

Financial Statement Kit

www.familycourt.gov.au

www.federalcircuitcourt.gov.au

Use this kit if you are a party to a financial case:

- such as property settlement, maintenance, child support or financial enforcement

This kit comprises:

- Information including relevant parts of the Family Law Rules and Federal Circuit Court Rules (pages A, B and C)
- Financial Statement (pages 1–12) including accompanying information on the left hand pages
- Where to file
- Help in other languages

Important notes on completing this form

- The financial information you are providing should relate to your present financial circumstances and not those that existed at the date of separation.
- You must answer every item.
- Type or print clearly and mark [X] all boxes that apply.
- Write all amounts in whole dollars.
- If you can only give an estimate, insert the letter 'E' before the amount stated.
- If you do not know any information required and cannot estimate it after thorough inquiry, then insert the letters 'NK' (not known) in the space provided.
- If the amount for an item is nil, write 'NIL'.
- You must make full and frank disclosure of your finances. You must read rule 13.04 of the Family Law Rules if filing in the Family Court or rule 24.03 of the Federal Circuit Court Rules if filing in the Federal Circuit Court, which are printed on the next page.
- Under Rule 13.04(2) of the Family Law Rules if you are aware that completing this form will not fully discharge the duty to make a full and frank disclosure, you (or someone for you, eg. your accountant) must file an affidavit giving further particulars, in addition to this form. This Rule is printed on the next page.
- For an order about maintenance, child support or financial enforcement you must complete Part N on page 11.
- If you need more space for any item use the extra page at Part O on page 12.

Important! This form must be served on all other parties.

Legal advice

Court staff cannot provide legal advice, although they can help with questions about legal procedure and the Court process.

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 the rules of evidence that may apply to your affidavit.

If you are unsure of how to seek legal advice or how to choose a lawyer, the Law Society or Institute in your State or Territory may be able to help you.

If you think you may be eligible for legal aid, contact your nearest Legal Aid office. If you are an Aboriginal or Torres Strait Islander you can also contact your local Aboriginal, or Aboriginal and Torres Strait Islander Legal Service.

You may also be able to obtain assistance from your nearest Community Legal Centre.

WARNING

A failure to give full and frank disclosure has serious consequences. These consequences may include you:

- having to file further documents;
- having to pay the other party's legal costs;
- being fined;
- being charged with contempt of court.

Change of financial circumstances

If your financial circumstances change significantly you must file a new Financial Statement. For Family Court Proceedings See Rule 13.06 of the Family Law Rules. For Federal Circuit Court proceedings see Rule 24.06 of the Federal Circuit Court Rules

Family Law Rules, 13.04: Full and frank disclosure

- (1) A party to a financial case must make full and frank disclosure of the party's financial circumstances, including:
 - (a) the party's earnings, including income that is paid or assigned to another party, person or legal entity;
 - (b) any vested or contingent interest in property;
 - (c) any vested or contingent interest in property owned by a legal entity that is fully or partially owned or controlled by a party;
 - (d) any income earned by a legal entity fully or partially owned or controlled by a party, including income that is paid or assigned to any other party, person or legal entity;
 - (e) the party's other financial resources;
 - (f) any trust:
 - (i) of which the party is the appointor or trustee;
 - (ii) of which the party, the party's child, spouse or de facto spouse is an eligible beneficiary as to capital or income;
 - (iii) of which a corporation is an eligible beneficiary as to capital or income if the party, or the party's child, spouse or de facto spouse is a shareholder or director of the corporation;
 - (iv) over which the party has any direct or indirect power or control;
 - (v) of which the party has the direct or indirect power to remove or appoint a trustee;
 - (vi) of which the party has the power (whether subject to the concurrence of another person or not) to amend the terms;
 - (vii) of which the party has the power to disapprove a proposed amendment of the terms or the appointment or removal of a trustee; or
 - (viii) over which a corporation has a power mentioned in any of subparagraphs (iv) to (vii), if the party, the party's child, spouse or de facto spouse is a director or shareholder of the corporation;
 - (g) any disposal of property (whether by sale, transfer, assignment or gift) made by the party, a legal entity mentioned in paragraph (c), a corporation or a trust mentioned in paragraph (f), that may affect, defeat or deplete a claim:
 - (i) in the 12 months immediately before the separation of the parties; or
 - (ii) since the final separation of the parties;
 - (h) liabilities and contingent liabilities
- (2) Paragraph (1) (g) does not apply to a disposal of property made with the consent or knowledge of the other party or in the ordinary course of business.
- (3) In this rule:

legal entity means a corporation (other than a public company), trust, partnership, joint venture business or other commercial activity.

