

Form A.4

[Subsection 5.6(6) of The Builders' Lien Act]

Notice of Non-payment – Subcontractor to Subcontractor

Name of Subcontractor giving notice of non-payment:	
Address:	
Description of premises:	
Name of Contractor:	
Address:	
Name of Subcontractor receiving notice of non-payment:	
Address:	

The contractor submitted a proper invoice to the owner with respect to the improvement on _____, 20__.

(Use A or B, whichever is applicable)

- A. The subcontractor giving notice has not received payment from the contractor and will not pay the subcontractor receiving notice the amount under the subcontract that was included in the proper invoice within the time specified in subsection 5.6(1) of *The Builders' Lien Act*.
- B. [Non-payment to a subcontractor who is entitled to payment from a subcontractor in accordance with subsection 5.6(11) of *The Builders' Lien Act*]. The subcontractor giving notice has not received payment from another subcontractor and will not pay the subcontractor receiving this notice the amount payable under the subcontract that was included in the proper invoice within the time specified in subsection 5.6(1) of *The Builders' Lien Act*.

Amount that will not be paid:

(Use A or B, whichever is applicable)

- A. The full amount of the services or materials supplied by the subcontractor receiving this notice, being \$_____
- B. A portion of the amount of the services or materials supplied by the subcontractor receiving this notice, being \$_____

(Include the following where applicable)

The subcontractor giving this notice hereby undertakes to refer the matter to adjudication pursuant to Part II.1 of *The Builders' Lien Act*, no later than 21 days after giving this notice of non-payment.

A copy of any Notice of Non-payment received by the subcontractor giving this notice is enclosed.

Date

(Subcontractor)