

**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 1<sup>st</sup> 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).*

**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