

# Initiating Application

[www.familycourt.gov.au](http://www.familycourt.gov.au)

[www.federalcircuitcourt.gov.au](http://www.federalcircuitcourt.gov.au)

Use this kit to apply for final orders.

Interim and procedural orders can only be sought in this form if you are also seeking final orders.

For more information, visit [www.familycourt.gov.au](http://www.familycourt.gov.au) or [www.federalcircuitcourt.gov.au](http://www.federalcircuitcourt.gov.au), call 1300 352 000 or visit a family law registry near you.

## This kit includes:

- Information (pages A–D)
- *Initiating Application* – (pages 1–10)
- Where to file (inside back cover)

# About the words used in this kit

**Applicant** – The person who seeks to have the court make orders.

**Contact address (address for service) in Australia** – the address in Australia that a party in a case nominates as being the place where documents are to be left for them or mailed, faxed or emailed to them.

**De facto relationship** – a relationship between two persons who are not legally married to each other; and not related by family and having regard to all the circumstances of their relationship, have a relationship as a couple living together on a genuine domestic basis. A de facto relationship can exist between two persons of different sexes and between two persons of the same sex. (See the Family Law Act, section 4AA).

**Family violence** – means violent, threatening or other behaviour by a person that coerces or controls a member of the person’s family (the family member), or causes the family member to be fearful. A child is exposed to family violence if the child sees or hears family violence or is otherwise exposed to family violence. See the Family Law Act, section 4AB, which gives examples.

Family violence may also amount to child abuse.

**Abuse** – in relation to a child means,

- (a) an assault, including a sexual assault, of the child; or
- (b) a person (the first person) involving the child in a sexual activity with the first person or another person in which the child is used, directly or indirectly, as a sexual object by the first person or the other person, and where there is an unequal power in the relationship between the child and the first person; or
- (c) causing the child to suffer serious psychological harm, including (but not limited to) when that harm is caused by the child being subjected to, or exposed to, family violence; or
- (d) serious neglect of the child.

**Family violence order** – an order (including an interim order) made under a prescribed law of a State or Territory to protect a person from family violence.

**Financial agreement** – In relation to a marriage means an agreement that is a financial agreement under section 90B, 90C, 90D, of the Family Law Act but it does not include an ante-nuptial or post-nuptial settlement to which section 85A of the Act applies. In relation to a de facto relationship means a financial agreement under Part VIIIAB, Division 4 and sections 90UB, 90UC, 90UD and 90EU of the Family Law Act.

**Filing** – the procedure of you lodging an application or other document with a registry of the Court. You can do this by hand, post or electronic means.

**Maintenance** – financial support.

**Medical procedures** – an Initiating Application (Family Law) seeking an order authorising a major medical procedure on a child which is not for the purpose of treating some malfunction or disease.

**Orders** – a statement of what must be done to carry out a court decision. They can include an order made after a hearing by a judge or registrar, or an order made after parties who have reached their own agreement have applied to a court for consent orders. When an order is made, each person bound by the order must follow it.

**Party** – a person involved in a case before the court. Once the Application for Consent Orders is filed, both the applicant and respondent become parties to the application.

**Registrar** – the person who considers the Application for Consent Orders.

**Registry** – how Family Court offices are known. For example, the Melbourne Registry is in the Commonwealth Law Courts building on William Street.

**Respondent** – Party to an Initiating Application (Family Law) who is named in the application as a respondent.

**Sealed copy** – a copy of a document which has an original Court seal stamped on it.

**Service** – the process of giving or delivering documents to a party after the documents have been filed. You should obtain the Court’s Service Kit.

**Spouse** – a husband or wife, or former husband or wife.

**Spouse or de facto partner maintenance** – financial support for a husband or wife, or former husband or wife or a party to a de facto relationship which has broken down as the case may be.

**Statement of Truth** – is a written statement which you must sign to confirm that the contents of your applications are truthful. You must sign the Statement of Truth.

# Initiating Application (Family Law)

Applicants seeking final orders should use this form. Interim or procedural orders can only be sought in this form if the applicant is seeking final orders as well.

Any forms referred to in this application are available on the Family Court of Australia and Federal Circuit Court of Australia websites [www.familycourt.gov.au](http://www.familycourt.gov.au) or [www.federalcircuitcourt.gov.au](http://www.federalcircuitcourt.gov.au).

## If you wish to file this application in the Federal Circuit Court of Australia:

- **You must also file an affidavit setting out the facts relied on** (see Rule 4.05 of the Federal Circuit Court Rules 2001). The affidavit must be in a separate document.
- **If you are seeking parenting orders** you must file a *Notice of Risk* as prescribed by Form 1 to Schedule 2 of the Federal Circuit Court Rules 2001 – see Rule 22A.02 of the Federal Circuit Court Rules 2001. An Initiating Application seeking parenting orders will not be accepted for filing without the completed *Notice of Risk*.
- **If you are seeking orders in relation to financial matters** you must file a *Financial Statement* with this application and any other documents as set out in Part 24 of the Federal Circuit Court Rules 2001.
- **If you are seeking orders for child support**, other documents that must be filed with this application are set out in Rule 25A.02 of the Federal Circuit Court Rules 2001.

