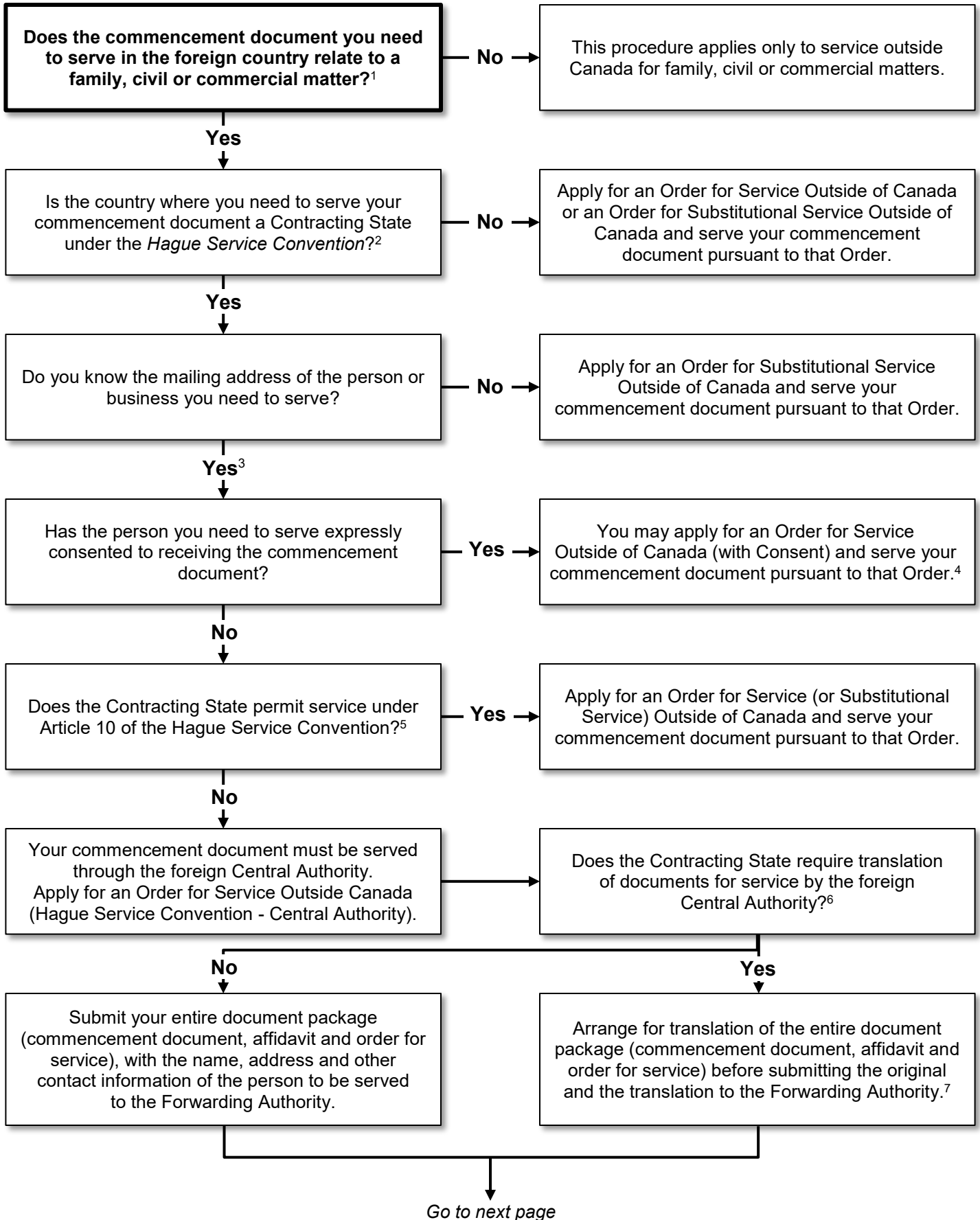
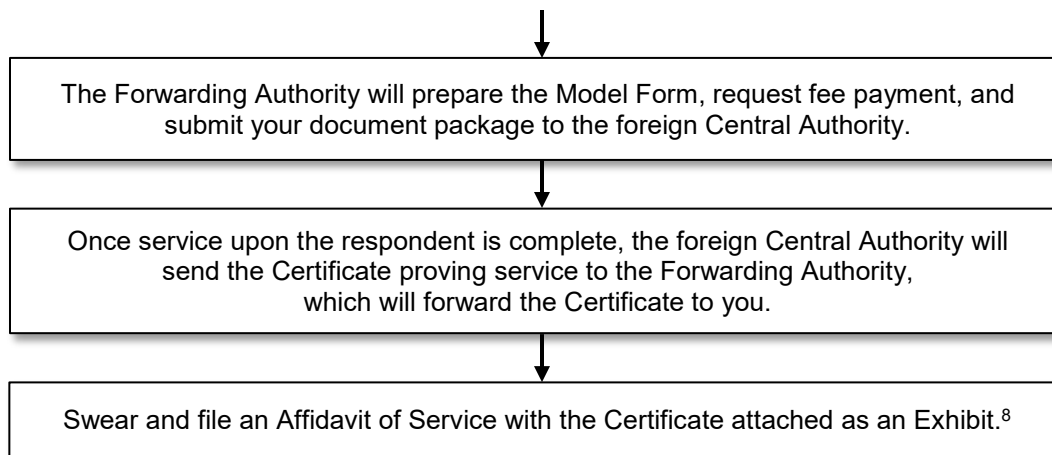


Service Outside of Canada – Flow Chart





¹ A commencement document is a statement of claim, an originating application, a counterclaim, a third party claim, and a claim under the *Family Law Act* that starts a new proceeding (Form FL-10). Although a Joint Statement of Claim for Divorce is a commencement document, it doesn't need to be served, so the *Hague Service Convention* process doesn't apply.

² You can find the most up-to-date list of Contracting States at: <https://www.hcch.net/en/instruments/conventions/status-table/?cid=17>

You can also find a chart identifying the Contracting States and their individual requirements on the Alberta Court's website at: <https://www.albertacourts.ca/docs/default-source/qb/table-of-contracting-states-to-the-hague-service-convention.pdf>

³ As long as the foreign country where you need to serve your document is a Contracting State and you know the address of the person you need to serve, you have the default option to serve through the Central Authority.

⁴ The law on consent is unsettled. You may want to apply for one of the other types of Orders for Service Outside Canada at the same time, in case your "with Consent" order is not granted.

⁵ You can find the most up-to-date information about the requirements for each Contracting State at:

<https://www.hcch.net/en/instruments/conventions/authorities1/?cid=17>

You can also find a summary of these requirements on the Alberta Court's website at:

<https://www.albertacourts.ca/docs/default-source/qb/table-of-contracting-states-to-the-hague-service-convention.pdf>

⁶ See endnote 5.

⁷ At this time in Alberta, lawyers are the only available Forwarding Authorities. Please see the document "General Duties of Forwarding Authorities" available on the Alberta Court's website at:

<https://www.albertacourts.ca/docs/default-source/qb/general-duties-of-forwarding-authority.pdf>

⁸ If the Forwarding Authority has not received the Certificate proving service within 6 months from the date the commencement document was sent to the foreign Central Authority, and every reasonable effort has been made to obtain proof of service from the foreign Central Authority, then you may be able to proceed with your proceeding under rule 11.35(2), without establishing that the document was served on the defendant. In this case, you may wish to speak with a lawyer regarding your options.