



Office of the Registrar-General
Consumer Protection Division
1203-155 Carlton, Winnipeg, Manitoba, Canada R3C 3H8
T 204-945-0300 F 204-945-4009

Bureau du registraire général
Protection du Consommateur
155, Carlton, pièce 1203 (Manitoba) Canada R3C 3H8
Tél. 204-945-0300 Téléc. 204-945-4009

Date: *December 22, 2017*

Date : *22 décembre 2017*

To: *All Clients of the Manitoba Land
Titles System*

Destinataires : *Tous les clients du
système de titres
fonciers du Manitoba*

Re: *Tariff of Costs in Mortgage Sale
and Foreclosure
Proceedings*

Objet : *Tarif Des Honoraires applicable aux
recours de vente hypothécaires et de
forclusion*

The attached Tariff of Costs in Mortgage Sale and Foreclosure Proceedings is effective January 1, 2018.

Le tarif des honoraires applicable aux ventes hypothécaires et aux forclusions, ci-joint, entre en vigueur le 1^{er} janvier 2018.

Le registraire général

Barry C. Effler
Registrar-General

TARIFF OF COSTS
 In Mortgage Sale and Foreclosure Proceedings
 Pursuant to Section 143(2) of
 The Real Property Act, R.S.M. 1988 c. R30

Column 1: Applies where the amount owing on the Mortgage at the time the Notice of Exercising Power of Sale is registered does not exceed \$150,000

Column 2: Applies where amounts owing exceed \$150,000

NOTICE OF EXERCISING POWER OF SALE (NEPS)

| | | | |
|-----|---|--------|--------|
| 1. | Receiving instructions to commence mortgage sale proceedings, including perusing mortgage and statement as to balance and opening file; | \$145 | \$181 |
| 2. | If applicable, further inquiries regarding: | | |
| | a. For each additional service; (See also item 89) | \$24 | \$30 |
| | b. For second mortgage – is the first mortgage in default? | Hourly | Hourly |
| | c. If land is a condominium, is there default in payment of common element fees? | Hourly | Hourly |
| | d. For leasehold mortgage – is there default in payment of rent on landlease? | Hourly | Hourly |
| | e. Applicability of <i>Farm Debt Mediation Act and The Family Farm Protection Act</i> ; | Hourly | Hourly |
| 3. | Prepare demand letter; | \$64 | \$80 |
| 4. | Requesting and perusing necessary title, encumbrance and corporate searches (per search); | \$16 | \$20 |
| 5. | Drafting of Notice Exercising Power of Sale (NEPS) - see also item 90 | \$161 | \$201 |
| 6. | File NEPS in Land Titles office; | \$16 | \$20 |
| 7. | Requesting and perusing up to date Certified Status of Title/Certified Copy of Title; | \$32 | \$40 |
| 8. | a. Arranging for the first service of NEPS; | \$32 | \$40 |
| | b. For each additional service; (See also item 89) | \$16 | \$20 |
| 9. | a. Reviewing each Affidavit of Service of NEPS; or | \$16 | \$20 |
| | b. Preparing each Affidavit of Service of NEPS; | \$24 | \$30 |
| | c. Memo for further services if applicable; | \$20 | \$30 |
| 10. | Letter paying account for service of NEPS (for each account). Review account for service and arranging for service; | \$32 | \$40 |
| 11. | Report to mortgagee and diarize; | \$64 | \$80 |

**APPLICATION FOR ORDER FOR SALE
(AFOS)**

| | | | |
|-----|---|-------|-------|
| 12. | Communications with mortgagee to confirm method of sale, obtain description of property for advertisement and obtain information with regard to <i>Farm Debt Mediation Act and The Family Farm Protection Act</i> ; | \$88 | \$111 |
| 13. | Prepare Auction Advertisement; | \$72 | \$90 |
| 14. | Prepare Auction Sale Conditions; | \$105 | \$131 |
| 15. | Drafting statutory declaration of mortgagee, including evidence of continuing default and <i>The Family Farm Protection Act and Farm Debt Mediation Act evidence</i> ; | \$48 | \$60 |
| 16. | a. Letter to mortgagee requiring execution of evidence, or | \$32 | \$40 |
| | b. attending on the mortgagee to complete execution of evidence; | \$64 | \$80 |
| 17. | Drafting Request form for Application for Order for Sale (AFOS) | \$48 | \$60 |
| 18. | File AFOS at Land Titles office; | \$16 | \$20 |
| 19. | Receipt and perusal of Order for Sale; | \$64 | \$80 |

