

APPLICATION FOR DECLARATION OF NULLITY OF MARRIAGE
DUE TO LACK OF CANONICAL FORM
C.J.C. CANON 1108

INFORMATION TO BE SUPPLIED BY THE APPLICANT

(Note: The questions should be asked and the answers written by the interviewing Priest. Should extra space be needed, please use a separate sheet.)

THE PERSON SHOULD GIVE EVIDENCE UNDER OATH

“I solemnly swear to tell the truth, the whole truth and nothing but the truth. So help me God and these His Holy Gospels which I touch with my hand.”

1. What is your full name (maiden name also)? _____
2. Place of residence? _____
3. Phone Number: _____ Mobile: _____
4. Email address: _____
5. Date and Place of Birth? _____
6. When, where and to whom were you married? _____

Full (certified) copy of Marriage Certificate to be presented to the Tribunal. Certificates should be obtained from the State or Territory of the place where the marriage was celebrated

7. Was this your first marriage? YES/NO If not, please give details of any other marriages:

8. Was the marriage to you the first marriage of the other party? YES/NO
If not, please give details of other marriage: _____
9. What was your religion at the time of the marriage? _____
10. What was the religion of the other party? _____
11. Has either party any connection with an Eastern Rite Church, Catholic or Orthodox? YES/NO
12. When and where was the Catholic party baptised? _____

RECENT Copy of Certificate of Baptism MUST be presented to the Tribunal (issued within last 6 months)

13. Where was the Catholic party living at the time of the marriage? _____
14. Did the Catholic party at any time before the marriage formally leave the Catholic Church and join any other Church? YES/NO
15. Was permission sought and obtained from the Bishop for the marriage to take place other than in the Catholic Church? YES/NO

16. Why did the Catholic party not insist on a Catholic ceremony? _____
17. Was the marriage ever repeated or blessed in the Catholic Church? _____
18. Any request/suggestion made that this marriage should be rectified or blessed in the Catholic Church? YES/NO
19. Please give the FULL address(s) where you lived during the marriage to your former partner and the times you lived in each location:

ADDRESS:	DATES IN RESIDENCE:
1)	
2)	
3)	

20. Were any children born of this marriage? YES/NO If YES, how many? _____
21. If YES, were they baptised in the Catholic Church? YES/NO
22. Where did this take place? _____

23. When did you finally separate from your former partner? _____
24. Have you been civilly divorced from your former partner? YES/NO
(Evidence of Decree Absolute must be presented to the Tribunal)
25. The present address of your former partner? _____

26. If the marriage took place before 1st January 1949, evidence of the Catholic upbringing of the party must be produced. What evidence is tendered in this regard? _____
(A Confirmation or First Communion Certificate is required)
27. Please supply: Name: _____
Address: _____
Religion: _____ of the person you wish to marry.
28. Where is the proposed marriage to take place? _____

29. Date of Marriage: _____ Name of Celebrant: _____

SPECIAL QUESTIONS CONCERNING MAINTENANCE:

- a) Are you meeting your obligations, financial and otherwise, towards your former spouse?
- b) If required by law or agreement to pay maintenance to your former partner, do you regularly pay it?
- c) If your former partner has custody of the children of the marriage, do you regularly pay maintenance for them, as justice demands?

“I hereby confirm on Oath that I have answered the above questions truthfully. So help me God and these His Holy Gospels which I touch with my hand.”

Signed: _____ Date: _____

Priest Witness: _____ Parish: _____

CHECK LIST FOR PRIESTS:

Are the following documents presented to the Tribunal?

1. *Certificates – 3 – Baptism, Marriage, Divorce.*
2. *Application for Dispensation (if new marriage is a mixed marriage).*
3. *Proof mentioned in No. 26 above (if before 1949).*
4. *Cheque for expenses - \$150.00 – payable to ‘Tribunal of the Catholic Church.’*

OFFICE USE ONLY:

In connection with this case, the following Certificates were supplied:

Certificate of Catholic Baptism of _____

Baptised at _____ on _____

Certificate of Marriage _____

Decree Absolute of Civil Divorce, granted at _____

_____ on _____

NO RECORD OF VALIDATION OR DISPENSATION FROM FORM

The records of the Archdiocese of Adelaide have been examined and there is no evidence of any Dispensation or Retroactive Validation having been granted for this attempted marriage from _____

_____ until _____

Date: _____ Signed: _____

Notary

I certify that information has been recorded from the Diocese(s) Parishes of:

That there is no evidence of the validation of this marriage, or of the granting of any Dispensation (including Dispensation from Form) or Retroactive Validation in connection with it.

Date: _____ Signed: _____

Notary