

Statutory Declaration of Common-Law Relationship

Employer Name _____

If you have a common-law spouse, complete this form when you retire. It confirms that your common-law relationship meets the definition of common-law spouse that applies to your jurisdiction of employment.

Your jurisdiction of employment is where you report to work, or the province or territory from which you receive your earnings. It is not necessarily where you live. For example, if you live in Quebec, but report to work in Ontario, your jurisdiction of employment is Ontario, and the Ontario definition of common-law spouse applies to you. If your employer is federally regulated, your jurisdiction of employment is "federal" regardless of where you report to work.

Contact CAAT Member Services if you have questions.

Instructions:

- Member completes Part A and B.
- Common-Law spouse must complete Part C.
- Both parties must sign Part D in the presence of a **Commissioner of Oaths***, who will complete Part E.

Note: Date format is dd-mmm-yyyy for all date fields

A Member Information

Last name	First name	Initial	Member ID number
_____	_____	_____	_____
Language preference	Email address	Phone number (include area code)	
English French	_____	_____	
Mailing address			

Jurisdiction of Employment (Contact CAAT Member Services to confirm the applicable jurisdiction of employment if not known):			

B Common-Law Declaration - Member

I, _____, solemnly declare that I have been living together with
Name of Member

_____ in a continuous relationship from
Name of Common-Law Spouse

_____ to the present time, and we are currently not living separate and apart.
Start date of relationship

Complete if your jurisdiction of employment is Alberta, Ontario, Prince Edward Island or Quebec and you have lived together for less than the time required under the applicable spousal definition, but are the parents of a child as defined under the applicable jurisdiction.

Both my common-law spouse and I are the parents of a child as defined under the applicable jurisdiction of employment: YES NO

C Common-Law Declaration – Spouse

I, _____, born on _____
Name of Common-Law Spouse Date of Birth

solemnly declare that I have been living with, or lived together with _____
Name of Member

in a continuous conjugal relationship from _____ to the present time.
Date of start of Common-Law

D Signatures

Do not sign until a Commissioner of Oaths is present to witness your signatures. By signing below, I hereby declare and confirm that:

- we have read and understand the definition of spouse in the applicable jurisdiction of employment
- we are common-law spouses of each other as defined under the applicable jurisdiction of employment
- the information on this Declaration is true and complete to the best of our knowledge
- we will notify CAAT of any change to this status that should occur before the first pension payment is due

In addition, with my signature I acknowledge and understand that the CAAT Pension Plan reserves the right to request that I provide additional information to prove my common-law spouse status and that failure to do so could result in delays and/or even stoppage of any payments. I also under-take to notify the CAAT Pension Plan in the event my spousal status changes.

Member Signature Date

Common-Law Spouse signature Date

E To be completed by a Commissioner of Oaths

Declared before me at _____ country of _____
Name of City, Town or Village Country

in the Province or Territory of _____ Dated this _____ Day of _____
Province or Territory Day Month Year

Name of Commissioner of Oaths Signature of Commissioner of Oaths

Office/Title

*A **Commissioner of Oaths** can be one of the following or the recognized equivalent in a Canadian jurisdiction for example:

- a lawyer entitled to practice law in Canada;
- a judge or justice of the peace;
- a Notary Public;
- certain municipal officials (such as a City Clerk); or
- a person appointed as a Commissioner by the Attorney General of the applicable jurisdiction.

Affix seal/stamp here if applicable

Spouse Definition by Jurisdiction

Ontario

1. a person who is married to you and is not living separate and apart from you; or
2. a person who is not married to you and is living with you in a conjugal relationship:
 - i. continuously for a period of not less than three years; or
 - ii. in a relationship of some permanence, if you are both the parents of a Child as set out in the Children's Law Reform Act.

Federal

The person who is married to the member or who is party to a void marriage with the member; or
"Common-law partner": The person who is cohabiting with the member in a conjugal relationship at the relevant time, having so cohabited with the member for at least one year.

British Columbia

1. a person who is married to the member, and who was not living separate and apart from the member for more than two years immediately prior to the relevant time; or
2. if (1) does not apply, a person who, at the relevant time, was living and cohabiting with the member in a marriage-like relationship for a period of at least two years immediately preceding the relevant time.

Alberta

1. the person who, at the relevant time, was married to the member and has not been living separate and apart from the member for three or more consecutive years; or
2. if there is no person to whom (1) applies, the person who immediately preceding the relevant time, had lived with that other person in a conjugal relationship
 - i. for a continuous period of at least three years or,
 - ii. of some permanence, if there is a child of the relationship by birth or adoption.

Saskatchewan

1. a person who is married to you; or
2. if you are not married, a person with whom you are cohabiting as spouses and who has been cohabiting continuously with you as your spouse for at least one year.

Manitoba

1. a person who is married to the member; or
2. with the member, registered a common-law relationship under the Vital Statistics Act; or has been cohabiting with him or her in a conjugal relationship:
 - i. for a period of at least three years, if either of them is married; or
 - ii. for a period of at least one year, if neither of them is married.

Quebec

1. a person who is married to or in a civil union with you;
2. if you are not married or in a civil union, a person and who has been living in a conjugal relationship with you, for a period of not less than three years, or for a period of not less than one year if:
 - i. at least one child is born, or to be born, of your union;
 - ii. you have adopted, jointly, at least one child while living together in a conjugal relationship; or
 - iii. one of you has adopted at least one child who is the child of the other, while living together in a conjugal relationship.

The birth or adoption of a child during a marriage, civil union or conjugal relationship prior to the current period of conjugal relationship may qualify the person as a spouse.

New Brunswick

The person who:

- a) is married to the member; or
- b) is married to the member by a marriage that is voidable and has not been annulled by a declaration of nullity; or
- c) in good faith, has gone through a form of marriage with the member that is void and who has cohabited with the member within the preceding year.

"Common-law partner": The person who is not married to the member but has cohabited with him or her in a conjugal relationship continuously for a period of at least two years, immediately before the relevant time.

Nova Scotia

The person who

1. is married to the member or
2. is married to the member by a marriage that is voidable and has not been annulled by a declaration of nullity; or
3. in good faith, has gone through a form of marriage with the member that is void and who is cohabiting or, if they have ceased to cohabit, has cohabited with you within the 12-month period immediately preceding the date of entitlement; or
4. is a domestic partner within the meaning of Section 52 of the *Vital Statistics Act*; or
5. is not married to the member, but cohabiting with him or her in a conjugal relationship for:
 - i. a period of at least three years, if either of them is married; or
 - ii. a period of at least one year, if neither of them is married.

Prince Edward Island

1. a person who is married to you and is not living separate and apart from you; or
2. a person who is not married to you and is living with you in a conjugal relationship:
 - i. continuously for a period of not less than three years; or
 - ii. in a relationship of some permanence, if you are both the parents of a Child as set out in the Children's Law Reform Act.

Newfoundland and Labrador

"Spouse": The person who:

- a) is married to the member; or
- b) is married to the member by a marriage that is voidable and has not been annulled by a declaration of nullity; or
- c) in good faith, has gone through a form of marriage with the member that is void and who is cohabiting or has cohabited with the member within the preceding year.

"Cohabiting partner": The person who is cohabiting or has cohabited with the member within the preceding year and has cohabited continuously with the member in a conjugal relationship for:

- i. in relation to a member who has a spouse, at least three years, provided the person is not the spouse of the member; or
- ii. in relation to a member who does not have a spouse, at least one year.