

NOTICE OF ADJUDICATION

Federal Prompt Payment for Construction Work Act, S.C. 2019, c. 29, s. 387

Case Number:

Case Name:

CLAIMANT'S INFORMATION

Company Name and Operating Name (if Operating Name is Different) **OR** if Claimant is an Individual, Name of Individual:

If Claimant is a Company, Name of Individual completing Notice of Adjudication on behalf of the Company:

Title:

Email:

Phone Number:

Address including City/Town, Province and Postal Code:

Is the Claimant a Contractor as defined by the *Federal Prompt Payment for Construction Work Act*, S.C. 2019, c. 29, s. 387?

Yes ☐

No ☐

CLAIMANT REPRESENTATIVE'S INFORMATION

Name of Claimant Representative:

Email:

Phone Number:

Company/Firm Name:

Title

Address:

RESPONDENT'S INFORMATION

Company Name and Operating Name (if Operating Name is Different) **OR** if Respondent is an Individual, Name of Individual:

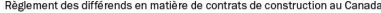
If Respondent is a Company, Name of Individual

Title:

Email:

Phone Number:

Address including City/Town, Province and Postal Code:



tel: 416-307-0008 | 1-888-221-3721
fax: 416-362-8825 | 1-877-862-8825

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SUGGESTED CanDACC ADJUDICATION PROCESS

Suggested CanDACC Adjudication Process* (Process 1, Process 2 or Custom Process):

**More information on CanDACC Pre-designed Adjudication Processes can be found at the following link:*
<https://candacc.ca/en/claimants/adjudication-process-2/>

SUGGESTED ADJUDICATOR

I suggest the following CanDACC Adjudicator **to conduct the adjudication:

***Proposed Adjudicator must be a Certified CanDACC Adjudicator. CanDACC's Adjudicator Registry can be found at the following link: <https://candacc.ca/en/adjudicator-registry/>*

- ☐ I consent to potential adjudicators being given the information in the Notice of Adjudication to allow them to determine whether they have a conflict of interest and whether they are prepared to adjudicate the dispute. I confirm that there is no confidential information in the Notice of Adjudication that cannot be seen by potential adjudicators.
- ☐ I agree to pay the retainer within seven days of receiving the invoice from CanDACC and any additional fees and costs related to the adjudication (beyond the amount paid as a retainer).
- ☐ I agree that communications, documents and the Determination (the "Information") shared or disclosed in the adjudication shall not be disclosed to anyone who is not a Party to the adjudication, except in the following limited specified circumstances:
 - ☐ where the Information is required in a subsequent adjudication respecting the same construction work;
 - ☐ where a Party applies to a court or to an arbitral tribunal to consider matters dealt with in the adjudication;
 - ☐ pursuant to an order of a court of competent jurisdiction or where the disclosure is required by law;
 - ☐ where the Information is otherwise in the public domain;
 - ☐ where the person to whom the Information is disclosed is a legal or financial advisor to a Party to the adjudication;

- ☐ where the person to whom the Information is disclosed is involved in the adjudication (such as a contract administrator, an expert or a witness in a hearing);
- ☐ with the consent of all of the Parties to the adjudication; or
- ☐ where the Information suggests that there will be actual or potential threat to human life or safety or where the disclosure is required in order to prevent the commission of a crime.

Signature

I have authority to bind the Claimant
(If the Claimant is a corporation)

Date

Printed Name of Person Signing

Position of Person Signing

**NOTICE TO
RESPONDENT:**

IF YOU DO NOT FILE A RESPONSE with CanDACC (s. 18 of the *Federal Prompt Payment for Construction Work Regulations (Dispute Resolution)*), the adjudication may proceed without you and a Determination may be obtained against you. Information about CanDACC and the adjudication process can be found at:
www.candacc.ca.

Instructions for Referring a Dispute to Adjudication

To start an adjudication, the Claimant must register on CanDACC's Custom System. If the Claimant has a CanDACC Custom System account from a previous adjudication matter, the same account may be used for multiple adjudications. To register on CanDACC's Custom System, please visit: www.candacc.ca.

CanDACC's Custom System is the technology platform used by CanDACC to administer and facilitate adjudications. CanDACC's Custom System will enable the Claimant to fill in a Notice of Adjudication, upload documents and progress through the adjudication process. The Claimant can also communicate with the Respondent and the Adjudicator within CanDACC's Custom System.

The Claimant will also need to provide to the other Party the Notice of Adjudication form in accordance with section 16(2) of the *Federal Prompt Payment for Construction Work Act*, S.C. 2019, c. 29, s. 387.