Parenting Plan

(Only clauses checked by both parties will be included in the order)

Parenting Plan

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| 1. | A:  R: | The parties request the court accept these Minutes of Settlement as their parenting plan for the children. |

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| Paternity Testing | | | |
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| 2. | A:  R: | | The parties and child Click here to enter text. (Name) shall participate in genetic testing to determine if the  Applicant  Respondent is the biological father of the said child. The cost of the testing shall be paid  fully by the Applicant  fully by the Respondent  by both parties equally subject to further order of the court when dealing with the costs of this case. |
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| Changes to a Prior Order or Agreement | | | |
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| 3. | A:  R: | | The parenting provisions contained in the  order of Justice Click here to enter text. (Name) made on Click here to enter text. at  this Honourable Court  the Click here to enter text. (Name of Court) at Click here to enter text. (Location of Court)  the parties’ Separation Agreement signed on Click here to enter text. (Date)  shall be amended with an order as set out below. |
| 4. | A:  R: | | Except as amended herein, the provisions contained in the order of Justice  Click here to enter text. (Name) made on Click here to enter text. (Date) shall continue. |
| Temporary or Final Order | | | |
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| 5. | A:  R: | | Unless otherwise specified, the parties intend that this agreement shall be a  final  temporary  without prejudice  resolution of the parenting issues in this case. |
| **Statutory Basis of the Order** | | | |
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| 6. | A:  R: | | The parenting provisions of this Order are being made pursuant to the:  Children’s Law Reform Act    Family Law Act  Divorce Act. |

Last Revised: 4 March 2021

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| Page 2  **Residence of the Children and Parenting Schedule** | | | |
| 7. | A:  R: | The parenting arrangements set out here shall only be changed by mutual written agreement or court order, and neither party shall attempt to alter them unilaterally. |
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| 8. | A:  R: | The primary residence of the children shall be with the Choose an item.  The children Click here to enter text. (names) shall live primarily with the Applicant and the children Click here to enter text. (names) shall live primarily with the Respondent;  The children shall live with both parties equally on an alternating week basis with the exchanges happening on Click here to enter text. (day of week) at Click here to enter text. (time) at the home of the party whose time is Choose an item..  Other (Describe) Click here to enter text. |
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| 9. | A:  R: | The parties have not yet agreed on the living arrangements for the children, but for now on a temporary and without prejudice basis until the parties or the court have resolved that issue the children shall live with the Choose an item.. |
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| 10. | A:  R: | The parenting schedule set out below applies to  all of the children listed above  only the following children Click here to enter text. |
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| 11. | A:  R: | Given the age and maturity of Click here to enter text. (Child’s name) all parenting time for the party without primary residence shall be:  subject to the child’s views and preferences;  as arranged directly between the party without primary residence and the child;  as initiated by the child. |
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| 12. | A: R: | The party without primary residence shall have unsupervised parenting time with the children on reasonable notice to the other which shall not be unreasonably refused. The parties shall work out the details of this by mutual agreement. |
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| 13. | A: R: | The party without primary residence shall have parenting time with the children as set out in Schedule “A” which is attached hereto. |
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| 14. | A: R: | Except as otherwise provided the party without primary residence shall have parenting time with the children on weekends    from  Friday;  Saturday;  Sunday  after school;  pick-up from daycare;  at Click here to enter text. (time)  until  Saturday;  Sunday;  Monday  return to school;  delivery to daycare; or  at Click here to enter text. (time)  which shall occur  every weekend;  every second weekend;  on the following weekends of each month Click here to enter text.; or  Click here to enter text. (number) out of every Click here to enter text. (number) weekends on a rotational basis  commencing on Click here to enter text. (date). |
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| 15. | A: R: | The weekend parenting time will include any extra days of  long weekends; and/or  professional development days that fall on the scheduled parenting time. |
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| 16. | A: R: | Except as otherwise provided the party without primary residence shall have parenting time with the children mid-week each week which shall occur on  Click here to enter text. (Day of Week); or  Click here to enter text. (Days of Week) |
|  |  | from  after school; or  Click here to enter text. (time)  until Click here to enter text.(time); or  return to school the next morning. |
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| 17. | A: R: | Unless agreed otherwise in writing in advance the overnight portion of the parent without primary care’s parenting time shall take place at the home of:  the party without primary residence;  Other: Click here to enter text. (Specify). |
| 18. | A: R: | If school is not in session on the day when the children are normally exchanged the arrangements for pick-up shall be Click here to enter text. (Specify) and the arrangements for the return of the children shall be Click here to enter text. (Specify). |
| 19. | A: R: | Other: Click here to enter text. (Specify). |
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| 20. | A: R: | The party without primary residence shall have parenting time with the children  in the presence of;  as supervised by  the staff of the Simcoe/Muskoka Supervised Access Centre at the site in  Barrie;  Orillia;  Midland;  Bracebridge  the following individual(s) Click here to enter text. (Specify)**.**    the following organization Click here to enter text. (Specify)**.**    and such other individuals as the parties agree upon in advance in writing.  For parenting time supervised by the Simcoe/Muskoka Supervised Access Centre the form of supervision shall be in person if possible, but if the staff of the centre determine that health or safety conditions require it parenting time shall be virtual.  The timing and frequency of the parenting time shall be  as arranged between the parties and the supervisor(s); or  Click here to enter text. (Specify)**.**  Any cost associated with the supervision shall be paid by  the parties equally;  the parties in accordance with the payment guidelines of the supervising agency  the party without primary residence.  This clause shall be without prejudice to the right of the party without primary care to argue at future hearings that no supervision of parenting time is needed. |