Federal Circuit Court Rules, 24.03: Full and frank disclosure

- (1) A party required under this Part to file a financial statement or affidavit of financial circumstances must make in the statement or affidavit a full and frank disclosure of his or her financial circumstances, including details of:
 - (a) any vested or contingent interest in property (including real or personal property, superannuation and legal and equitable interests); and
 - (b) income from all sources, including any benefit received in relation to, or in connection with, the party's employment or business interests; and
 - (c) the party's other financial resources; and
 - (d) any trust:
 - (i) of which the party is, or has been since the separation of the parties, the appointor or trustee;
 - (ii) of which the party, or the party's child, spouse or de facto spouse is, or has been since the separation of the parties, an eligible beneficiary as to capital or income; or
 - (iii) of which a corporation is an eligible beneficiary as to capital or income if the party, or the party's child, spouse or de facto spouse is, or has been since the separation of the parties, a shareholder or director of the corporation; or
 - (iv) over which the party has, or has had since the separation of the parties, any direct or indirect power or control; or
 - (v) of which the party has, or has had since the separation of the parties, the direct or indirect power to remove or appoint a trustee; or
 - (vi) of which the party has, or has had since the separation of the parties, the power (whether subject to the concurrence of another person or not) to amend the terms; or
 - (vii) of which the party has, or has had since the separation of the parties, the power to disapprove a proposed amendment of the terms or the appointment or removal of a trustee; or
 - (viii) over which a corporation has, or has had since the separation of the parties, a power mentioned in subparagraphs (iv) to (vii), if the party is a director or shareholder of the corporation; and
 - (e) any gift or other disposition of property made by the party since the separation of the parties; and
 - (f) if there is a partnership, trust or company (except a public company) in which the party has an interest, copies of the 3 most recent financial statements and the last 4 business activity statements lodged by the partnership, trust or company.

For Family Court Proceedings:

Family Law Rules, 13.05: Financial statement

- (2) If a party is aware that the completion of a Financial Statement will not fully discharge the duty to make full and frank disclosure, the party must file an affidavit giving further particulars.

Note The court may order a party to file an affidavit giving further particulars in relation to the party's financial affairs.

Financial Statement

Family Law Rules ~ **RULE 13.05**
Federal Circuit Court Rules ~ **RULE 24.02**

Please type or print clearly and mark [X] all boxes that apply. Attach extra pages if you need more space to answer any questions.

Filed in:

- Family Court of Australia
- Family Court of Western Australia
- Federal Circuit Court of Australia
- Other (specify) _____

Filed on behalf of:

Full name _____

MARK [x] IN THE BOX THAT APPLIES TO YOU

- Husband/father
- Wife/mother
- Other (specify) _____

This form is to be used by a party to a financial case, such as property settlement, maintenance, child support or financial enforcement.

Client ID _____

File number _____

Filed at _____

Filed on _____

Court Location _____

Next Court date (if known) _____

Part A About you

1 What is your family name as used now? Given names?

| | |
|--|--|
| | |
|--|--|

What is your residential address?

| | |
|-------|----------|
| | |
| State | Postcode |

Please tick as applicable – only one box should be selected

AFFIDAVIT – for proceedings in the:

Family Court I swear*/affirm* that:

- (a) I have read Rule 13.04 and I am aware that by law I have an obligation to make a full and frank disclosure of my financial circumstances to the Court and each other party. In particular, I have disclosed in this document or in an affidavit filed by me or on my behalf under Rule 13.05(2), all matters I am required to disclose under Rule 13.04.
- (b) The information in the financial statement and any attachments to it which are within my personal knowledge are true. Where I have given an estimate in this financial statement, it is based on my knowledge and is given in good faith. All other information given in this financial statement and any attachments is true to the best of my knowledge, information and belief.
- (c) I have no income, property or financial resources other than as set out in this document or any affidavit filed by me under Rule 13.05(2).

Federal Circuit Court I swear*/affirm* that:

- (a) I have read Rule 24.03 and I am aware that by law I have an obligation to make a full and frank disclosure of my financial circumstances to the Court and each other party. In particular, I have disclosed in this document all matters I am required to disclose under Rule 24.03.
- (b) The information in the financial statement and any attachments to it which are within my personal knowledge are true. Where I have given an estimate in this financial statement, it is based on my knowledge and is given in good faith. All other information given in this financial statement and any attachments is true to the best of my knowledge, information and belief.
- (c) I have no income, property or financial resources other than as set out in this document.

| | |
|----------------|----------------------|
| Your signature | Place _____ Date / / |
|----------------|----------------------|

| | |
|----------------------------------|-------------------------------------|
| Before me (signature of witness) | Full name of witness (please print) |
|----------------------------------|-------------------------------------|