## If you wish to file this application in the Family Court of Australia:

- **You can only file an application in the Family Court of Australia if**
  - I. it is an application for annulment of marriage, for a declaration of validity of marriage or a divorce, for a special medical procedure or pursuant to the Hague Convention; or
  - II. the issues in the case are of a complex nature requiring the determination of the Family Court of Australia; and
  - III. in such cases if you are seeking parenting orders and allege child abuse, family violence to a child or risk of it, then you must file a *Notice of Child Abuse, Family Violence or Risk of Family Violence* as prescribed by the Family Court of Australia in accordance with the form in Schedule 2 of the Family Law Rules 2004.
- **You have to file an affidavit**
  - a. if you are seeking interim or procedural orders (see Rule 5.02 of the Family Law Rules 2004). A form of affidavit in support of an application for interim parenting orders is available at [www.familycourt.gov.au](http://www.familycourt.gov.au);
  - b. if required by a Rule that deals with a particular application or circumstance. For example see Rules 2.02 and 2.04D of the Family Law Rules 2004.
- **For property and/or maintenance applications** – you must file a *Financial Statement* with this application.
- **You may be required to file other documents with this application** – see Rules 2.02 and 2.05 of the Family Law Rules 2004.
- **If you are seeking orders for child support** in the Family Court of Australia, other documents that must be filed with this application are set out in Rule 4.18 of the Family Law Rules 2004.

## For all applications (in either the Family Court of Australia or the Federal Circuit Court of Australia):

- **If you are applying for an order under Part VII of the *Family Law Act 1975*** you must file a certificate given to you by a family dispute resolution practitioner under subsection 60I(9) of the Act unless no certificate is required because you say that paragraph 60I(9)(a), (b), (c), (d), (e) or (f) of the Act applies.
- **If a certificate from a family dispute resolution practitioner is not required** because paragraph 60I(9), (b), (c), (d), (e) or (f) of the Act applies, you can set out the factual basis of the exception claimed in the affidavit filed in support of an application or in a separate *Affidavit Non-filing Dispute Resolution Certificate*.
- **If you are seeking a Part VII order in relation to a child** and section 60J(1) of the Act applies you must indicate in writing that you have received information from the family counsellor or family dispute resolution practitioner about the services and options (including alternatives to court action) available in circumstances of abuse or violence. A form of acknowledgement is available from [www.familycourt.gov.au](http://www.familycourt.gov.au) or [www.federalcircuitcourt.gov.au](http://www.federalcircuitcourt.gov.au)
- **If you are completing this application by hand** and you need more space in any section, attach extra page/s as required.
- **If you are completing this application using a computer** please ensure the font size is at least 12 point.
- **You only need to file the form pages of this application (pages 1–10).**  
**The instruction pages should be removed before filing.**
- **Mark [X] in all boxes that apply.**

### Legal advice

It is important that you understand the meaning and effect of the orders you seek.

**Even if you have decided to make your application without the help of a lawyer, you should obtain independent legal advice about the effect and consequences of the orders you propose and signing of the Statement of Truth.**

You can get legal advice from a:

- legal aid office
- community legal centre, or
- private law firm.

Court staff can help you with questions about forms and court processes, but cannot give you legal advice.

### Hearing impaired clients

The National Relay Service is a free telephone service that allows deaf, or hearing and/or speech impaired clients with a TTY machine, to make telephone calls to a registry.

- Telephone: 133 677 (clients who are deaf or hearing impaired)
- 1300 555 727 (clients who are both deaf/hearing impaired and speech impaired).

[www.relayservice.com.au](http://www.relayservice.com.au)



**Note:** Initiating applications can be eFiled through the Commonwealth Courts Portal ([www.comcourts.gov.au](http://www.comcourts.gov.au)). For more information see 'Applications and orders', at [www.familycourt.gov.au/howdoi](http://www.familycourt.gov.au/howdoi) or [www.federalcircuitcourt.gov.au/howdoi](http://www.federalcircuitcourt.gov.au/howdoi)

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# Important notes for completing Part A of this form

You are the **applicant** and you must place your full name (first name then last name) as used now in the space provided as well as the full name (first name then last name) as used now of the other party who is known as the **respondent**. For example:

[	<b>Jane Elizabeth DOE</b>
	Applicant's Name
	[Husband/ Father/ Wife/ Mother/ Grandparent/ Other]
[	<b>John Jason ROE</b>
	Respondent's Name
	[Husband/ Father/ Wife/ Mother/ Grandparent/ Other]

**Note:** Your complete details and those of the other party as far as you are aware of them must be set out in Part B on page 3.