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| **Page 4** | | |
| 21. | A: R: | Both parties may attend the children’s activities with their respective families, and neither parent shall interfere with the other parent having some time with the children at the event. |
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| 22. | A: R: | Such further and other parenting time as the parties may agree upon from time to time. |
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| 23. | A: R: | Other: Click here to enter text. (Specify) |
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| 24. | A: R: | Other: Click here to enter text. (Specify) |
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| Making Decisions about the Children | | |
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| 25. | A: R: | Major decisions about the health, education and general welfare of the children shall be made as follows: |
|  |  | All major decisions about the children shall be made jointly by both parties, but if they are unable to agree the issue in dispute shall be resolved by:  referring the issue to mediation or arbitration;  the party with primary residence shall have the final say in relation to  all issues  only the following issue(s): \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_;  seeking a decision from the court if the parties cannot resolve the issue in any other manner.  The parties shall follow the treatment recommendations of the family physician or other medical practitioner who is treating the children.  All decisions about the children shall be made by the party with primary residence, but that party shall comply with the parenting schedule set out herein;  The party with primary residence shall consult with the other prior to making major decisions relating to the children.  Other: Click here to enter text. (Specify) |
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| 26. | A: R: | Neither parent shall schedule activities for the children during the other’s parenting time except with the prior consent of the other parent, which shall not be unreasonably refused. |
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| 27. | A: R: | Other: Click here to enter text. (Specify) |
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| **Holidays** | | |
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| 28. | A: R: | The parties shall equally share and alternate all holidays as arranged in advance between them, with consideration given to their work schedules and holiday traditions. The parties shall use their best efforts to mutually agree on the details of this no later than Click here to enter text. (number) days prior to any given holiday, but if no agreement can be reached the parties shall refer this matter to the court for a judicial determination. |
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| 29. | A: R: | All parenting time described below in this section shall have priority over the regular weekend and mid-week arrangements. |
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| 30. | A: R: | Summer: Click here to enter text. (Number) weeks of vacation with the children during the school summer vacation period which  may  may not  be exercised consecutively. The party without primary residence shall be required to notify the other of his/her choice of times by Click here to enter text. (Date) each year.  Summer (other): Click here to enter text. (Specify) |
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| 31. | A: R: | December/January School Holidays (odd numbered years):  Click here to enter text. (Specify)  December/January School Holidays (even numbered years):  Click here to enter text. (Specify)  December/January School Holidays (other):  Click here to enter text. (Specify) |
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| 32. | A: R: | Half of every March Break, with the parties to work out the details.  Every second March Break commencing in the year Click here to enter text. (Year)  Other: Click here to enter text. (Specify) |
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| 33. | A: R: | Every  Mother’s Day  Father’s Day regardless of the weekend parenting schedule. The other party shall have the same rights in relation to his/her day. |
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| 34. | A: R: | Other: Click here to enter text. (Specify) |
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| **Access to Information about the Children** | | |
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| 35. | A: R: | Both parties shall have the right to consult with and obtain information directly from the children’s teachers, doctors or other professionals about the health, education and general welfare of the children. |
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| 36. | A: R: | The parties shall keep each other informed as to their residential address and telephone number, and notify the other whenever this information changes. |
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| 37. | A: R: | Both parties shall notify the other in writing as soon as is reasonably possible in the event that one or more of the children is sick, injured, hospitalized or requires any form of medication and/or treatment. |
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| 38. | A: R: | The party with primary residence shall forthwith disclose in writing to the other party the name and contact information of all of the children’s teachers, doctors and other professionals so that both parties may attend events and appointments involving the children. |
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| 39. | A: R: | Both parties shall keep each other informed about any significant issues relating to the children that arise during their time with the children. |
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| 40. | A: R: | Other: Click here to enter text. (Specify) |
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| **Transportation and Exchanges** | | |
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| 41. | A: R: | The parties shall meet to exchange the children at  the home of the parent with primary residence  Other: Click here to enter text. (Specify) |
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| 42. | A: R: | The party without primary residence shall be shall be responsible for all of the transportation of the children for parenting time.  The party with primary residence shall be shall be responsible for all of the transportation of the children for parenting time. |
|  |  | The parties shall share the role of transporting the children as follows:  Click here to enter text. (Specify) |
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| 43. | A: R: | The following individual(s) may not be present during parenting exchanges:  Click here to enter text. (Specify) |
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| 44. | A: R: | Other: Click here to enter text. (Specify) |
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| **Communications** | | |
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| 45. | A: R: | The party without primary residence shall have telephone contact with the children which shall occur  once a day  on the following days Click here to enter text. (specify) each week  whenever he/she wants  with the calls taking place between Click here to enter text. (time) and Click here to enter text. (time)  but the calls must end by Click here to enter text. (time) at the latest. |
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| 46. | A: R: | Both parties shall have reasonable telephone contact with the children while they are in the care of the other party. |
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| 47. | A: R: | Both parties shall permit the children to contact the other parent by telephone during their parenting time if the child expresses the wish to do so. |
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| 48. | A: R: | The party without primary residence may have contact the children by  electronic mail or text messaging  social media sites such as Facebook, Instagram or Twitter  video and/or voice links such as Skype, Facetime or Messenger  subject to the following conditions and/or restrictions: Click here to enter text. (Specify) |
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| 49. | A: R: | Neither party shall speak negatively about the other party in the children’s presence, and both shall make their best efforts to prevent all third parties from doing so as well. Furthermore, neither party shall discuss this court case or other adult issues involving the parties with the children. |
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| 50. | A: R: | Except in the case of an emergency involving one or more of the children, the parties shall limit their communication to  email; and/or  text messages and shall limit what is discussed to  the welfare of the children and/or  making arrangements regarding the parenting schedule. |
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| 51. | A: R: | The parties shall make use of  an internet-based application that facilitates communication between parents  a communications book  Other: Click here to enter text. (Specify)  to assist them in exchanging information about the children, scheduling events for the children and/or making decisions about the children. |
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| 52. | A: R: | The email address of the Applicant is Click here to enter text.(Specify)and the email address of the Respondent is Click here to enter text.(Specify).  The Applicant can be reached by cell phone at Click here to enter text.(Specify)and the Respondent can be reached by cell at Click here to enter text.(Specify). |
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| **Health and Safety Issues** | | |
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| 53. | A: R: | The Applicant Respondent parties  shall not consume alcohol, cannabis and/or illegal drugs during or twelve hours prior to all parenting times. |
|  |  | shall not consume alcohol or cannabis to excess while in a caregiving role in relation to the children. |
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| 54. | A: R: | Neither party shall smoke, vape or otherwise consume tobacco and/or cannabis in a vehicle, small room or other confined area when the children are with them, and both shall make their best efforts to prevent the children from being exposed to second hand smoke from third parties. |