- Justice of the Peace
- Notary public
- Lawyer
- Authorised Staff Member of the Court

* delete whichever is inapplicable

This financial statement was prepared by:

- the applicant
- the respondent
- lawyer

| |
|--|
| |
|--|

PRINT NAME AND LAWYER'S CODE

Part B Financial summary

IMPORTANT: As you complete the rest of this form you will be asked to transfer the totals for Items D, G, I-L to this summary

- 2 A** Your total average weekly income (THIS IS THE FIGURE AT ITEM 16) \$ _____
- B** Your total personal expenditure (THIS IS THE FIGURE AT ITEM 33) \$ _____
- C** Total value of property owned by you (THIS IS THE FIGURE AT ITEM 44) \$ _____
- D** Total gross value of your superannuation (THIS IS THE FIGURE AT ITEM 45) \$ _____
- E** Total of your liabilities (THIS IS THE FIGURE AT ITEM 55) \$ _____
- F** Total of your financial resources (THIS IS THE FIGURE AT ITEM 58) \$ _____

Part C Your employment details

3 What is your current occupation?

4 Are you employed

No GO TO PART D

Yes GIVE DETAILS

full time

permanently

on contract

part time

casually

5 What is the name of your employer?

6 What is the address of your employer?

| | | |
|----------------------|----------|-------|
| <input type="text"/> | | |
| STATE | POSTCODE | PHONE |

7 How long have you been employed at this place?

YEARS

MONTHS

DAYS

8 Are you self-employed?

No

Yes STATE THE NAME OF THE BUSINESS /COMPANY/PARTNERSHIP/TRUST

INCOME – SPECIFY ALL AMOUNTS AS A WEEKLY FIGURE

- Specify current weekly income by completing all Items 9-15 that apply to you.
- All income must be recorded as weekly amounts. If you receive any income once a year, divide the yearly amount by 52 to calculate the weekly amount (likewise for quarterly, monthly, fortnightly or other periodic income).
- Include all amounts received even if they are not taxable.
- Include income received for the benefit of other persons, such as child support, board or carer's allowance.
- If you need more space for any item use the extra page at Part O on page 12.

Item 9

Insert a weekly figure for your gross salary or wages from all paid employment. If you are paid monthly multiply by 12 and divide by 52. Your gross salary is what you are paid before any deductions for tax or other payments made on your behalf. Also include any weekly sums paid to you for overtime and loading, commissions, allowances, penalties, bonuses, tips and gratuities.

Item 10

Specify a weekly figure for all interest paid to you by any bank, building society or credit union, any interest paid to you on a mortgage, any dividend on shares or any income from any rental property. In each case give the type of income and who it is paid by.

Item 11

An example of income you would include is drawings. Do not include any amount already specified in Items 9 and 10.

Item 12

Specify any payment to you from any government, including any overseas government.

Item 14

State type of benefit eg. motor vehicle, telephone, lease or hire purchase payments, superannuation, salary sacrifice.

Item 15

State all other income, such as any board, monies received from trusts/estates, periodic superannuation payments, workers compensation, income protection insurance, termination/redundancy payments. Include any lump sum payments received during the last 12 months, expressed as a weekly figure.

Part D Your income

NOTE: GIVE WEEKLY AMOUNTS IN WHOLE DOLLARS. IF THE AMOUNT FOR AN ITEM IS NIL, WRITE 'NIL'.
IF YOU CAN ONLY GIVE AN ESTIMATE INSERT THE LETTER 'E' BEFORE THE AMOUNT STATED

AVERAGE WEEKLY AMOUNT

9 Total salary or wages before tax

10 Investment income (before tax)

| |
|--|
| INCOME TYPE (eg. rent, interest, dividend) |
| PAID BY (bank, mortgagor, company, tenant) |

| |
|--|
| INCOME TYPE (eg. rent, interest, dividend) |
| PAID BY (bank, mortgagor, company, tenant) |

11 Income from business/
partnership/
company/
trust

| |
|---|
| NAME OF BUSINESS/ PARTNERSHIP/ COMPANY/TRUST |
| TYPE OF BUSINESS |
| ADDRESS OF BUSINESS/ PARTNERSHIP/ COMPANY/TRUST |
| State Postcode |

12 Government benefits

| |
|-----------------|
| TYPE OF BENEFIT |
|-----------------|

| |
|-----------------|
| TYPE OF BENEFIT |
|-----------------|

13 Maintenance/
child support

| |
|---|
| PAID BY |
| FOR THE BENEFIT OF \$ REQUIRED TO BE PAID |
| <input type="text" value="\$"/> |

| |
|---------------------------------|
| ACTUALLY RECEIVED |
| <input type="text" value="\$"/> |

| |
|---|
| PAID BY |
| FOR THE BENEFIT OF \$ REQUIRED TO BE PAID |
| <input type="text" value="\$"/> |

| |
|---------------------------------|
| ACTUALLY RECEIVED |
| <input type="text" value="\$"/> |