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## Part A: The orders sought

Indicate the **type of order(s) sought** by you, **the applicant**.

- **Parenting orders** include orders specifying with whom a child lives, spends time or communicates, and orders specifying who has the parental responsibility for a child.
- If you are seeking **financial orders** you must file a *Financial Statement* with this application.
- If you are seeking orders in relation to **child support** then there are other documents that you must file with this application. These are set out in Rule 4.18 of the Family Law Rules 2004 and Rule 25A.02 of the Federal Circuit Court Rules 2001. If you are unsure of which documents need to be filed please visit [www.federalcircuitcourt.gov.au](http://www.federalcircuitcourt.gov.au).
- Please specify the other types of orders sought in the space provided. Examples of other types of orders include orders relating to medical procedures, injunctions for personal protection or the protection of a child, passports, nullity of marriage or a declaration as to the validity of a marriage, or the existence of a de facto relationship.

Set out the **final, or the final and interim, or procedural orders** that you, the applicant, are seeking. Give a number to each order sought.

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You must complete the panel at the bottom of the page. It provides the Court with information as to who prepared the application, your legal representatives (if any) and your contact details. Your address for service is your contact address in Australia but you do not have to give your residential address. You may give another address at which you are satisfied that you will receive documents. Please do not include the fax or email details unless you are willing to receive documents from the Court and other parties in that way.

# Initiating Application (Family Law)

Filed in:

- Family Court of Australia  
 Family Court of Western Australia  
 Federal Circuit Court of Australia  
 Other (specify): \_\_\_\_\_



**NOTE:** Initiating applications can be eFiled through the Commonwealth Courts Portal ([www.comcourts.gov.au](http://www.comcourts.gov.au)). For more information see 'Applications and orders' at [www.familycourt.gov.au/howdoi](http://www.familycourt.gov.au/howdoi) or [www.federalcircuitcourt.gov.au/howdoi](http://www.federalcircuitcourt.gov.au/howdoi)

COURT USE ONLY
Client ID
File Number
Filed at
Filed on
Court location
Court date
Time
Type of hearing

**IMPORTANT:** Information for respondents to the application is on page 10.

[ \_\_\_\_\_ ]  
Applicant's Name  
[Husband/ Father/ Wife/ Mother/ Grandparent/ Other]

[ \_\_\_\_\_ ]  
Respondent's Name  
[Husband/ Father/ Wife/ Mother/ Grandparent/ Other]

## Part A The orders sought

1 Type of orders sought (mark all boxes that apply)

- Children (parenting)       Financial (property and/or maintenance)  
 Child support       Other (specify): \_\_\_\_\_  
 Declaration

### Filed on behalf of: The Applicant

Prepared by \_\_\_\_\_ Lawyer's Code \_\_\_\_\_

Name of law firm \_\_\_\_\_

Address for service in Australia \_\_\_\_\_

\_\_\_\_\_ State \_\_\_\_\_ Postcode \_\_\_\_\_

Email\* \_\_\_\_\_ DX \_\_\_\_\_

Tel \_\_\_\_\_ Fax\* \_\_\_\_\_ Attention \_\_\_\_\_

\* Please do not include email or fax details unless you are willing to receive documents from the Court and other parties in that way.

**2** Final orders sought

(State precisely and briefly the final orders sought by the applicant – give a number to each order sought)

1.

**3** Interim or procedural orders sought

(These orders can only be sought in this form if you are seeking final orders as well; otherwise, leave blank. State precisely and briefly the orders sought – give a number to each order sought.)

1.



# Important notes for completing Part B of this form

## Part B: Details of the Parties

- You do not have to state your residential address or your telephone number if you are concerned about family violence. You can repeat your contact address for service if you wish.
- If you have difficulty with English and you need to make contact with the courts, you can get help from a qualified interpreter by contacting Translation and Interpreting Services on 131 450. This service is free.
- If you require an interpreter to attend court with you, you must notify the Court in advance in writing, addressed to Client Services.
- If there are more than two [2] applicants or two [2] respondents you must attach a separate sheet providing the detail requested for each other applicant or respondent.

