



# The Register

The Newsletter of **West Coast Title Search Ltd.**

NUMBER 76 / 09

REGISTRY SERVICES • PROCESS SERVING

DECEMBER 2009

## In This Issue

### Corporate Update

Certificates and Letters under Seal..... 3

### Court Update

Court Disruptions During 2010 Olympics..... 2

### Land Update

E-Filing Reminder ..... 2  
Fees for Notices under Family Relations Act ..... 2  
Numbered Companies ..... 2  
Release of CBL and CPL ..... 2

### Motor Vehicles Update

Certified Search Requests..... 3

### Statutory Holidays 2010

Closure Dates..... 1

### West Coast Update

Celebrating 40 Years ..... 4  
Mousepads and Monitor Labels ..... 3  
Weather Warning ..... 3

*The staff at West Coast wish you all the best of the Holiday Season & a Happy New Year!*



## STATUTORY HOLIDAYS 2010

### Closure Dates

The Court Registries, Land Title Offices and all Government Registries will be closed on the following dates in the coming year 2010:

January 1	Friday
New Year's Day	
April 2	Friday
Good Friday	
April 5	Monday
Easter Monday	
May 24	Monday
Victoria Day	
July 1	Thursday
Canada Day	
August 2	Monday
BC Civic Holiday	
September 6	Monday
Labour Day	
October 11	Monday
Thanksgiving	
November 11	Thursday
Remembrance Day	
December 27	Monday
For Christmas	
December 28	Tuesday
For Boxing Day	

**Land**

U P D A T E

**Release of CBL and CPL**

Where the holder of a registered claim of lien(CBL) also holds a registered certificate of pending litigation(CPL) and executes a Form C release, you may also apply to cancel the certificate of pending litigation in Item 3 of the Form C. *This is the only instance where a certificate of pending litigation may be released on a Form C.*

The opposite is not true, however. If you release the certificate of pending litigation by way of a solicitor’s letter or a registrar’s certificate, you cannot release the related claim of lien by effluxion of time.

Cancellation of a claim of lien by effluxion of time may only occur if a certificate of pending litigation has not been filed within the one year limitation period set out in s.33(1) of the *Land Title Act*. If a certificate of pending litigation has been filed within the time limit and subsequently released, the claim of lien can only be released by way of a Form C.

**E-Filing Reminder**

After December 4, 2009, the latest version of the Ministry of Finance’s Property Transfer Tax Return (**Version 20**) must be used with Adobe Acrobat *Version 7 or higher*.

To ensure that you are using the most recent version of the electronic forms, sign on to BC Online ([www.bconline.com](http://www.bconline.com)), click on *Electronic Filing System*, select *EFS-Management* and choose *Download Form Templates*. This will give you a list of all the electronic forms available and their effective date which you may download in a single ZIP file.

**Numbered Companies**

Company Name

If the name of a BC company includes its incorporation number and the first number is a zero, the name may be abbreviated by removing the zero (S. 23(3) *Business Corporations Act*). However, if the numbered company name includes the letter prefix “BC” before the incorporation number, the company name cannot be abbreviated by removing the zero or the “BC” prefix.

Incorporation Number

Since March 2004, incorporation numbers for BC companies have comprised seven digits and have been prefaced by the letter prefix “BC”. To equal seven digits, the numbers may be preceded by one or more zeros.

For Land purposes, the incorporation number for a BC company must always be shown. However, it is acceptable to show the incorporation number without the letter prefix or the beginning zero(s). **For example**, the incorporation number may be shown as BC0012345 or 0012345 or just 12345.

**Fees for Notices Under Family Relations Act**

Effective September 11, 2009, the fee for filing a Notice under S. 63 of the *Family Relations Act* (FRA) increased to include the **total** of the prescribed fee of \$5.00 for a notice under the FRA Rules and Regulations **plus** the prescribed fee of \$73.40 (paper submission) or \$71.90 plus \$1.50 Online fee (electronic submission) for a charge under the *Land Title Act*.

Previously, the Land Title Office had only charged the FRA fee of \$5.00. However, upon review of s.63(2) of the FRA which states that “...the registrar may register the notice, in the same manner as a charge is registered...”, the Land Title Office determined that fees are also payable under the *Land Title Act*.