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| 55. | A: R: | Both parties shall ensure that the children  take all medication prescribed by the children’s doctors  adhere to the children’s dietary restrictions re Click here to enter text.  attend agreed counselling sessions  attend school as required  when the children are in their care. |
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| 56. | A: R: | Other: Click here to enter text. (Specify) |
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| **Children’s Lawyer** | | |
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| 57. | A: R: | Subject to the approval of the court, the parties request the appointment of the Office of the Children’s Lawyer (OCL) to determine the views and preference of the children in relation to the parenting issues. The parties shall each complete the OCL’s intake form promptly and forward it to the OCL within 10 days of today’s date. (A Draft OCL Order shall be prepared by the parties and given to judge for signature) |
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| 58. | A: R: | Subject to the approval of the court, the parties request a Voice of the Child Report from the Office of the Children’s Lawyer. The parties shall each complete the OCL’s intake form promptly and forward it to the OCL by the end of the next business day. (A Draft OCL Order shall be prepared by the parties and given to judge for signature) |
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| 59. | A: R: | The parties agree that the following issues involving the children exist which justify the abovenoted appointment of the Office of the Children’s Lawyer:  Click here to enter text. |
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| 60. | A: R: | Children’s Lawyer Hired Privately: Click here to enter text. |
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| **Mobility and Travel Issues** | | |
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| 61. | A: R: | Neither party shall take the children out of  Ontario  Canada  Other:  Click here to enter text. (Specify) without the prior written consent of the other, which shall not be unreasonably withheld. |
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| 62. | A: R: | The  Applicant  Respondent  parties  shall be required to provide the other party with at least \_\_\_\_\_\_\_ days advance written notice of a planned change of residence  outside of Simcoe County;  outside of the City/Town of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_(Name)  more than \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ kilometres from \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (Place)  Either party may apply to the court for a judicial determination if they are unable to agree on whether the residence of the children should change. |