14 Benefits from employment/
business

| |
|-----------------|
| TYPE OF BENEFIT |
|-----------------|

| |
|-----------------|
| TYPE OF BENEFIT |
|-----------------|

15 Other income

| |
|-------------|
| PAID BY |
| INCOME TYPE |

16

TOTAL AVERAGE WEEKLY INCOME
WRITE THE ITEM 16 TOTAL AT ITEM 2A ON PAGE 2 OF THIS FORM

Item 18

Include in here any of your expenses paid by any other person, other than your employer, for your benefit. For example, rent, motor vehicle or other expenses paid by another person. Do not include these figures in your final income total.

PERSONAL EXPENDITURE - SPECIFY ALL AMOUNTS AS A WEEKLY FIGURE

- Specify current weekly expenses by completing all Items 19-32 that apply to you.
- If expenses include amounts for the benefit of other persons, provide the details at Item 34 in Part H.
- Your expenses must be recorded as weekly amounts. If you pay expenses once a year, divide the yearly amount by 52 to calculate the weekly amount (likewise for quarterly, monthly, fortnightly or other periodic expenses).
- If you need more space for any item use the extra page at Part O on page 12.

Item 19

State all income tax deducted by your employer/s. Where you are self-employed, include the PAYG amount.

Item 20

State your contribution to superannuation funds other than contributions made by your employer.

Item 21

These are the mortgage or rent payments on the home in which you live. State name of lender or if rented, to whom the rent is paid.

Item 22

Specify for the home in which you live all compulsory rates and taxes, including water and local government charges, and unit levies that you pay. Unit levies are fixed levies paid by you to a body corporate for the unit in which you live.

Item 23

Specify the mortgage payments made by you on any property other than the home in which you live. State name of lender and property secured by the mortgage.

Item 24

Specify the payments by you on any property other than the home in which you live (eg. for rental property).

Part E Other income earners in your household

17 Give the name, age and relationship to you and gross income of each other occupant of your household

| | AGE | RELATIONSHIP TO YOU | AVERAGE WEEKLY AMOUNT |
|------|-----|---------------------|-----------------------|
| NAME | | | \$ |
| NAME | | | \$ |
| NAME | | | \$ |

Part F Expenses paid by others for your benefit

18

| | | |
|---------|-----------------|----|
| PAID BY | TYPE OF EXPENSE | \$ |
| PAID BY | TYPE OF EXPENSE | \$ |
| PAID BY | TYPE OF EXPENSE | \$ |

Part G Personal expenditure

NOTE: GIVE WEEKLY AMOUNTS IN WHOLE DOLLARS. IF THE AMOUNT FOR AN ITEM IS NIL, WRITE 'NIL'.
IF YOU CAN ONLY GIVE AN ESTIMATE INSERT THE LETTER 'E' BEFORE THE AMOUNT STATED

| | | AVERAGE WEEKLY AMOUNT |
|----|---|-----------------------|
| 19 | Total income tax | \$ |
| 20 | Superannuation <input type="text" value="PLAN NAME"/> | \$ |
| 21 | Mortgage payments/ rent <input type="text" value="NAME OF LENDER/LANDLORD"/> | \$ |
| 22 | Rates, unit levies | \$ |
| 23 | Other mortgage payments <input type="text" value="NAME OF LENDER"/> <input type="text" value="ADDRESS OF PROPERTY"/> | \$ |
| 24 | Other rates, unit levies | \$ |
| 25 | Life insurance premiums <input type="text" value="TYPE OF POLICY"/> <input type="text" value="POLICY NO:"/> <input type="text" value="NAME OF INSURER"/> | \$ |
| | <input type="text" value="TYPE OF POLICY"/> <input type="text" value="POLICY NO:"/> <input type="text" value="NAME OF INSURER"/> | \$ |

PERSONAL EXPENDITURE - CONTINUED

Item 26

This covers all insurance other than life insurance (eg. health, house, contents, motor vehicle, workers compensation, personal accident/disability and professional negligence).

Item 28

Specify the property, including its make (if appropriate) that is the subject of the agreement or lease, and the company or person to whom payment is made.

Item 29

State the name of lender and type of loan, such as an overdraft or a personal loan.

Item 30

State the card type, minimum payment and the name of the company that issued the card.