**Court**

U P D A T E

**Court Disruptions During 2010 Olympics**

Criminal Jury Trials

No **Criminal Jury Trials** will be scheduled to deliberate from **February 6 to March 1, 2010** due to the unavailability of hotel rooms in the event the jury is sequestered.

No **Criminal Trials requiring police witnesses** will be scheduled from **February 6 to March 1, 2010 throughout the province**.

Civil Jury Trials

No **Civil Jury Trials** are to proceed from **February 8 to 26, 2010** due to the anticipated difficulty getting into, parking, staying and moving around the city. Those lawyers and self-represented parties with civil jury trials scheduled during this time will be contacted by the Supreme Court Scheduling department to find the earliest available trial date. *The \$200 fee to re-set the trial will be waived.*

The Court will remain open for non-jury matters.

Court of Appeal

Regular **Court sittings** will not be scheduled during the weeks of **February 8, 15 and 22, 2010**. They will resume on March 1, 2010. Sittings for urgent matters during this period can be scheduled through the Court Scheduler, Maria Littlejohn, *in writing*, setting out the basis for the urgent hearings.

Regular **Chambers hearings** will be available throughout this time period.



## Corporate

### UPDATE

#### Certificates and Letters under Seal

With the implementation of the *Trade, Investment and Labour Mobility Agreement* (TILMA), it is sometimes daunting to know where and how to request *Certificates of Status*, *Certificates of Good Standing* and *Letters under Seal* from the Corporate Registry.

Here is a guide to help with some of the changes:

##### Certificates of Status

- Available for BC Corporations, BC Societies and BC Cooperatives.
- **Not available** for Extra-provincial Corporations, Societies or Cooperatives.
- Disbursement is \$25.00 **plus** a taxable disbursement of \$8.50 to access the file.

##### Certificates of Good Standing

- Available for all BC Corporations and Extra-provincial Corporations which are in good standing (*other than those with a home jurisdiction of Alberta*). Disbursement is \$25.00 **plus** a taxable \$1.50 online fee.
- Available for BC and Extra-provincial Societies, BC and Extra-provincial Cooperatives (*with the exception of Extra-provincial Cooperatives from Alberta*). Disbursement is \$25.00 **plus** a taxable disbursement of \$8.50 to access the file.

**Note:** Under the TILMA agreement, *Certificates of Status* and *Good Standing* are no longer available for corporations with a home jurisdiction of Alberta. However, the Registry will prepare a *Letter under Seal* stating that the corporation is registered in BC, its BC registration number and that “*as of this date remains registered as an extra-provincial company*”.

##### Letters under Seal

- Available for BC Corporations, BC and Extra-provincial Societies and BC Cooperatives. The Letter under Seal may state anything that is a fact known to the Registrar. Disbursement is \$25.00 **plus** a taxable disbursement of \$8.50 to access the file.
- Available for Extra-provincial Corporations and Cooperatives (*including those with a home jurisdiction of Alberta*). Disbursement is \$25.00 **plus** a taxable disbursement of \$8.50 to access the file.
- Available for Proprietorships/Partnerships, Limited Partnerships or Limited Liability Partnerships. Disbursement is \$25.00 **plus** a taxable disbursement of \$10.00 to access the file.

##### Registrar's Authentication

- For **international** dealings, West Coast can arrange a **Registrar's Authentication** if you require this for Consulate purposes.

For additional information, please call our Victoria office at 250.405.6000, or toll free at 1.800.667.7767 or via e-mail at [info@wcts.com](mailto:info@wcts.com).

## Motor Vehicles

### UPDATE

#### Certified Search Requests



When requesting a certified “as at” search on a motor vehicle, please include a copy of the police report, if there is one, with your request. Should there be a discrepancy, such as the *licence plate number* and the *ICBC claim number* do not match, the police report will be required to substantiate the request. If the police report is submitted with the original request, rejection delays will be averted.