**Remove this sheet before filing**

## Part B Details of the Parties

### Details of Applicant/s

	Applicant 1	Applicant 2
<b>4</b> Family name as used now		
<b>5</b> Given names		
<b>6</b> Sex	<input type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> Male <input type="checkbox"/> Female
<b>7</b> Residential address (incl postcode)		
	You do not have to state your residential address or your telephone number if you are concerned about family violence. You can repeat your contact address for service if you wish.	
<b>8</b> Telephone number (home and mobile)		
<b>9</b> Date of birth (day/month/year)	/ /	/ /
<b>10</b> Usual occupation		
<b>11</b> Mark box as applicable for each applicant	<input type="checkbox"/> present in Australia <input type="checkbox"/> ordinarily resident in Australia <input type="checkbox"/> an Australian citizen <input type="checkbox"/> domiciled in Australia	<input type="checkbox"/> present in Australia <input type="checkbox"/> ordinarily resident in Australia <input type="checkbox"/> an Australian citizen <input type="checkbox"/> domiciled in Australia
<b>12</b> Description	<input type="checkbox"/> husband/father <input type="checkbox"/> wife/mother <input type="checkbox"/> party to a de facto relationship that has broken down <input type="checkbox"/> Other (specify): _____ _____	<input type="checkbox"/> husband/father <input type="checkbox"/> wife/mother <input type="checkbox"/> party to a de facto relationship that has broken down <input type="checkbox"/> Other (specify): _____ _____
<b>13</b> Is an interpreter required?	<input type="checkbox"/> No <input type="checkbox"/> Yes If Yes, state language & dialect: _____ _____	<input type="checkbox"/> No <input type="checkbox"/> Yes If Yes, state language & dialect: _____ _____
<b>14*</b> Is the applicant of Aboriginal and/or of Torres Strait Islander origin?	<input type="checkbox"/> No <input type="checkbox"/> Yes Aboriginal <input type="checkbox"/> Yes Torres Strait Islander <input type="checkbox"/> Yes Aboriginal and Torres Strait Islander	<input type="checkbox"/> No <input type="checkbox"/> Yes Aboriginal <input type="checkbox"/> Yes Torres Strait Islander <input type="checkbox"/> Yes Aboriginal and Torres Strait Islander

\* You are not required to answer this question, but it will greatly assist the Court if you do. The information sought is being collected to assist the Court in planning and delivering client services. It is possible that you may be contacted to participate in a review of a particular aspect of the Court's services, although your right not to participate will be respected. The information you provide may be shared with researchers approved by the Court, and may be included in publications in statistical form in a way that does not identify you.

# Details of Respondent/s

## Respondent 1

## Respondent 2

<b>15</b> Family name as used now		
<b>16</b> Given names		
<b>17</b> Sex	<input type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> Male <input type="checkbox"/> Female
<b>18</b> Residential address (incl postcode)	<p>You do not have to state your residential address or your telephone number if you are concerned about family violence. You can repeat your contact address for service if you wish.</p>	
<b>19</b> Date of birth (day/month/year)	/ /	/ /
<b>20</b> Usual occupation		
<b>21</b> Mark box as applicable for each respondent	<input type="checkbox"/> present in Australia <input type="checkbox"/> ordinarily resident in Australia <input type="checkbox"/> an Australian citizen <input type="checkbox"/> domiciled in Australia	<input type="checkbox"/> present in Australia <input type="checkbox"/> ordinarily resident in Australia <input type="checkbox"/> an Australian citizen <input type="checkbox"/> domiciled in Australia
<b>22</b> Description	<input type="checkbox"/> husband/father <input type="checkbox"/> wife/mother <input type="checkbox"/> party to a de facto relationship that has broken down <input type="checkbox"/> Other (specify): _____ _____	<input type="checkbox"/> husband/father <input type="checkbox"/> wife/mother <input type="checkbox"/> party to a de facto relationship that has broken down <input type="checkbox"/> Other (specify): _____ _____
<b>23</b> Is an interpreter required?	<input type="checkbox"/> No <input type="checkbox"/> Yes If Yes, state language & dialect: _____ _____	<input type="checkbox"/> No <input type="checkbox"/> Yes If Yes, state language & dialect: _____ _____
<b>24*</b> Is the applicant of Aboriginal and/or of Torres Strait Islander origin?	<input type="checkbox"/> No <input type="checkbox"/> Yes Aboriginal <input type="checkbox"/> Yes Torres Strait Islander <input type="checkbox"/> Yes Aboriginal and Torres Strait Islander	<input type="checkbox"/> No <input type="checkbox"/> Yes Aboriginal <input type="checkbox"/> Yes Torres Strait Islander <input type="checkbox"/> Yes Aboriginal and Torres Strait Islander

\* You are not required to answer this question, but it will greatly assist the Court if you do. The information sought is being collected to assist the Court in planning and delivering client services. It is possible that you may be contacted to participate in a review of a particular aspect of the Court's services, although your right not to participate will be respected. The information you provide may be shared with researchers approved by the Court, and may be included in publications in statistical form in a way that does not identify you.