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| 63. | A: R: | The  Applicant;  Respondent hereby consents to the other party taking the children for a vacation to Click here to enter text. (Location) on the following dates Click here to enter text. (Starting and ending dates). The party who is travelling shall provide the other with details of when and where the children will be staying, contact information of hotels and travel arrangements. |
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| 64. | A: R: | The  Applicant;  Respondent hereby consents to the other party obtaining at his/her own expense a passport for each child. The party who obtained the passport shall provide the children’s passports to the other parent on request for any agreed travel outside of Canada. |
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| 65. | A: R: | Other: Click here to enter text. (Specify) |
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| **Statutory Considerations** | | |
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| 66. | A: R: | To assess the above-noted parenting schedule the court must take into account whether any of the children affected by this order have First Nations, Métis or Inuit heritage. It is thus necessary to indicate that the parties to the case identify themselves as follows:  Biological mother is:  First Nations;  Métis;  Inuit;  None of the above  Biological father is:  First Nations;  Métis;  Inuit;  None of the above  Other party to the case (Namely) Click here to enter text.  is:  First Nations;  Métis;  Inuit;  None of the above |
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| 67. | A: R: | The parenting schedule takes into account the First Nations, Métis or Inuit heritage of the children as follows:  None of the children in this case are from any of the above groups;  The party with primary residence of the children is from one of the above groups;  The party with primary residence of the children is not from one of the above groups but shall make their best efforts to introduce the children to the other side of their heritage by doing the following: Click here to enter text. (Specify); and/or  The party without primary residence of the children will have the opportunity to instruct the children in their heritage during their parenting time. |
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