## West Coast

### UPDATE

#### WEATHER WARNING

##### Service to Victoria

During the fall and winter months, the weather is very unpredictable and can affect both our *midday* service and *overnight* service to Victoria via Helijet or Harbour Air. If you require filing/registration on a specific day, it is best to send your work to our Victoria office **the day before your deadline** or in our *overnight* bag which is usually less affected by weather. Work coming *overnight* to Victoria must be in our **Vancouver** office by **4:00 p.m.**

##### Out of Area Couriers

Our overnight couriers usually provide next day service to Kamloops and most other locations in BC and across Canada. However, during winter months, road conditions and adverse weather can cause unexpected delays and longer turnaround times. If you require filing/registration on a specific day, please send your documents to us **at least two days** before your deadline for filing.

**Note:** *If you require filing/registration on a specific day, please indicate your filing instructions and the date of filing on your invoice.*

#### Mousepads and Monitor Labels

Once again, West Coast is pleased to provide our litigation clients with computer mousepads imprinted with two year calendars for ease of making future Court dates. As well, we will distribute our useful and popular self-sticking 6 month monitor calendars. The labels are now in a narrower format which we hope will adhere more easily to your computer monitor.

*Distribution will begin in late December.*

## Celebrating 40 Years

1969 - 2009



In September 1969, a young man with a strong work ethic and a sense of adventure was approached by a lawyer friend during a Burnaby Council meeting who asked if he would be interested in filing documents at the Land and Court Registries in Vancouver and New Westminister. This offer piqued his interest, and so began Wayne Crookes' 40 year West Coast adventure. He called his new company **West Coast Title Search Ltd.** and officially began providing registry services to the legal profession on September 17, 1969.

What started as a one man operation working out of the lunchroom at the law offices of LaCroix, Stewart, Siddall and Taylor (now Stewart Aulinger) has grown to be a successful and respected company with three offices in *Vancouver, New Westminister* and *Victoria* and a staff of over 60 dedicated and experienced registry agents.

Wayne was determined that his company would always provide the highest quality service and he has remained faithful to that commitment. On September 17, 2009, the staff celebrated West Coast's 40<sup>th</sup> Anniversary with an office luncheon and presented Wayne with a First Nations Bentwood box carved by James Michels.

On behalf of Shelley Porter, General Manager and all the staff, we would like to congratulate Wayne on his vision, his perseverance and his dedication to the company we are all proud to be part of.

*Congratulations, Wayne  
and Thank You.*



Wayne Crookes, Owner/President

### Check Out Our New Website

Since the launch of our enhanced website in mid-July, we have received positive feedback from our clients about how user-friendly our updated website is. Our site now features 6 upgraded filing and search forms that deal specifically with all departments and main areas of use: *Corporate, Court/Process Serving, Land E-Filing, Land Search & Info, MHR/PPR* and *Miscellaneous*. All these forms are web-based and **require no download**, just a simple login process.

We invite you to check out our new website at [www.wcts.com](http://www.wcts.com). To receive your registration ID in order to log in for the first time, please contact Cyndy Patterson in our Client Services department at 604.659.8610 or toll-free at 1.800.553.1936 or e-mail to [cyndy@wcts.com](mailto:cyndy@wcts.com).

### Newsletters and Updates by E-Mail

If you would like to receive our newsletters and updates **via e-mail**, please contact our Client Services department at 604.659.8610, or toll free at 1.800.553.1936 or via e-mail at [info@wcts.com](mailto:info@wcts.com) and ask to be added to our e-mail list.

*"Help Us Go Green"*



*The Register* is the newsletter of **West Coast Title Search Ltd.** It is available free of charge and we encourage you to use the information to assist you with your work.

#### West Coast Title Search Ltd.

Website: [www.wcts.com](http://www.wcts.com)  
E-Mail: [info@wcts.com](mailto:info@wcts.com)

99 Sixth Street  
**New Westminister**, BC V3L 5H8  
604.659.8600 Fax 604.525.2593  
Toll Free: 1.800.553.1936

840 Howe Street - Suite 100  
**Vancouver**, BC V6Z 2L2  
604.659.8700 Fax 604.682.5793  
Toll Free: 1.800.806.2788

754 Broughton Street - Suite 100  
**Victoria**, BC V8W 1E1  
250.405.6000 Fax 250.383.1614  
Toll Free: 1.800.667.7767



*Caution - While every effort has been made to verify the accuracy of this newsletter, neither West Coast Title Search Ltd. nor the authors are providing legal or other professional advice through this publication, and it should never be relied upon without reference to the relevant legislation, case law, administrative guidelines and other primary sources.*