

Application for reduction of payment of divorce or decree of nullity – financial hardship

Family Law (Fee	s) Regulation	2012 -	Section	2.06

Give Details	
File number	
File name	
Date filed	

Notice to applicant

For approval for a fee reduction, you will need to show that your income, day-to-day living expenses, liabilities and assets are at such a level that payment of the full fee would cause you financial hardship.

In considering your application the Court may ask you to provide documentary evidence to support your claim. In this case your application will be returned to you with instructions as to what further information you need to provide in the 'Notice of request for more information' on page 3 of this form.

If you are applying for a reduced court fee, this form must be lodged at the same time as the application being filed.

An approval is valid only for the current court fee for which you are applying. If a further fee is payable you will need to reapply.

- Cross boxes where applicable. Type or print clearly.
- Attach an extra page if you need more space for any of the details requested
- If your application for reduction is unsuccessful, you will be required to pay the full filing fee before your forms will be accepted.

Warning: Under the Criminal Code any person who knowingly makes an untrue representation or statement to obtain a benefit or advantage from the Commonwealth is guilty of an offence and, if found guilty, can be fined or imprisoned.

Note: Where there is more than one applicant to an application, all applicants must meet the requirements for an exemption/reduction or the full fee applies.

Reductions only apply to divorce application and decree of nullity fees and **do not** apply to fees to serve documents on a person.

GST does not apply to court fees.

Part A -	Details			
Name and address	family name(surname) Smith	given names John		
address	123 Applicant Street, Cowra NSW	postcode 2794	postcode 2794 telephone 04X XXX XXX	
Is this an app	olication for a decree of nullity Yes No			
Number of po	eople who are dependent on you (this may include a	dependent spouse and any ch	uildren under 18)? <u>0</u>	
Part B -	Your income (convert all income to fo	rtnightly figures)	TOTAL	
Salary/wages/pension income – before tax			\$1,400	
Interest			\$NIL	
Rent or boa	ard received		\$NIL	
Company p	rofits		\$NIL	
Other income (include any child support/spouse maintenance received and so on)		\$NIL		
Gross tota	I for each fortnight (before tax)		\$1,400	
Net total fo	r each fortnight (after tax)		\$1,240	

Your home Other real estate	\$NIL
Other real estate	
	\$NIL
C1 – subtotal – value of assets	\$0
Balance of all bank, credit union and building society accounts	\$500
Shares	\$NIL
Managed investments (including superannuation funds you can draw on now)	\$NIL
Bonds	\$NIL
Other liquid assets (give details)	\$NIL
C2 – subtotal – value of liquid assets	\$500
Part D – Your liabilities (whole amount owing)	TOTAL
Mortgages (give details)	\$NIL
Credit cards (give details)	\$7,000
Loans/leases (give details)	\$1,500
Other (specify and give details)	\$NIL
Total	\$8,500
Part E – Your day-to-day living expenses (for each fortnight)	TOTAL
Food	\$300
Mortgage/rent	\$800
Gas, electricity, water, heating, telephone, rates, insurance	\$60
Car/travel	\$140
Superannuation	\$NIL
Clothing, medical and other personal expenses	\$100
Children's expenses (include child support, child care, school fees, children's clothing and so or	7) \$40
Other (specify and give details)	\$NIL
Total	\$1,440
Part F – Other circumstances	
If you do not meet the test as set out in the Guidelines, you may still qualify if there are circumstances which would cause you hardship if you were required to pay a full fee. In this case, give details here. Attach an expect more space.	xtra page if you
I am currently employed part-time and earn approximately \$1,240 per fortnight (after tax).	1
I have living expenses of approximately \$1,440 per fortnight.	
I am unable to pay the application fee for a divorce from my wage. I only have savings of approximately \$500.	
If I do not qualify for a fee reduction, I will not be able to apply for a divorce.	

Part G - Certification by applicant (to be signed in the presence of the witness)

I certify that:

- 1. I am the applicant
- 2. I have read this application
- 3. The facts in it that are within my personal knowledge are true
- 4. All other facts are true to the best of my knowledge, information and belief
- 5. I have disclosed all relevant financial information
- 6. I am aware that it is an offence to provide information or a document in connection with this application that is false or misleading.

Signature	Place:	Date:		
John Smith	Cowra	04/11/20XX		
Before me (signature of witness)	Full name of witness (please print)			
Karen Wilness	Karen Witness			
This application was prepared by:				
⊠ applicant or □ lawyer				
(print lawyers name)				
(Office Has Only)				
(Office Use Only) Notice of request for more information				
Having considered your application, the Court requests you to provide documentary evidence of your income, assets, liabilities and day-to-day living expenses to support your claim In particular, you will need to provide the following				
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The documents listed above should be provided within 14 days of the date on which this notice was issued. You can provide the originals or photocopies to the Court attached to the back of this application.				
Signature of officer Name of officer	ו	Date//		