

Exceptional Circumstances Payment (ECP) Request: Family – Support, Custody, Access

In some cases, where exceptional circumstances (EC) can be demonstrated, an increase in payment may be granted where an account exceeds the tariff maximum. If your account exceeds the tariff maximum, and you want to apply for an EC payment, fill out this form and include it when submitting the account.

Account date: _____ Date of request: _____

Requestor Information

Lawyer information

Name: _____

Solicitor #: _____

Phone: _____

Email: _____

Client information

Name: _____

Client #: _____

Names of co-accused / other parties:

Tariff Hours

How many tariff hours are available? _____

Have you used all available tariff hours? Yes No

If no, please do so before submitting any accounts requesting exceptional circumstances payments.

If yes, how many hours beyond the tariff have you spent? _____

How many hours would you like considered for exceptional circumstances payment? _____

Legal Aid Tariff

The Legal Aid Tariff of Fees is meant to reflect the fees customarily paid by a reasonable private paying client of modest means. These fees apply for all legal aid services, except in exceptional circumstances. Should your account exceed the tariff maximum, and you wish Legal Aid Saskatchewan to consider paying the account as billed, please explain the exceptional circumstances of your case based on the following factors (click all that apply):

Results Obtained

- Motion for interim spousal support – award at high end of spousal support guidelines
- Motion for interim child support – retroactive to date of application or, support ordered where other party stands “in loco parentis”
- Access, custody: custodian successful in mobility application or, change in “de facto” custody due to parental alienation
- Change in interim custody
- Contested no access order

Complexities

- Child’s special needs (e.g.: mental illness, addiction)
- Self-employed payor, imputing income for child support
- Sexual or serious physical abuse allegations
- Hague Convention matters

Relevant factors

- Disclosure
- Forensic / expert evidence
- Multiple children / parents / parties
- Timelines / reduction in appearance through mediated / negotiated settlement
- Client out of jurisdiction
- Well funded litigant

Case details

Please provide case details and the factual circumstances that support the factors selected in the section above. Attach any relevant documents to support your request for an exceptional circumstances payment.

Note: If you were asked to prepare an opinion letter, please attach.

Private Bar Director Exception Request

Are there any other factors not articulated in the above criteria? Yes No

If yes, provide details below.

Note: This request is to be used rarely and only in circumstances when counsel can clearly demonstrate that the exceptional circumstances test has been met.



For more information on exceptional circumstances payments see the Legal Aid Saskatchewan's Billing and Payments Handbook.

For assistance in completing this form please contact the Legal Aid Saskatchewan Private Bar Services at 1-306-933-5300 or email pboffice@legalaid.sk.ca.

I certify that the information included in this form is complete, true, and accurate.

Name: _____

Signature: _____

Date: _____

Please attach the completed Exceptional Circumstances Payment (ECP) Form to your account and email PBAccounts@legalaid.sk.ca with the subject line **ECP Request**.