

## ATLANTIC CANADA LIEN LEGISLATION

	Nova Scotia	New Brunswick	Prince Edward Island	Newfoundland & Labrador
Lien Registration Deadline	60 days after last day of work or delivery of materials	60 days after substantial completion or abandonment  For Materials Only: 60 days from last delivery  For Wages or Services Only: 30 days from last work	60 days after substantial completion or abandonment of contract  For Materials Only: 60 days from last delivery  For Wages or Services Only: 60 days from last work	30 days after completion or abandonment of work; last placing of materials; completion of service; last work done
Steps to Perfect Lien	Lien action must be started within 105 days of last day of work plus Certificate of Lis Pendens must be registered	Lien action must be started within 90 days of registering lien claim plus Certificate of Pending Litigation must be registered	Lien action must be started within 90 days of registering the lien claim	Lien action must be started within 90 days of last day of work or placing materials plus Certificate of Action must be registered and served
Holdback %	10%	15%; 20% if contract/ value of work \$15,000 or less	15%; 20% if contract/ value of work \$15,000 or less	10%
Holdback Period	60 days after substantial completion. 10% holdback maintained on finishing work until 60 days after total completion	60 days after substantial completion or abandonment of contract  For subcontractors on projects where there is a payment certifier, 60 days after certification	60 days after substantial performance or abandonment of contract  For subcontractors on projects where there is a payment certifier, 60 days after certification	30 days after substantial completion or abandonment of contract  For projects > \$20 million or contracts longer than 1 year, 30 days after last services or materials provided
Application of Lien Act to Provincial Crown	Yes (limited remedies)	No	Yes	No, but may be possible to lien holdback if crown contract provides for a holdback
Trust Fund Provisions	Yes	Yes	No	No

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