Item 32

Specify the total of all other expenditure on a weekly basis. This would usually be the total of the items set out in Part N. If the application is for an order for property settlement only you do not need to complete and attach Part N. You only include the total at this item.

PERSONAL EXPENDITURE - CONTINUED

AVERAGE WEEKLY AMOUNT

26 Other insurance premiums

| |
|-----------------|
| TYPE OF POLICY |
| POLICY NO: |
| NAME OF INSURER |

\$

| |
|-----------------|
| TYPE OF POLICY |
| POLICY NO: |
| NAME OF INSURER |

\$

| |
|-----------------|
| TYPE OF POLICY |
| POLICY NO: |
| NAME OF INSURER |

\$

27 Motor vehicle registration

| | |
|----------|--------------|
| REG. NO: | VEHICLE MAKE |
|----------|--------------|

\$

28 Hire purchase/lease agreements

| |
|------------------------|
| DESCRIBE THE PROPERTY |
| NAME OF COMPANY/PERSON |

\$

29 Loan repayments

| |
|----------------|
| NAME OF LENDER |
| TYPE OF LOAN |

\$

30 Credit card payments

| | |
|-----------------|--------------------|
| CARD TYPE | Minimum Payment \$ |
| NAME OF COMPANY | |

\$

| | |
|-----------------|--------------------|
| CARD TYPE | Minimum Payment \$ |
| NAME OF COMPANY | |

\$

31 Maintenance payments/child support

| | |
|---|--|
| PAID FOR THE BENEFIT OF | |
| <input type="checkbox"/> assessment <input type="checkbox"/> agreement <input type="checkbox"/> order | AMOUNT OF ASSESSMENT, AGREEMENT OR ORDER \$ |

ACTUAL PAYMENT

\$

32 Total of all other expenditure

\$

33

TOTAL PERSONAL EXPENDITURE
WRITE THIS ITEM 33 TOTAL AT ITEM 2B ON PAGE 2 OF THIS FORM

\$

PROPERTY OWNED BY YOU

- List all property which you own or in which you have an interest in Australia or overseas.
- If you need more space for any item use the extra page at Part O on page 12.

Item 35

State the full names of the registered owners and the current value of the property. If owned with other persons specify the value of your share.

Item 36

Identify the property and state the full names of the other registered owners. If owned with other persons put the value of your share.

Item 37

Specify the current balance of all accounts in your name or from which you can make withdrawals in banks, credit unions, building societies and other financial institutions. Give the name and number of the account, including the BSB, and the name and branch of the bank, credit union, building society or other financial institution where the account is held. If owned with other persons put the value of your share.

Item 38

Specify all shares in public companies, debentures, mortgages, loans, fixed or other deposits and any other investments in your name whether with others or not. Give details of investments and names of co-owners. If owned with other persons put the value of your share.

Part H Personal expenses you pay for the benefit of others

- 34** State which of the expenses in Part G are paid by you for other persons

| | |
|----------------|----|
| NAME OF PERSON | \$ |
| GIVE DETAILS | |
| NAME OF PERSON | \$ |
| GIVE DETAILS | |

Part I Property owned by you

CURRENT VALUE OF YOUR SHARE

- 35** Home

| | |
|------------------------------------|----|
| FULL NAME OF THE REGISTERED OWNERS | \$ |
| PROPERTY ADDRESS | |
| YOUR % SHARE | |

- 36** Other real estate

| | |
|-------------------|----|
| PROPERTY ADDRESS | \$ |
| REGISTERED OWNERS | |
| YOUR % SHARE | |

| | |
|-------------------|----|
| PROPERTY ADDRESS | \$ |
| REGISTERED OWNERS | |
| YOUR % SHARE | |

- 37** Funds in banks, building societies, credit unions or other financial institutions

| | |
|-------------------------|----|
| NAME AND BRANCH BSB | \$ |
| ACCOUNT HOLDER & NUMBER | |
| CURRENT BALANCE | |

| | |
|-------------------------|----|
| NAME AND BRANCH BSB | \$ |
| ACCOUNT HOLDER & NUMBER | |
| CURRENT BALANCE | |

- 38** Investments

| | |
|-----------------------------|----|
| NAME AND TYPE OF INVESTMENT | \$ |
| FULL NAMES OF ALL OWNERS | |
| NUMBER OF SHARES HELD | |

PROPERTY OWNED BY YOU CONTINUED

Item 39

State the policy type, number and company concerned of all policies of life insurance on your life or owned by you on the life of another. If owned jointly with another person state your share of the surrender value.

Item 40

Give the registration number, make, model and year of manufacture of all vehicles owned by you or in which you have an interest. Include leased vehicles. Put the market value and if owned with other persons put the market value of your share.

