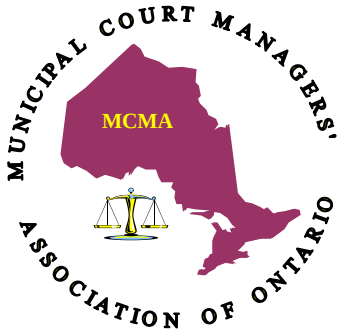




MCMA – POA Collections Committee Best Practices – **Certificate of Payment**

Page 1 of 2

BACKGROUND: Certificates of Payment / Civil Enforcement of Fines

Pursuant to Section 68 subsection (3) of the Provincial Offences Act (POA), when a Certificate of Default has been filed under Section 68, subsection (1) and the fine(s) is fully paid, a Clerk of the Court shall complete a Certificate of Payment and file it with a court of competent jurisdiction to:

- 1) Discharge the Certificate of Default (judgment order) and/or
- 2) Release the Writ of Execution that has been filed or cancelled with the Sheriff's office.

DEFINITIONS & ACRONYMS: Provincial Offences Act - POA
Certificate of Default - C of P
Civil Enforcement - CE

PROCEDURE:

Similar to the information provided on the Certificate of Default form, when payment is fully received on defaulted fines wherein a C of D has been filed, the Clerk of the Court shall complete a Certificate of Payment and file it in a court of competent jurisdiction:

- 1) Upon which the Certificate of Default is discharged and
- 2) Release the Writ of Execution filed or cancelled with the Sheriff's office.

Upon filing the Certificate of Payment with the court, the matter shall be deemed to be satisfied and closed.

There is no cost to file a Certificate of Payment.

ASSOCIATED DOCUMENTS/FILES:

Document/File Name	Location	Description
Certificate of Payment	 Sample-Certificate of Payment.pdf	

DISCLAIMER:

"The information provided is the interpretation of the members of the POA Collections Committee and do not necessarily reflect the opinions of MCMA. Any person relying on the information contained herein is doing so at his/her own risk and is advised to seek direction from his/her Municipality.

The MCMA does not endorse the use of any product or service. The information contained in the Best Practices procedures is provided as a reference tool to aid in the development of procedures in compliance with all applicable legislation. While every reasonable effort is made to ensure the information provided herein is accurate, there are no representations made with respect to the currency, accuracy or legality of the information. Due diligence should be performed when developing procedures."

Log of Changes

<u>Date</u>	<u>Specific Change</u>	<u>Editor</u>	<u>Reason</u>
May 10, 2019		Linda Beaver	Add to MCMA Template
Aug 1, 2019	Added Sample of C of P	Linda Beaver	