Form 43A

Courts of Justice Act

interpleader order — general

(Court file no.)

(Court)

(Name of judge or officer) (Day and date order made)

[SEAL] (Title of Proceeding)

interpleader ordeR

*(Where an interpleader application results in a judgment, amend the form accordingly*.*)*

 *(Recitals in accordance with Form 59A or 59B)*

*Payment of money into court*

1. THIS COURT ORDERS that the *(identify party)* pay into court the sum of $................................, less costs fixed at $.................................., to await the outcome of a proceeding in this court between *(identify parties)* *(or* to await the outcome of this proceeding*)*.

2. THIS COURT DECLARES that on compliance with paragraph 1 of this order, the liability of (*identify party*) in respect of the above sum is extinguished.

3. THIS COURT ORDERS *(include any other order made by the court under rule 43.04)*.

*Sale of property and payment of proceeds into court*

1. THIS COURT ORDERS that *(identify property)* be sold by *(method of sale)* and that the proceeds, less expenses of sale and the costs of *(identify party)* fixed at $............................, be paid into court to await the outcome of a proceeding in this court between *(identify parties) (or* to await the outcome of this proceeding).

2. THIS COURT DECLARES that on compliance with paragraph 1 of this order, the liability of *(identify party)* in respect of the above sum is extinguished.

3. THIS COURT ORDERS *(include any other order made by the court under rule 43.04*).

*Deposit of property with an officer of the court*

1. THIS COURT ORDERS that *(identify property)* be deposited with the Sheriff of the *(county or district)* *(or as may be)* to await the outcome of a proceeding in this court between *(identify parties)* *(or* to await the outcome of this proceeding).

2. THIS COURT DECLARES that on compliance with paragraph 1 of this order, the liability of *(identify party)* in respect of the above property is extinguished.

3. THIS COURT ORDERS *(include any other order made by the court under rule 43.04)*.

*Trial of an issue*

*(This paragraph will normally form part of an order for payment into court or deposit of property with an officer of the court.)*

4. THIS COURT ORDERS that there be a trial of the issue of *(give particulars of issue to be tried)*, in which *(identify party)* shall be plaintiff and *(identify party)* shall be defendant.

5. THIS COURT ORDERS *(include any directions given by the court respecting pleadings, discovery and other matters)*.

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| Date of issuance ………………………………… |  |
| *(to be completed by registrar)* | *(Signature of judge, officer or registrar)* |

RCP-E 43A (January 2, 2024)