Item 41

State your best estimate of the gross market value as if the business, partnership or the shares of the proprietary company were to be sold on the open market today. If owned with other persons put the value of your share.

Item 42

State the total second-hand value of all household contents in your possession.

Item 43

Identify all other personal property owned by you or in your possession, such as money owed to you, a boat, jewellery. If owned with other persons put the value of your share.

PROPERTY OWNED BY YOU - CONTINUED

CURRENT VALUE OF YOUR SHARE

| | |
|---------------------------------|--------------|
| NAME AND AND TYPE OF INVESTMENT | |
| FULL NAMES OF ALL OWNERS | |
| NUMBER OF SHARES HELD | YOUR % SHARE |

\$

39 Life insurance policies

| | |
|---------------------------|--------------|
| POLICY TYPE | POLICY NO. |
| NAME OF INSURANCE COMPANY | |
| FULL NAMES OF ALL OWNERS | YOUR % SHARE |

\$

40 Motor vehicle

| | |
|---------------------------------|------------------|
| YEAR | MAKE |
| MODEL | REGISTRATION NO. |
| FULL NAME OF REGISTERED OWNER/S | YOUR % SHARE |

\$

| | |
|---------------------------------|------------------|
| YEAR | MAKE |
| MODEL | REGISTRATION NO. |
| FULL NAME OF REGISTERED OWNER/S | YOUR % SHARE |

\$

41 Interest in a business, including a business operated by you as a sole trader, in a partnership or through a proprietary company or a trust

| |
|---------------------|
| NAME OF BUSINESS |
| ADDRESS OF BUSINESS |
| YOUR % SHARE |

\$

Business type (Mark [X] which applies)
 Sole trader Partnership Proprietary company/trust

42 Household contents

\$

43 Other personal property

| |
|--------------|
| SPECIFY |
| YOUR % SHARE |

\$

44

**TOTAL VALUE OF PROPERTY OWNED BY YOU
 WRITE THIS ITEM 44 TOTAL AT ITEM 2C ON PAGE 2 OF THIS FORM**

\$

SUPERANNUATION

Item 45

If you are making an application for orders for property settlement and you have a superannuation interest you must attach a completed Superannuation Information Form in relation to that interest to this financial statement. The Superannuation Information Form is available in a Kit from any Registry of the Family Court and from the Court's website. It is a form that you send to the Trustee of your superannuation plan and seeks information which is necessary to enable the type of superannuation interest to be identified, a valuation to be determined of most superannuation interests and to inform the Court of various matters which may affect the order it makes. Depending on the type of orders sought by you a valuation of your superannuation interest must be determined before the order can be made. For example, this is the case if a splitting order is sought in accordance with Section 90MT of the Family Law Act. You should seek legal advice about these matters.

Part J Superannuation

You must attach a completed Superannuation Information Form for each superannuation interest if you are seeking an order for property settlement.

45 Interest in superannuation

NAME OF SUPERANNUATION PLAN 1

GROSS VALUE

\$

TYPE OF INTEREST

- | | |
|---|---|
| <input type="checkbox"/> Accumulation interest | <input type="checkbox"/> Retirement savings account |
| <input type="checkbox"/> Partially vested accumulation interest | <input type="checkbox"/> Small superannuation account |
| <input type="checkbox"/> Defined benefit interest | <input type="checkbox"/> Percentage only interest |
| <input type="checkbox"/> Self managed fund | <input type="checkbox"/> Approved deposit fund |
| <input type="checkbox"/> Eligible annuity | |

NAME OF SUPERANNUATION PLAN 2

GROSS VALUE

\$

TYPE OF INTEREST

- | | |
|---|---|
| <input type="checkbox"/> Accumulation interest | <input type="checkbox"/> Retirement savings account |
| <input type="checkbox"/> Partially vested accumulation interest | <input type="checkbox"/> Small superannuation account |
| <input type="checkbox"/> Defined benefit interest | <input type="checkbox"/> Percentage only interest |
| <input type="checkbox"/> Self managed fund | <input type="checkbox"/> Approved deposit fund |
| <input type="checkbox"/> Eligible annuity | |

NAME OF SUPERANNUATION PLAN 3

GROSS VALUE

\$

TYPE OF INTEREST

- | | |
|---|---|
| <input type="checkbox"/> Accumulation interest | <input type="checkbox"/> Retirement savings account |
| <input type="checkbox"/> Partially vested accumulation interest | <input type="checkbox"/> Small superannuation account |
| <input type="checkbox"/> Defined benefit interest | <input type="checkbox"/> Percentage only interest |
| <input type="checkbox"/> Self managed fund | <input type="checkbox"/> Approved deposit fund |
| <input type="checkbox"/> Eligible annuity | |

**TOTAL GROSS VALUE OF YOUR SUPERANNUATION
WRITE THIS ITEM 45 TOTAL AT ITEM 2D ON PAGE 2 OF THIS FORM**

\$

YOUR LIABILITIES

- Where a liability is joint specify your percentage share and the amount. For example, if the total debt is \$100,000 and you are one of two people who owe the debt equally, then your percentage share of the debt is 50 per cent and the amount is \$50,000.
- If you need more space for any item use the extra page at Part O on page 12.

