FORM 79

Statement of Affairs (Non-Business Bankruptcy/Proposal)

(Subsection 49(2) and paragraph 158(*d*) of the Act / subsections 50(2) and 62(1) and paragraph 66.13(2)(*d*) of the Act)

(*Title Form 1*)

**□ Original □ Amended □ Verified**

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **ASSETS** | | | | | |
| Type of assets (Choose one option for each line: Cash on hand; Furniture; Personal effect; Cash-surrender value of life insurance policies, RRSPs, etc.; Securities; Intangible assets (intellectual properties, licences, cryptocurrencies, digital tokens, etc.); Principal residence; House; Cottage; Land; Other real property (please specify); Automobile; Recreational vehicle; Other motor vehicle; Recreational equipment; Estimated tax refund; Other asset (please specify)) | Description (*provide details including percentage of interest of the bankrupt/debtor and address for real property, provide location for assets located outside of Canada*) | Estimated dollar value for the bankrupt/debtor | Exempt property | Secured amount/ liens for the bankrupt/debtor | Estimated net realizable dollar value for the bankrupt/debtor[[1]](#footnote-1) |
| 1.  2.  3.  4.  5. |  |  |  |  |  |
| **TOTAL** |  |  |  |  |  |

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date Bankrupt/Debtor

FORM 79 – *Continued*

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| **LIABILITIES** | | | | | | | |
| Name of creditor | Address | Account No. | Asset securing the liability | Amount of debt | | | Liability type (Choose one option for each line: Real property or immovable mortgage or hypothec; Bank loans (except real property mortgage); Finance company loans; Credit cards - bank/trust company issuers; Credit cards – stores; Credit cards - other issuers; Taxes – federal; Taxes – others; Student loans; Loans from individuals; Payday loans; Utilities; Future payments agreed to be made to financial adviser other than Trustee; Other (please specify)) |
| Unsecured | Secured | Preferred |
| 1.  2.  3.  4.  5. |  |  |  |  |  |  |  |
|  | | | | **TOTAL UNSE-CURED:** |  |  |  |
|  | **TOTAL SECU-RED:** |  |
|  |  | **TOTAL PREFER-RED:** |

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Date Bankrupt/Debtor

FORM 79 – *Continued*

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| **A. INFORMATION RELATING TO THE AFFAIRS OF THE BANKRUPT/DEBTOR** | | | | | | | |
| 1A. Surname:  1B. All former surnames (including surname at birth if different from above): | | Given names:  All former given names (including given names at birth if different from above): | | | | Date of birth: \_\_\_\_ / \_\_\_\_ / \_\_\_  YYYY / MM / DD | |
| 2. Address: | | | | | | | |
| 3. Marital or civil status (Single; Common-law partner; Married or civil union; Separated; Divorced; Widowed): (*specify month and year of event if it occurred in the last five years*) | | | | | | | |
| 4. Surname of spouse or common-law partner: Given names of spouse or common-law partner: | | | | | | | |
| 5. Employment status of bankrupt/debtor (choose one): (Employed – full-time; Employed – part-time; Employed – Seasonal; Self-employed; Retired; Student; Deceased; Not employed)  Occupation: \_\_\_\_\_  Name of present or most recent employer: \_\_\_\_\_ Period of employment: YYYY/MM to YYYY/MM  If retired, student or not employed please specify the source of income: \_\_\_\_\_ | | | | | | | |
| 6. Total number of persons in household family unit, including bankrupt/debtor: (1; 2; 3; 4; 5; 6; 7+ (please specify) \_\_\_)  Number of persons 17 years of age or younger: (1; 2; 3; 4; 5; 6; 7+ (please specify) \_\_\_) | | | | | | | |
| 7. List any business you operated within the last five years □ Not applicable | | | | | | | |
| Trade name of business | Address | | Nature of business/Industry | Type of business (Corporation; Partnership; Sole proprietorship) | Percentage of bankrupt’s/debtor’s interest in business | | Period of operation (YYYY-MM to YYYY-MM) |
| 1.  2.  3. |  | |  |  |  | |  |

