



Give details				
File number				
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Date Filed				

Current at 29 March 2004

## **Application for**

## Waiver of Court Fees on the basis of financial hardship

Family Law Regulations 11(7)(e), 16(3)(c) Federal Magistrates Regulation 9

## Notice to applicant

For approval for a fee to be waived (set aside) you will need to show that your income, day-to-day living expenses, liabilities and assets are at such a level that payment of the fee would cause you financial hardship.

In considering your application the Court may ask you to provide documentary evidence to support your claim. In this case your application will be returned to you with instructions in the 'Notice of request for more information' on page 2.

If you are applying for a filing fee to be waived, then this form must be lodged at the same time as the application being filed.

If you are applying for a hearing fee to be waived, then this form must be lodged once the hearing date is set. Your hearing date will be set at a Pre-Trial Conference (Family Court) or at a First Court Date (Federal Magistrate Court). During this conference or hearing you will be told the time limit within which the non-payment application must be lodged.

A waiver is valid only for the fee you are applying to have waived. If a further fee is payable you will need to reapply.

- **Cross boxes where applicable.** Type or print clearly.
- Attach an extra page if you need more space for any of the details requested

**NOTE:** Waivers and exemptions only apply to court fees and **do not** apply to fees to serve documents on a person

A	<b>Details</b>				
1	Name and address	family name (s	surname)	given names	
				post code	telephone
2	Fee for which	Family Co	urt		
	waiver is sought	Form:	Application $\square$	Response□	Hearing fee □
		Federal Ma	agistrates Court		
		Form:	Application	Response□	Hearing fee □
			(including divorce)	_	_
		Appeal:	to Full Court 🗖	from court of su	mmary jurisdiction
3	Number of people who are dependent on you (this may include a dependent spouse and any children under 18)	number			

B Your income (convert all income to fortnightly figures)	Total			
Salary/wages/pension income – after tax	\$			
Interest				
Rent or board received				
Company profits				
Other income (include any child support/spouse maintenance received and so on)				
Total for each fortnight				
C Your assets	Total			
Your home	\$			
Other real estate				
C1 – subtotal – value of assets				
Balance of all bank, credit union and building society accounts				
Shares				
Managed investments (including superannuation funds you can draw on now)				
Bonds Other First Leasts (vice Least)	\$			
Other liquid assets (give details)  C2 – subtotal – value of liquid assets	\$ \$			
-	Ψ			
D Your liabilities (whole amount owing)	Total			
Mortgages (give details)	\$			
Credit cards (give details)	\$			
Loans/leases (give details)	\$			
Other (specify and give details)	\$			
Total	\$			
E Your day-to-day living expenses (for each fortnight)	Total			
Food	\$			
Mortgage/rent	\$			
Gas, electricity, water, heating, telephone, rates, insurance	\$			
Car/travel	\$			
Superannuation	\$			
Clothing, medical and other personal expenses	\$			
Children's expenses (include child support, child care, school fees, children's clothing and so on)	\$			
Other (specify and give details)  Total	\$ <b>\$</b>			
	<b>D</b>			
F Other circumstances	7 . 7			
If you do not meet the test as set out in the Guidelines, you may still qualify if there are circumstances which you can show would cause you hardship if you were required to pay a fee. In this case, give details here. Attach an extra page if you need more space.				

## G Affidavit of applicant (to be signed in the presence of the witness)

I swear/affirm that:

- 1. I am the applicant
- 2. I have read this application
- 3. The facts in it that are within my personal knowledge are true
- 4. All other facts are true to the best of my knowledge, information and belief
- 5. I have disclosed all relevant financial information
- 6. I am aware that it is an offence to provide information or a document in connection with this application that is false or misleading.

Signature	Sworn/affirmed					
	Place: Date: / /					
Before me (signature of witness)	Full name of witness (please print)					
Justice of the Peace $\Box$ Other authorised person $\Box$	specify					
This application was prepared by: applicant	□ lawyer □					
(print name if lawyer)						
(Office Use Only)						
Notice of request for more informati	on					
Having considered your application, the Court requests you to provide documentary evidence of your income, assets, liabilities and day-to-day living expenses to support your claim  In particular, you will need to provide the following						
The documents listed above should be provided within can provide the originals or photocopies to the Court a						
Signature of officer	date issued					