Item 48

State the total income tax assessed and still owing, including penalties, and when payable. Do not include amounts automatically deducted from your income by your employer.

Item 49

State the total income tax assessed and still owing, including penalties, from previous financial years.

Item 51

Specify the card provider and type for all accounts for which you are liable (for example, Westpac Visa, Coles-Myer store card, American Express) and the amount owing by you now.

Item 52

Specify the amount required to pay this debt in full immediately, that is, the payout figure.

Part K Your liabilities

46 Home mortgage/s

| |
|-----------------------------|
| FULL NAMES OF ALL BORROWERS |
| YOUR % SHARE |

AMOUNT OF YOUR SHARE

| |
|----|
| \$ |
|----|

47 Other mortgages

| |
|-----------------------------|
| FULL NAMES OF ALL BORROWERS |
| YOUR % SHARE |

AMOUNT OF YOUR SHARE

| |
|----|
| \$ |
|----|

48 Total income tax assessed and unpaid for the last financial year
Date due: / /

| |
|----|
| \$ |
|----|

49 Total income tax assessed and unpaid in previous financial years

| |
|----|
| \$ |
|----|

50 Loans

| |
|--|
| NAME OF LENDER |
| TYPE OF LOAN <input type="checkbox"/> overdraft <input type="checkbox"/> other (specify) <input type="checkbox"/> personal loan _____ |
| FULL NAMES OF ALL BORROWERS |
| YOUR % SHARE |

AMOUNT OF YOUR SHARE

| |
|----|
| \$ |
|----|

51 Credit/charge cards

| |
|--------------------------------|
| SPECIFY CARD PROVIDER AND TYPE |
| SPECIFY CARD PROVIDER AND TYPE |

| |
|----|
| \$ |
|----|

| |
|----|
| \$ |
|----|

52 Hire purchase/lease

| |
|--|
| NAME OF LENDER |
| Date of final payment / / |
| FULL NAMES OF ALL PERSONS NAMED IN THE AGREEMENT |
| YOUR % SHARE |

AMOUNT OF YOUR SHARE

| |
|----|
| \$ |
|----|

| |
|--|
| NAME OF LENDER |
| Date of final payment / / |
| FULL NAMES OF ALL PERSONS NAMED IN THE AGREEMENT |
| YOUR % SHARE |

AMOUNT OF YOUR SHARE

| |
|----|
| \$ |
|----|

YOUR LIABILITIES CONTINUED

Item 53

Specify any other personal liability such as any HECS debt, any outstanding legal fees or any taxation other than income tax.

Item 54

Specify any liabilities that you have arising from an interest you have in a business, either as a sole trader or as a partner (for example, trade creditors). If you are unsure, consult your accountant.

FINANCIAL RESOURCES

- Financial Resources is not defined in the Family Law Act. It is a general term and is interpreted widely by the Court. If you are unsure about what you need to disclose in this section you should obtain legal advice.
- If you need more space go to Part O on page 12

Item 57

Specify any other financial resources. For example, if you have an expectation to receive money from a claim, such as a personal injury claim.

Item 59

Read Rules 13.04(1)(g), 13.04(1)(h) and 13.04(2)), which are printed on page B of this kit, before completing this item.

YOUR LIABILITIES CONTINUED

AMOUNT OF YOUR SHARE

53 Other personal liabilities

SPECIFY

\$

FULL NAME OF ANY OTHER LIABLE PERSON

YOUR % SHARE

AMOUNT OF YOUR SHARE

54 Other personal business liabilities

SPECIFY

\$

FULL NAME OF ANY OTHER LIABLE PERSON

YOUR % SHARE

TOTAL LIABILITIES

55

WRITE THIS ITEM 55 TOTAL AT ITEM 2E ON PAGE 2 OF THIS FORM

\$

Part L Financial resources

56 Interest in any trust or deceased estate

SPECIFY

\$

57 Other financial resources

SPECIFY

\$

TOTAL FINANCIAL RESOURCES

58

WRITE THIS ITEM 58 TOTAL AT ITEM 2F ON PAGE 2 OF THIS FORM

\$

Part M About disposal of property

59 Please tick as applicable –only one box should be selected

Family Law Rule
Specify property falling within Rule 13.04(1)(g) disposed of by you or on your behalf in the 12 months before separation and since your separation