## Part C Relationship of Parties

<b>25</b> Date parties commenced to live together (day/month/year)	/ /	or <input type="checkbox"/> Not applicable
<b>26</b> Date of marriage (day/month/year)	/ /	or Not applicable
<b>27</b> Date of final separation (day/month/year)		or Not applicable
<b>28</b> Date of divorce (day/month/year)	/ /	or Not applicable

## Part D Children

(Complete details for each child. If more space is required for extra children, attach an extra page)

	Child 1	Child 2
<b>29</b> Family name		
<b>30</b> Given names		
<b>31</b> Date of birth (day/month/year)	/ /	/ /
<b>32</b> Sex	<input type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> Male <input type="checkbox"/> Female
<b>33</b> Mother's family name		
<b>34</b> Mother's given names		
<b>35</b> Father's family name		
<b>36</b> Father's given names		
<b>37</b> With whom does the child live?		

	Child 3	Child 4
<b>38</b> Family name		
<b>39</b> Given names		
<b>40</b> Date of birth (day/month/year)	/ /	/ /
<b>41</b> Sex	<input type="checkbox"/> Male <input type="checkbox"/> Female	<input type="checkbox"/> Male <input type="checkbox"/> Female
<b>42</b> Mother's family name		
<b>43</b> Mother's given names		
<b>44</b> Father's family name		
<b>45</b> Father's given names		
<b>46</b> With whom does the child live?		

## Part E For applications for parenting orders

- 47** Has the applicant obtained a certificate from a registered family dispute resolution practitioner?  
(Refer to section 60I of the *Family Law Act 1975*).

No  Yes

If yes, attach a copy of the certificate to this application and go to Part F of this form.

If no, to obtain an exemption from filing a certificate you must either complete and file the form *Affidavit - non-Filing of Family Dispute Resolution Certificate* or include the factual basis for the exemption in the affidavit you file in support of any order you are seeking.

**48** Has the applicant received advice from a family counsellor or a family dispute resolution practitioner about the services and options (including alternatives to court action) available in circumstances of abuse or violence? (Refer to section 60J of the *Family Law Act 1975*).

No  Yes

## Part F Other court cases and orders

### Ongoing cases

**49a** Are there any ongoing cases in this or any other court about family law, child support, family violence or abuse in relation to a child, or child welfare issues that involve any of the parties or children listed in this application?

No  Yes

If yes, provide the following details for each ongoing case.  
(Attach extra pages as required.)

**b** Court name and place

**c** Next Court date

**d** Name of parties

**e** State the nature of the orders sought  
(eg property settlement, parenting orders, child support)

/ /

### Existing orders, agreements or undertakings

**50a** Are there any existing orders, agreements, parenting plans or undertakings to a court about family law, child support, family violence or abuse in relation to a child (including family violence orders which have applied to a child or a member of the child's family), or child welfare issues concerning any of the parties or children listed in this application?

No  Yes

If yes, either **attach copies** of any orders, agreements, parenting plans or undertakings or provide details below.

(If there is more than one order etc, attach extra pages as required.)

**b** Court name and place

**c** Date

**d** Names of parties to the order, agreement, parenting plan or undertaking

/ /

# Important notes for completing Part H of this form

## Part H: De facto relationship jurisdiction – financial causes

- Mark NO or YES for each box in Part H.

### Entitlement to apply and geographic requirements

- The relevant date for Australian Territories and States is 1 March 2009 **EXCEPT** in South Australia for which the relevant date is 1 July 2010.
- If you answer NO to (a) and you have made a choice under subitems 86A(1) or 90A(1) of schedule 1 to the *Family Law (de facto financial matters and other measures) Act 2008*, you must comply with subitem 86A(5) or 90A(5) of that Act. Copies of the written and signed consents and statements of legal advice by legal practitioners for both parties will need to be available and provided at the first court event.
- To enable the Court to exercise its jurisdiction in de facto financial causes you must answer YES to one of the questions in 55b–55e and answer YES to one of the questions 55f or 55g.

**Remove this sheet before filing**

## Part G For property and/or spouse/de facto spouse maintenance applications

If the parties were in a de facto relationship that has broken down, complete Part H

- 51** Have the parties entered into a financial agreement or a part VIIIAB Financial Agreement under the *Family Law Act 1975* or under any relevant state or territory legislation?

No  Yes

- 52** If either party has a superannuation interest, have the parties entered into a binding superannuation agreement in relation to that superannuation interest?

No  Yes

- 53** Is any party currently bankrupt or currently a debtor in bankruptcy proceedings started by either a creditor's petition or a debtor's petition or currently a debtor subject to a personal insolvency agreement?

No  Yes

- 54** Is there a proceeds of crime order or current forfeiture application in relation to any of the property of any of the parties?

No  Yes

If yes, attach a sealed copy of the order or application.

## Part H De facto relationship jurisdiction – financial causes

Complete **all** the boxes below if relying on the Court's jurisdiction to make orders for the benefit of a party to de facto relationship that has broken down.

