

Statement
in writing.

3. Every credit financier who enters into a transaction extending credit to another person, as referred to in paragraph (a) of section 2, shall in accordance with regulations made under section 5, and before the transaction is complete, furnish such other person with a clear statement in writing setting forth 5

- (a) the total amount of the unpaid balance outstanding; 5
- (b) the total amount of the finance charges to be borne by such other person in connection with the transaction; and 10
- (c) the percentage relationship, expressed in terms of simple annual interest, that the total amount of the finance charges bears to the unpaid balance outstanding under the transaction. 15

Recovery of
finance
charges.

4. (1) No credit financier who fails to provide the written statement referred to in section 3 to a person to whom he is extending credit shall have any right, remedy or cause of action either in law or equity with respect to any finance charges whatsoever under the transaction. 20

(2) Where a credit financier has failed to provide the written statement referred to in section 3 to a person to whom he is extending credit, and such person has paid some or all of the finance charges to such credit financier, such person shall have a right of action against such credit financier whereby he may recover back the finance charges so paid. 25

Regulations.

5. The Governor in Council may make regulations prescribing 30

- (a) the form and manner in which the written statement referred to in section 3 is to be made; 30
- (b) the manner of calculating the percentage relationship mentioned in paragraph (c) of section 3 in respect of any transaction or type of transaction; and 35
- (c) the degree of accuracy within which the percentage relationship mentioned in paragraph (c) of section 3 shall be calculated.