Federal Circuit Court Rule 24.03 (1)(e)
Specify any gift or property disposed of by you or on your behalf since your separation

| Item | How disposed of | Value/amount received |
|------|-----------------|-----------------------|
| | | |
| | | |
| | | |
| | | |
| | | |

ORDERS FOR MAINTENANCE, CHILD SUPPORT, FINANCIAL ENFORCEMENT

- All expenses must be recorded as weekly amounts. If you have expenses that you pay once a year divide the yearly amount by 52 to calculate the weekly amount (likewise for quarterly, monthly, fortnightly or other periodic income)
- In completing Part N do not repeat any of the items already listed in Items 19-31 in Part G on pages 4 and 5

Item 60

Specify how much of the total weekly costs for each item are for you, your children and any other adults.

Part N

Orders for maintenance, child support, financial enforcement

Complete and attach this page only if the application is for orders for maintenance for yourself, the other party or your children or child support or financial enforcement

60 Average weekly expenses

NOTE: GIVE WEEKLY AMOUNTS IN WHOLE DOLLARS. IF THE AMOUNT FOR AN ITEM IS NIL, WRITE 'NIL'. IF YOU CAN ONLY GIVE AN ESTIMATE INSERT THE LETTER 'E' BEFORE THE AMOUNT STATED

| ITEM | TOTAL | FOR YOU | FOR CHILDREN (IF APPLICABLE) | OTHER ADULTS (IF APPLICABLE) |
|---|-----------|-----------|---------------------------------|---------------------------------|
| Food | \$ | \$ | \$ | \$ |
| Household supplies | \$ | \$ | \$ | \$ |
| House repairs | \$ | \$ | \$ | \$ |
| Gas | \$ | \$ | \$ | \$ |
| Electricity | \$ | \$ | \$ | \$ |
| Heating fuel | \$ | \$ | \$ | \$ |
| Telephone | \$ | \$ | \$ | \$ |
| Motor vehicle | | | | |
| — petrol | \$ | \$ | \$ | \$ |
| — maintenance | \$ | \$ | \$ | \$ |
| Fares/car parking | \$ | \$ | \$ | \$ |
| Clothing and shoes | \$ | \$ | \$ | \$ |
| Children's activities | \$ | \$ | \$ | \$ |
| Child minding | \$ | \$ | \$ | \$ |
| Medical, dental and optical (not including health insurance premiums) | \$ | \$ | \$ | \$ |
| Entertainment/hobbies | \$ | \$ | \$ | \$ |
| Holidays | \$ | \$ | \$ | \$ |
| Education expenses, including fees and levies | \$ | \$ | \$ | \$ |
| Chemist/pharmaceutical | \$ | \$ | \$ | \$ |
| Gardening/lawnmowing | \$ | \$ | \$ | \$ |
| Cleaning (house/pool) | \$ | \$ | \$ | \$ |
| Repairs – furnishings and appliances | \$ | \$ | \$ | \$ |
| Dry cleaning | \$ | \$ | \$ | \$ |
| Books and magazines | \$ | \$ | \$ | \$ |
| Gifts | \$ | \$ | \$ | \$ |
| Hairdressing, toiletries | \$ | \$ | \$ | \$ |
| Other necessary commitments (specify) | \$ | \$ | \$ | \$ |
| TOTAL | \$ | \$ | \$ | \$ |

Part O Additional information

You should set out here or on an additional page any item that you may not be able to include in any section of the document. Please include the Part and paragraph number that it continues from.

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This application was prepared by applicant/s lawyer

respondent/s









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| |

PRINT NAME AND LAWYER'S CODE

Where to file your application

You can file your application in either the Family Court or the Federal Circuit Court at the registries listed below. Remember to mark [X] the name of the Court in which you wish to file your application on the front of the form. The Federal Circuit Court does not operate in Western Australia.

- www.familycourt.gov.au and www.federalcircuitcourt.gov.au

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

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 تلاقى صعوبة في التعامل باللغة الإنجليزية فاتصل بخدمة الترجمة الخطية والشفهية التابعة لـ Department of Immigration and Citizenship (دائرة الهجرة والجنسية) على الرقم 131 450. أما إن كنت بحاجة لترجم شفهي لأمر يتعلق بالثبوت 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, tawagan ang serbisyo sa pagsasalín 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 problema sa engleskim, obratite se službi prevodilaca i tumača Department of Immigration and Citizenship (Ministarstva za imigraciju i državljanstvo) na 131 450. Ako vam treba tumač za sud, molimo vas da zamolite osobље 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.