### Entitlement to apply and geographic requirements

- 55a** Did your de facto relationship break down on or after 1 March 2009 or if resident in South Australia on or after 1 July 2010?\* (See important notes for completing Part H.)

No  Yes

- b** Is the period or the total of the periods of the de facto relationship at least two years?

No  Yes

- c** Is there is a child of the de facto relationship?

No  Yes

- d** Has the applicant made substantial contributions and a failure to make an order or declaration would result in serious injustice to the applicant?

No  Yes

**e** Is, or was, the relationship registered under a prescribed law of a State or Territory of Australia?

No  Yes

**f** Were both parties to the relationship ordinarily resident in one or more of the Australian Territories or New South Wales, Queensland, Victoria, Tasmania or South Australia for at least one third of the domestic relationship, or at the date the relationship broke down?

No  Yes

**g** Did the applicant make substantial contributions in one or more of the Australian Territories or New South Wales, Queensland, Victoria, Tasmania or South Australia?

No  Yes

## Part I Cross-vested jurisdiction

(Complete only if relying on cross-vested jurisdiction. Note: An affidavit **must** be filed – see Rule 4.06 of the *Family Law Rules 2004*)

**56** If relying on a cross-vesting law, specify the Territory law relied on

## Part J Lawyer's declaration

**57** If the applicant is filing this application without a lawyer, this part need not be completed. However the applicant should obtain a copy of the information brochure *Marriage, Families and Separation* from Court staff when filing the application. If a lawyer is filing the application, then the lawyer must give the applicant a copy of the brochure and sign the following declaration.

I gave the applicant(s) a copy of the courts' brochure *Marriage, Families and Separation*.

\_\_\_\_\_  
Signature of lawyer

Full name of lawyer:

Date:        /        /



# Important notes for completing Part K of this form

## Part K: Statement of Truth by Applicant(s)

- Please do not complete this part until you have completed Parts A-J.
- You must complete the Statement of Truth by signing it and dating it.

**Remove this sheet before filing**

**58 Applicant 1**

**Applicant 2**

1. I believe that the facts of which I have personal knowledge are true.

2. All other facts are true to the best of my knowledge, information and belief and the orders sought in this application are supported by evidence.

3. I am aware that I have a duty to the Court and to each other party to give full and frank disclosure – in a timely manner - of all information relevant to the issues in the case.

1. I believe that the facts of which I have personal knowledge are true.

2. All other facts are true to the best of my knowledge, information and belief and the orders sought in this application are supported by evidence.

3. I am aware that I have a duty to the Court and to each other party to give full and frank disclosure – in a timely manner - of all information relevant to the issues in the case.

**I have read and understood this Statement of Truth (please tick)**

**I have read and understood this Statement of Truth (please tick)**

\_\_\_\_\_  
 Signature of Applicant 1

\_\_\_\_\_  
 Signature of Applicant 2

Date:     /     /

Date:     /     /

# Important notice to respondent(s)

You should seek legal advice about this application.

If you do not want the Court to make the orders sought in this application or if you want the Court to make other orders, YOU MUST:

## For proceedings in the Federal Circuit Court of Australia

- file at the Court a *Response*, an affidavit, a *Notice of Risk* in parenting matters, and other relevant documents – including, in financial matters, a *Financial Statement* available from the Courts website [www.federalcircuitcourt.gov.au](http://www.federalcircuitcourt.gov.au)
- deliver a copy of the response, affidavit and other relevant documents to the applicant's address for service within 28 days, and
- attend at the hearing. **Please note: If you do not attend the hearing orders may be made in your absence.**







## For proceedings in the Family Court of Australia

- at least 7 days before the Court date shown on page one of this application, file at the Court a *Response to Initiating Application* and a *Notice of Child Abuse, Family Violence or Risk of Family Violence* in parenting matters where you allege child abuse, family violence or risk of family violence, and in a financial case, a *Financial Statement*. These forms are available on the Courts' website [www.familycourt.gov.au](http://www.familycourt.gov.au)
- file an affidavit if interim or procedural orders are sought by either party. A form of affidavit in support of a response seeking or opposing interim parenting orders is available on the Courts' website [www.familycourt.gov.au](http://www.familycourt.gov.au)
- file other documents, as required, depending on the orders you seek (see Rule 4.18 of the Family Law Rules 2004)
- serve on all other parties copies of the documents filed, at least 7 days before the Court date shown on page one of this application, and
- attend at the hearing. **Please note: If you do not attend the hearing orders may be made in your absence.**

# Where to file

For more information go to [www.familycourt.gov.au](http://www.familycourt.gov.au) or [www.federalcircuitcourt.gov.au](http://www.federalcircuitcourt.gov.au)

