

No.
No.

Supreme Court of Nova Scotia
(Family Division)

Between:

Applicant

and

Respondent

Application for Divorce by Agreement

To:

The Applicant requests a divorce

The applicant applies to the court for a _____ consistent with the written agreement made between you and the applicant on _____, which settles all issues concerning the dissolution of the parties' marriage and corollary relief.

Accordingly, the applicant requests that this application be referred directly to a judge without opportunity for a hearing.

If you disagree

You must notify a court officer in writing immediately and no more than ten days after the day this application is delivered to you, if you disagree with any statement made in this application.

Motion

The applicant moves for a divorce order and for a corollary relief order consistent with the written agreement.

Information and evidence in support

The evidence in support of the motion is as follows:

marriage certificate [if marriage certificate cannot be produced, an affidavit must be filed proving the marriage and providing sufficient reasons for not proving it by certificate]

the applicant's sworn affidavit in support of this motion filed on _____ proving the required facts and claims, and attaching the following as exhibits to the affidavit:

written agreement between the parties

respondent's written consent to this application proceeding without an opportunity for a hearing or contest which is provided in _____

designated address of the respondent signed by the respondent, which is provided in _____

waiver of financial statements filed on _____

written undertaking not to appeal the divorce order filed on _____

applicant's parenting statement filed on _____

applicant's statement of income filed on _____

respondent's statement of income filed on _____

applicant's statement of special or extraordinary expenses filed on _____

respondent's statement of special or extraordinary expenses filed on _____

applicant's statement of expenses filed on _____

respondent's statement of expenses filed on _____

applicant's statement of undue hardship circumstances filed on _____

respondent's statement of undue hardship circumstances filed on _____

applicant's statement of property filed on _____

respondent's statement of property filed on _____

draft divorce order

draft corollary relief order

two stamped envelopes with the designated address of the party making this motion
and two stamped envelopes with the designated address of the respondent

other required statements or documents:

Non parties

Are there other persons *with* contact time, interaction, or parenting time with the child/children?

Yes, details in the Affidavit

No

Are there other persons *looking for* contact time, interaction, or parenting time with the child/children?

Yes, details in the Affidavit

No

Contact Information

The applicant designates the following address:

Documents delivered to this address are considered received by the applicant on delivery.

Delivery to respondent

You will immediately be notified of this application by immediate delivery of a copy of this notice to the address you designated in the agreement.

Declaration & certificate

I declare that the statements in this application for divorce are true to the best of my personal knowledge, or information given to me that I believe to be true, and I certify that I am aware of my duties under sections 7.1 through 7.5 of the *Divorce Act*, which include:

1. I must exercise any parenting time or decision-making responsibility that I have with respect to any children of the marriage in a manner that is consistent with the best interests of the child/children;
2. To the best of my ability, I must protect the child/children of the marriage from conflict arising from this proceeding;
3. To the extent that it is appropriate to do so, I must try to resolve the issues in this proceeding through a family dispute resolution process;
4. I must provide complete, accurate and up-to-date information as required under the *Divorce Act*, as part of this proceeding and under a Court Order; and,
5. If I am subject to an order made under the *Divorce Act*, I must follow and comply with the order until it is no longer in effect.

Signed

Signature of applicant
 Print Name

Counsel's certificate [delete if not applicable]

I, counsel for the applicant, certify that I have complied with the requirements of section 7.7 of the *Divorce Act*.

Signature of counsel
 Print Name

Court officer's certificate

I certify that this application for divorce by agreement was filed with the court on _____, 20____.

Court Officer