

Sample Content for Form 32 – Video Witnessing Certificate

Disclaimer: Manitoba practising lawyers who are utilizing remote witnessing are reminded to comply with their client identification obligations pursuant to The Law Society of Manitoba Rules. Questions with respect to these requirements should be directed to The Law Society of Manitoba.

Sample 1

Regarding the witnessing of the signatures of JOE SMITH and FRANCINE SMITH on an Amending Agreement between JOE SMITH and FRANCINE SMITH and the MANITOBA CREDIT UNION LIMITED, dated October 3, 2021 (“Amending Agreement”).

I hereby certify the following:

1. I provided the Amending Agreement to both JOE SMITH and FRANCINE SMITH by regular mail.
2. On October 3, 2021, I witnessed both JOE SMITH and FRANCINE SMITH execute the Amending Agreement during a videoconference session.
3. JOE SMITH and FRANCINE SMITH proved their identity to me as follows:
 - a. During the videoconference session I was able to view one piece of current government-issued photo identification for JOE SMITH, namely, his Manitoba Driver’s Licence.
 - b. During the videoconference session I was able to view the following for FRANCINE SMITH;
 - i. Information from a reliable source containing the name and address of FRANCINE SMITH; and,
 - ii. Information from a reliable source containing the name and date of birth of FRANCINE SMITH.
4. I received the original, signed copy of the Amending Agreement and affixed my signature as witness on October 7, 2021.
5. All additional requirements relating to witnessing by videoconference as set forth in the *Remote Witnessing Regulation* (M.R. 83/2021) were complied with.

Sample 2

Regarding the witnessing of the signatures of JOE SMITH and FRANCINE SMITH on a Transfer of Land identified by control number 1A7F-B675-49ED-43A1-9817-15C7-757E-FB98 (the "Transfer").

I hereby certify the following:

1. FRED JONES, a person acting under my direction and supervision, provided the Transfer to JOE SMITH and FRANCINE SMITH via email.
2. On October 3, 2021, I witnessed both JOE SMITH and FRANCINE SMITH execute the Transfer during a videoconference session.
3. JOE SMITH and FRANCINE SMITH proved their identity to me as follows:
 - a. During the videoconference session I was able to view one piece of current government-issued photo identification for JOE SMITH, namely, his Canadian Passport.
 - b. FRANCINE SMITH has previously proven her identity to me and no further proof of identification was produced during the videoconference session.
4. I received the original, signed copy of the Transfer and affixed my signature as witness on October 7, 2021.
5. All additional requirements relating to witnessing by videoconference as set forth in the *Remote Witnessing Regulation* (M.R. 83/2021) were complied with.

Sample 3

Regarding the witnessing of the signatures of JOE SMITH on a Release of Homestead Rights, dated October 3, 2021 (“Release of Homestead”)

I hereby certify the following:

1. I provided the Release of Homestead to JOE SMITH by regular mail.
2. On October 3, 2021, I witnessed JOE SMITH execute the Release of Homestead during a videoconference session.
3. JOE SMITH proved his identity to me as follows:
 - a. During the videoconference session I was able to view one piece of current government-issued photo identification for JOE SMITH, namely, his Manitoba Driver’s Licence.
4. I received the original, signed copy of the Release of Homestead and affixed my signature as witness on October 7, 2021.
5. All additional requirements relating to witnessing by videoconference as set forth in the *Remote Witnessing Regulation* (M.R. 83/2021), including requirements under *The Homesteads Act*, were complied with.

Sample 4

Regarding the statutory declaration made by FRANCINE SMITH on October 3, 2021 ("statutory declaration")

I hereby certify the following:

1. I provided the statutory declaration to FRANCINE SMITH via email.
2. On October 3, 2021, I witnessed FRANCINE SMITH execute the statutory declaration during a videoconference session.
3. FRANCINE SMITH proved her identity to me as follows:
 - a. During the videoconference session I was able to view one piece of current government-issued photo identification for FRANCINE SMITH, namely, her Manitoba Driver's Licence.
4. I received the original, signed copy of the statutory declaration and affixed my signature as witness on October 7, 2021.
5. All additional requirements relating to commissioning by videoconference as set forth in the *Remote Witnessing Regulation* (M.R. 83/2021), including requirements under *The Manitoba Evidence Act*, were complied with.