 **LIVE CHAT** on the websites ■ Call **1300 352 000** ■ or visit a family law registry near you.

<b>ACT</b>	<b>Canberra Registry</b>	Cnr University Ave and Childers St, Canberra, ACT 2600 (GPO Box 9991 Canberra ACT 2601)	 <b>1300 352 000</b>
<b>NSW</b>	<b>Albury Registry</b>	Level 1, 463 Kiewa St, Albury, NSW, 2640 (PO Box 914 Albury NSW 2640)	
	<b>Dubbo Registry</b>	Cnr Macquarie and Wingewarra Sts Dubbo, NSW 2830 (PO Box 1567 Dubbo NSW 2830)	
	<b>Lismore Registry</b>	Level 2, 29–31 Molesworth St, Lismore, NSW 2480 (PO Box 9 Lismore NSW 2480)	
	<b>Newcastle Registry</b>	61 Bolton St, Newcastle, NSW 2300 (PO Box 9991 Newcastle NSW 2300)	
	<b>Parramatta Registry</b>	1–3 George St, Parramatta, NSW 2123 (PO Box 9991 Parramatta NSW 2123)	
	<b>Sydney Registry</b>	97–99 Goulburn St, Sydney, NSW 2000 (GPO Box 9991 Sydney NSW 2001)	
	<b>Wollongong Registry</b>	Level 1, 43 Burelli St, Wollongong, NSW 2500 (PO Box 825 Wollongong NSW 2500)	 <b>1300 352 000</b>
<b>NT</b>	<b>Darwin Registry</b>	Supreme Court Building, State Square, Darwin, NT 0800 (GPO Box 9991 Darwin NT 0801)	 <b>1300 352 000</b>
<b>QLD</b>	<b>Brisbane Registry</b>	119 North Quay, Brisbane, QLD 4000 (GPO Box 9991 Brisbane QLD 4001)	
	<b>Cairns Registry</b>	Level 3 and 4, 104 Grafton St Cairns QLD 4870 (PO Box 9991 Cairns QLD 4870)	
	<b>Rockhampton Registry</b>	46 East St (Cnr Fitzroy St), Rockhampton, QLD 4700 (PO Box 9991 Rockhampton QLD 4700)	
	<b>Townsville Registry</b>	Level 2, 143 Walker St Townsville Qld 4810 (PO Box 9991 Townsville QLD 4810)	 <b>1300 352 000</b>
<b>SA</b>	<b>Adelaide Registry</b>	3 Angas St, Adelaide, SA 5000 (GPO Box 9991 Adelaide SA 5001)	 <b>1300 352 000</b>
<b>TAS</b>	<b>Hobart Registry</b>	39–41 Davey St, Hobart, Tas 7000 (GPO Box 9991 Hobart Tas 7001)	
	<b>Launceston Registry</b>	Level 3, ANZ Building, Cnr Brisbane and George Sts Launceston Tas 7250 (PO Box 9991 Launceston Tas 7250)	 <b>1300 352 000</b>
<b>VIC</b>	<b>Dandenong Registry</b>	53–55 Robinson St, Dandenong, Vic 3175 (PO Box 9991 Dandenong Vic 3175)	
	<b>Melbourne Registry</b>	305 William St, Melbourne, Vic 3000 (GPO Box 9991 Melbourne Vic 3001)	 <b>1300 352 000</b>
<b>WA</b>	<b>Family Court of Western Australia</b>	150 Terrace Rd, Perth, WA 6000 (GPO Box 9991 Perth WA 6848)	 <b>(08) 9224 8222</b>

## Help in other languages

If you have difficulty with English, contact the Department of Immigration and Citizenship's translating and interpreting service on 131 450. If you need an interpreter for a Court event please ask Court staff to arrange an interpreter for you.

### Arabic

إن كنت تلامي صعوبة في التعامل باللغة الإنجليزية فاتصل بخدمة الترجمة الخاطبة والشفهية التابعة لـ Department of Immigration and Citizenship (دائرة الهجرة والجنسية) على الرقم 131 450. أما إن كنت بحاجة لترجم شفهي لأمر يتعلق بالثول أمام المحكمة فاطلب من موظفي المحكمة تدبير مترجم لك.

### Cantonese

如果您不懂英語，請聯絡Department of Immigration and Citizenship (移民及公民事務部) 的翻譯和傳譯服務，電話131 450。如果處理法庭事務時需要傳譯員協助，請要求法院工作人員為您安排。

### Croatian

Ako imate poteškoća s engleskim jezikom, nazovite službu prevoditelja i tumača pri Department of Immigration and Citizenship (Ministarstvu za useljavanje i državljanstvo) na 131 450. Zatreba li vam tumač zbog poslova sa sudom, zamolite djelatnike u sudu da vam organiziraju tumača.

