

Undertaking as to disclosure

NP15 Family Court Rules - Rule 211

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 the Family Court of Western Australia

This form is used to acknowledge your duty of disclosure and to undertake that you have complied and will continue to comply with that duty.

File number _____

Filed at _____

Filed on _____

Court location _____

Next Court date _____

A person must not make a statement or sign an undertaking if the person knows or should reasonably have known that it is false or misleading

This form must be filed:

- (a) For a case that has a pre-trial conference – at least 7 days before the conference
- (b) For any other case – at least 7 days before the hearing or trial

Part A About the party giving this undertaking

Family name as used now

Given names

Part B Notice and undertaking

- 1) I have read Part 13 Division 1 & 2 of the Family Court Rules;
- 2) I am aware of my duty to the Court and to each other party including any child’s representative to give full and frank disclosure of all information relevant to the issues in the case in a timely manner;
- 3) I undertake to the Court that to the best of my knowledge and ability, I have carried out and complied with my duty of disclosure;
- 4) I undertake to continue to comply with my duty of disclosure until the conclusion of the case;
- 5) I understand the nature and terms of this undertaking and that if I breach the undertaking I may be guilty of contempt of court.

Signed by [full name]

Witnessed by [full name]

Part C **Certificate of Lawyer**

I am the lawyer for the person giving the undertaking and I certify that I have explained to the person giving the undertaking:

- (a) The nature and terms of the undertaking; and
- (b) That the undertaking is a promise to the court to comply with its terms; and
- (c) That the undertaking has the same effect as an order of the court; and
- (d) That a breach of the undertaking may be a contempt of the court punishable by a fine or imprisonment.

Signature of lawyer

Print name