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Date Bankrupt/Debtor

FORM 79 – *Continued*

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| **B. WITHIN 12 MONTHS PRIOR TO THE DATE OF THE INITIAL BANKRUPTCY EVENT, HAVE YOU, EITHER IN CANADA OR ELSEWHERE:** | | |
| 8A. Sold, disposed of, transferred or gifted partially or in full any of your property? | Yes | No |
| 8B. Made payments in excess of the regular payments to creditors? | Yes | No |
| 8C. Had any property seized by a creditor? | Yes | No |
| If yes, provide details: \_\_\_\_\_ | | |
| **C. WITHIN FIVE YEARS PRIOR TO THE DATE OF THE INITIAL BANKRUPTCY EVENT, HAVE YOU, EITHER IN CANADA OR ELSEWHERE:** | | |
| 9A. Sold, disposed of or transferred partially or in full any property? | Yes | No |
| 9B. Made any gifts to relatives or others in excess of $500? | Yes | No |
| If yes, provide details: \_\_\_\_\_ | | |
| **D. BUDGET INFORMATION: *Attach Form 65 to this form*** | | |
| 10A. Have you made a proposal under the *Bankruptcy and Insolvency Act* before? Yes \_\_\_ No \_\_\_  If yes: How many: \_\_\_\_\_  For each: Estate number: \_\_\_\_\_ Filing date: \_\_\_\_\_ Location of the proceeding: \_\_\_\_\_ Name of trustee or administrator: \_\_\_\_\_ Was the proposal successful: Yes \_\_\_ No \_\_\_ Date on which Certificate of Full Performance obtained: \_\_\_\_\_ | | |
| 10B. Have you been bankrupt before in Canada? Yes \_\_\_\_ No \_\_\_\_  If yes: How many: \_\_\_\_\_  For each: Estate number: \_\_\_\_\_ Filing date: \_\_\_\_\_ Location of the proceeding: \_\_\_\_\_ Name of trustee: \_\_\_\_\_ Date on which Discharge was obtained: \_\_\_\_\_ | | |

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Date Bankrupt/Debtor

FORM 79 – *Concluded*

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| 11. Do you expect to receive any sums of money that are not related to your normal income, or any other property within the next 12 months? Yes \_\_\_\_ No \_\_\_\_  If yes, provide details: \_\_\_\_\_ |
| 12. Give reasons for your financial difficulties (select all that apply and provide details): Financial Mismanagement; Loss of Income; Medical Reasons; Business Failure; Gambling; Addictions other than gambling; Relationship Breakdown; Tax Liabilities; Financial Support of Others; Student Debt; Legal Matters (provide details); Moving/Relocation Expenses; Failed Proposal; Other (please specify); Provide relevant details: |

I, \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*debtor’s name)*, of the \_\_\_\_\_ (*city, town or village*) of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ in the Province of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, do swear (*or* solemnly declare) that this statement is, to the best of my knowledge, a full, true and complete statement of my affairs on the \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_ and fully discloses all property and transactions of every description that is or was in my possession or that may devolve on me in accordance with the *Bankruptcy and Insolvency Act.*

SWORN (*or* SOLEMNLY DECLARED)

before me at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*city, town or village*),

in the Province of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_,

on this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_.

Or

SWORN (or SOLEMNLY DECLARED) remotely by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (*debtor’s name*)

stated as being located in at\_\_\_\_\_\_\_\_\_\_\_ the (*city, town, or village*),

in the Province of \_\_\_\_\_\_\_\_\_

before me at \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ the (*city, town, or village*),

in the Province of \_\_\_\_\_\_\_\_\_\_\_\_\_,

on this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_in accordance with provincial Regulation on Administering Oath or Declaration Remotely.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Commissioner of Oaths Bankrupt/Debtor

for the Province of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_.

NOTE: If a copy of this Form is sent electronically by means such as email, the name and contact information of the sender, prescribed in Form 1.1, must be added at the end of the document.

1. For a summary administration, indicate value net of the direct realization costs referred to in subsection 128(1) of the *Bankruptcy and Insolvency General Rules*. [↑](#footnote-ref-1)