### Filipino

Kung kayo ay nahihirapan sa Ingles, tagawan ang serbisyo sa pagsasalin at pagpapaliwanag ng Department of Immigration and Citizenship (Kagawaran ng Imigrasyon at Pagkamamamayan) sa 131 450. Kung kailangan ninyo ng tagapagpaliwanag sa Korte, mangyari lamang na hilingin sa kawani ng Korte na ihanda ang isang tagapagpaliwanag para sa inyo.

### Greek

Αν δυσκολεύεστε με τα Αγγλικά, επικοινωνήστε με την υπηρεσία μεταφραστών και διερμηνέων του Department of Immigration and Citizenship (Υπουργείο Μετανάστευσης και Υπηκοότητας) στο 131 450. Αν χρειάζεστε διερμηνέα για κάποια υπόθεση στο Δικαστήριο παρακαλείστε να ζητήσετε από το προσωπικό του Δικαστηρίου να σας κανονίσει διερμηνέα.

### Italian

Se avete difficoltà a comunicare in inglese, contattate il servizio traduzioni e interpreti del Department of Immigration and Citizenship (ministero dell'immigrazione e della cittadinanza) al numero 131 450. Se vi serve un interprete per una pratica di natura giudiziaria, chiedete al personale del tribunale di procurarvi un interprete.

### Korean

영어로 의사소통을 하시는데 어려움이 있으시면 Department of Immigration and Citizenship (이민 시민권부)의 통번역 서비스, 전화 131 450번으로 연락하시기 바랍니다. 법원 관련 업무로 통역 서비스가 필요하시면 법원 직원에게 통역 주선을 의뢰하십시오.

### Macedonian

Ako imate tешкотии со англискиот јазик, телефонирајте во службата за писмено и усмено преведување на Department of Immigration and Citizenship (Одделот за доселување и државјанство) на 131 450. Ако ви треба преведувач за некоја судска постапка, ве молиме, замолете го персоналот во судот да ви организира преведувач.

### Mandarin

如果您不懂英語，請聯絡Department of Immigration and Citizenship (移民和公民事務部) 的翻譯和傳譯服務，電話131 450。如果處理法庭事務時需要傳譯員協助，請要求法院工作人員為您安排。

### Polish

Jeśli masz trudności z językiem angielskim, zadzwoń do służby tłumaczy języka pisanego i mówionego przy Department of Immigration and Citizenship (Ministerstwie Imigracji i Obywatelstwa) pod numer 131 450. Jeśli potrzebujesz tłumacza na rozprawę sądową, poproś, aby zamówił go dla Ciebie pracownik sądu.

### Russian

Если у вас трудности с английским языком, свяжитесь со службой письменного и устного перевода при Department of Immigration and Citizenship (Департаменте иммиграции и гражданства) по телефону 131 450. Если вам нужен переводчик для суда, попросите работников суда вызвать для вас переводчика.

### Serbian

Ako imate проблема са енглеским, обратите се служби преводилаца и тумача Department of Immigration and Citizenship (Министарства за имиграцију и држављанство) на 131 450. Ако вам треба тумач за суд, молимо вас да замолите особље суда да вам закаже тумача.

### Spanish

Si usted tiene dificultades con el inglés, llame al servicio de traducción e interpretación del Department of Immigration and Citizenship (Departamento de Inmigración y Ciudadanía) al 131 450. Si necesita un intérprete para un Tribunal, pida al personal del Tribunal que se lo organice.

### Thai

หากท่านมีปัญหारेื่องภาษาอังกฤษ ติดต่อบริการล่ามและการแปลของ Department of Immigration and Citizenship (กระทรวงการอพยพและการเป็นประชาชน) ได้ที่หมายเลข 131 450 หากท่านต้องการล่ามสำหรับคดีในศาล กรุณาแจ้งเจ้าหน้าที่ศาลเพื่อจัดหาล่ามให้ท่าน

### Turkish

Eğer İngilizce'de zorluk çekiyorsanız, Department of Immigration and Citizenship'e (Göçmenlik ve Vatandaşlık İşleri Bakanlığı) bağlı olan yazılı ve sözlü tercümanlık servisi ile 131 450 nolu telefonla irtibata geçiniz. Eğer bir Mahkeme davası için tercümana ihtiyacınız varsa, lütfen Mahkeme görevlilerinden size bir tercüman ayarlamalarını isteyiniz.

### Vietnamese

Nếu bị trở ngại tiếng Anh, xin quý vị liên lạc với dịch vụ thông phiên dịch của Department of Immigration and Citizenship (Bộ Di Trú và Tư Cách Công Dân) theo số 131 450. Nếu cần thông dịch viên khi ra Tòa, xin quý vị hãy yêu cầu nhân viên Tòa án sắp xếp thông dịch viên cho quý vị.