Tribunal administratif du logement
Québec 🕆 🕆

Application to repossess a dwelling

Record number	Application number	1963R		Recourse codes

ADDRESS OF DWELLING IN QUESTION

No.	Street	Apt.	City / Municipality	Postal code

Beginning of lease			**End of lease**				**Monthly rent**
Year	Month	Day	Year	Month	Day	☐ Indeterminate term	$

IDENTIFICATION OF PARTIES

Plaintiff 1   ☐ Lessor   ☐ Lessee   ☐ Other   (specify)

Last name	First name

No.	Street	Apt.	City / Municipality	Postal code

Telephone (home)	Telephone (work)	Fax	Email

Plaintiff 2   ☐ Lessor   ☐ Lessee   ☐ Other   (specify)

Last name	First name

No.	Street	Apt.	City / Municipality	Postal code

Telephone (home)	Telephone (work)	Fax	Email

Defendant 1   ☐ Lessor   ☐ Lessee   ☐ Other   (specify)

Last name	First name

No.	Street	Apt.	City / Municipality	Postal code

Telephone (home)	Telephone (work)	Fax	Email

Defendant 2   ☐ Lessor   ☐ Lessee   ☐ Other   (specify)

Last name	First name

No.	Street	Apt.	City / Municipality	Postal code

Telephone (home)	Telephone (work)	Fax	Email

OBJECT OF THE APPLICATION (conclusion sought)

To authorize the plaintiff to repossess the dwelling as of: [Year Month Day]

☐ to live there;
☐ to allow the following person or people to live there:

Name	Relationship
Name	Relationship

And, consequently, to order the eviction of the defendant and the other occupants.

☐ To order the provisional execution, despite the appeal.
☐ To order the defendant to pay the costs.

GROUNDS FOR THE APPLICATION

The plaintiff declares that he or she is both the lessor and the owner of the dwelling.

The plaintiff gave to the defendant, on [Year Month Day], a notice stating that he or she intends to repossess the dwelling for the above-mentioned purposes.

The defendant: ☐ responded on [Year Month Day] that he or she refuses to leave the dwelling.

☐ did not respond to the plaintiff's notice and is therefore deemed to have refused to leave the dwelling.

☐ The plaintiff is the main source of financial support for the person or people for whom the repossession of the dwelling is requested.

NOTIFICATION OF THE APPLICATION TO THE OTHER PARTIES

☐ When it is notified, the application will be accompanied by the exhibits.
☐ When it is notified, the application will be accompanied by the list of exhibits available on request, at no cost to the other parties.

Date of filing	☐ Lawyer ☐ Plaintiff(s)
	Year Month Day Block letters Signature *
	Year Month Day Block letters Signature *
	Information clerk code

I understand that my application is deemed to have been made under oath.

Appendix for additional information ☐

INFORMATION ON NOTIFICATION

The plaintiff must, **after filing the application with the Tribunal administratif du logement**, notify a copy to each party. When it is notified, the application must be accompanied by the exhibits supporting it or a list of the exhibits indicating that they are available on request. Proof of notification and a list of the exhibits must be filed in the record of the Tribunal.

The Tribunal may refuse to convene the parties to a hearing as long as the documents (list of exhibits and proof of notification) have not been filed in the record.

If proof of notification of the application is not filed within **45 days after the application is filed**, the application expires and the Tribunal closes the record. However, if you are convened within that time period, you must bring proof of notification to the hearing, if it has not already been filed in the record. When sending proof of notification to the Tribunal, clearly indicate the record number(s) and the names of the parties concerned on each document.

Notification can be made by registered mail, by bailiff, in person by a courier service, by technological means, or by any appropriate method that provides the notifier with proof that the document was received. If the plaintiff is unable to notify using one of these methods, the Tribunal administratif du logement may authorize another mode of notification at any time.

REPOSSESSION OF THE DWELLING

The lessor shall show the court that he truly intends to repossess the dwelling for the purpose mentioned in the notice and not as a pretext for other purposes.

CHANGE OF ADDRESS

You must notify the Tribunal and the other parties, <u>without delay</u>, of any change of address that occurs during the proceedings.

A party who fails to give notice of his or her change of address may not apply for revocation of a decision rendered against that party by invoking the fact that he or she did not receive the notice of hearing, if this notice was sent to the party's former address.

DISCONTINUANCE

A discontinuance closes the record with the Tribunal.

☐ I am discontinuing the present application.

	Year	Month	Day
Signature - Plaintiff 1			
Signature - Plaintiff 2			

AGREEMENT

Where the parties reach an agreement, the Tribunal closes the record upon the filing of a copy of the agreement signed by the parties, unless the plaintiff files a written request to have the record suspended. Thereafter, the case will only be placed on the roll upon the written request of a party.

Where an agreement is made or filed at the hearing, it must be signed by the parties. The Tribunal may ratify it, provided it is in accordance with the law, in which case it has the same effects as a decision.

We, the undersigned, ☐ have reached the attached agreement. ☐ agree to the following agreement:

Signature - Plaintiff 1	Year	Month	Day	*Signature - Defendant 1*	Year	Month	Day
Signature - Plaintiff 2	Year	Month	Day	*Signature - Defendant 2*	Year	Month	Day

The filing of the agreement closes the record with the Tribunal, unless the plaintiff requests to have the record suspended (see below).

☐ Further to this agreement, I request that the record be suspended.

	Year	Month	Day
Signature - Plaintiff 1			
Signature - Plaintiff 2			

At the request of any of the parties, proceedings before the Tribunal will resume.

Date of filing

Information clerk code