

Reply

FORM 1B Family Law Rules ~ RULE 9.04

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

Filed in:

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

This form is used by the person who filed the **Application for Final Orders (Form 1)**. Use this Reply only if:

- in the **Response** to your **Application for Final Orders** (Form 1A) the **respondent** has asked for orders about a new subject matter; and
- you wish to oppose those orders or have the Court make other orders on that subject matter. For example, if your application was about children and the respondent has sought financial orders you would use this form to respond to the claim for financial orders.

Note: If the new subject matter is financial, you must also file a Financial Statement (Form 13).

Client ID _____

File number _____

Filed at _____

Filed on _____

Court location _____

Next Court date _____

Part A About the parties

1 APPLICANT 1

Your family name

Given names

APPLICANT 2

Your family name

Given names

RESPONDENT 1

Family name as at Item 2 of the Response

Given names

RESPONDENT 2

Family name as at Item 2 of the Response

Given names

Part B The additional final orders you are seeking

2 If you wish to oppose the orders sought in the Response (Form 1A), state the further final orders you seek
[PLEASE NUMBER EACH ORDER SOUGHT]

1.

Attach extra pages if you need more space.

Part C For property and/or spouse maintenance applications

■ COMPLETE THIS PART ONLY IF PROPERTY AND/OR SPOUSE MAINTENANCE ORDERS ARE SOUGHT IN THE RESPONSE AND YOU ARE SEEKING PROPERTY AND/OR SPOUSE MAINTENANCE ORDERS IN THIS REPLY.

3 Have the parties entered into a binding financial agreement under Part VIII A of the Family Law Act or under any relevant State or Territory legislation?

- No
- Yes

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

- No
- Yes

5 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

Part D**Proceeds of crime legislation - for property and/or spouse maintenance applications**

6 Is there a proceeds of crime order or current forfeiture application in relation to any of the property of any of the parties (see *Proceeds of Crime Act 2002* (C'wlth))?

No

Yes **ATTACH A SEALED COPY OF THE ORDER OR APPLICATION IF NOT ALREADY FILED**

Part E Affidavit of applicant(s)

PLEASE DO NOT COMPLETE THIS PART OF THE FORM UNTIL YOU ARE WITH A PERSON WHO IS LEGALLY ABLE TO WITNESS YOUR SIGNATURE

You must complete the following affidavit. You must sign it in the presence of a Justice of the Peace, notary public or lawyer. The person witnessing the affidavit will fill in the place and date.

I swear*/affirm* that:

- I am the applicant
- I have read this Reply
- The facts of which I have personal knowledge are true
- All other facts are true to the best of my knowledge, information and belief and the orders sought in this reply are supported by evidence

- I am the second applicant
- I have read this Reply
- The facts of which I have personal knowledge are true
- All other facts are true to the best of my knowledge, information and belief and the orders sought in this reply are supported by evidence

Signature of Applicant 1

Signature of Applicant 2

Place Date / /

Place Date / /

Before me (signature of witness)

Before me (signature of witness)

Full name of witness (please print)

Full name of witness (please print)

- Justice of the Peace
- Notary public
- Lawyer

- Justice of the Peace
- Notary public
- Lawyer

* delete whichever is inapplicable

This reply was prepared by applicant/s

lawyer

PRINT NAME AND LAWYER'S CODE