1. Full Name: _____
(Attach a notarized copy of your passport, driver's license or other government-issued photo i.d.)

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 APPLICATION

4. Please check appropriate box:

- I am a visiting lawyer who does not qualify under Regulation 21 and 23 to carry on the practice of law in the province without a permit or permission (ie. temporary practise exceeds 100 days, has a discipline record, etc.)
- I have established an economic nexus within the province, as defined by Regulation 24.

Please include details of reasons, matter name, type, etc:

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 where you are, or have ever been, a member.

6. I carry professional liability insurance coverage, which will extend to my legal services rendered in Prince Edward Island, if authorization is granted.
- Yes
 - No

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 Prince Edward Island.

Please send a copy of your Certificate of Insurance directly to the Law Society of Prince Edward Island, if your insurance information is not included on your Law Society's Certificate of Standing.

8. I will be associated with the following law firm in Prince Edward Island (if any):

9. Have you ever been refused admission to, disciplined by, 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. Have you ever been the subject of an insurance claim under a policy for professional liability insurance which resulted in a payment, either by the insurer, you or on your behalf?

- Yes
- No

14. 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 the answer is yes to any of questions 9 to 14, please provide relevant documents, including reports from your law society and other applicable professional organizations or governing bodies, if any, with full particulars.

PART D – GOOD CHARACTER

15. Do you presently have a record for having been found guilty of a criminal offence?

- Yes
- No

16. Are there any outstanding charges against you pertaining to a criminal offence?

- Yes
- No

17. Have you ever been sued in a civil action relation to fraud?
- Yes
 No
18. Have you been denied or had revoked any license or permit, the procurement of which required proof of good character?
- Yes
 No
19. Have you made an assignment in bankruptcy or petitioned into bankruptcy, or filed a proposal to creditors?
- Yes
 No
20. Are there any outstanding civil judgments against you or any actions outstanding against you that may result in a civil judgment?
- Yes
 No
21. Have you at any time not obeyed any order of any court requiring you to do or abstain from doing any act?
- Yes
 No
22. 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 or reputation, and that you know is or believe might be thought to be an impediment to your admission or warrant further inquiry by the Law Society of Prince Edward Island?
- Yes
 No

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

23. I authorize the Law Society of Prince Edward Island to make inquiries of any government, office 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 of the Secretary-Treasurer, I will furnish additional specific authorizations or releases that are required for the purpose of enabling the Society to obtain information with regard to this application.

24. I enclose the application of fee of \$100 plus HST.

Signature: _____

Date: _____

UNDERTAKINGS

I, _____, undertake to the Law Society of Prince Edward Island that:

- (a) I will submit to the jurisdiction of the Law Society of Prince Edward Island and will comply with the *Legal Profession Act*, the Regulations made pursuant to the Act;
- (b) I will, to the best of my knowledge and ability, conduct all matters and proceedings faithfully, honestly and with integrity, and will abide by the *Code of Professional Conduct* applicable to the practice of law in Prince Edward Island.
- (c) I will record and verify the number of days in which I carry on the practice of law in Prince Edward Island;
- (d) I will provide evidence of compliance with the Regulations, as required;
- (e) I will not maintain a trust account in Prince Edward Island 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 subsection 24(3).
- (f) If charged with an offence under a federal statute, I will, as soon as practicable, give written notice to the Secretary-Treasurer of the particulars of the charge, and the disposition of the charge and any agreement arising out of the charge; and
- (g) I will notify the Secretary-Treasurer 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 practice.

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____.)

Signature of Applicant

Notary Public in and for the Province of
_____ or a Commission of Oaths
in the Province of Prince Edward Island