

Insurance Act, RSO 1990, c I.8

Structured judgments

267.10 In the circumstances prescribed by the regulations, the court shall order that an award for damages in an action for loss or damage from bodily injury or death arising directly or indirectly from the use or operation of an automobile shall be paid periodically on such terms as the court considers just. 1996, c. 21, s. 29.

Court Proceedings for Automobile Accidents that Occur on or After November 1, 1996, O Reg 461/96

Structured Judgments

6. (1) The court shall order that an award for damages for pecuniary loss be paid periodically under section 267.10 of the Act if two or more of the following circumstances exist:

1. The award, including prejudgment interest but excluding costs, is for \$100,000 or more.
2. On the date of the order, the plaintiff is less than 18 years of age.
3. The court is satisfied that the plaintiff has no other means to fund his or her future care.
4. The court is satisfied that the plaintiff is not likely to manage the award in a prudent manner. [O. Reg. 461/96, s. 6 \(1\)](#).

(2) Subsection (1) does not apply if the court is satisfied that,

(a) sufficient funds to pay the award periodically are not available under a motor vehicle liability policy; or

(b) an order to pay the award periodically would have the effect of preventing the plaintiff or another person from obtaining full recovery of a claim arising out of the incident. [O. Reg. 461/96, s. 6 \(2\)](#).