

## STATEMENT AS TO ARRANGEMENTS FOR CHILDREN

IN THE FALKLAND ISLANDS SUPREME COURT	
<b>Petitioner</b>	
<b>Respondent</b>	
<b>No. of matter</b> <i>(always quote this)</i>	SC/CIV/

### To the Petitioner

You must complete this form if you or the Respondent have any children:

- under 16; or
- over 16 but under 18 if they are at school or college or training for a trade, profession or vocation.

#### **Please complete Parts I, II and III.**

Before you issue a Petition for divorce try to reach agreement with your husband/wife over the proposals for the children's future. There is a space for him/her to sign at the end of this form if agreement is reached.

If your husband/wife does not agree with the proposals he/she will have the opportunity at a later stage to state why he/she does not agree and will be able to make his/her own proposals.

**You should take or send the completed form signed by you (and, if agreement is reached, by your husband/wife) together with a copy to the Court when you issue your Petition.**

The Court will only make an order if it considers that an order will be better for the child(ren) than no order.

### To the Respondent

The Petitioner has completed Parts I, II and III of this form which will be sent to the Court at the same time that the divorce Petition is filed.

#### **Please read all parts of the form carefully.**

If you agree with the arrangements and proposals for the children you should sign Part IV of the form. Please use black ink.

If you have received this form with the divorce petitioner, you should return the form to the court along with your acknowledgment of service

If you have received this form from the petitioner or his/her legal practitioner you should return it to them.

If you do not agree with all or some of the arrangements or proposals you will be given the opportunity of saying so when the divorce petition is served on you.

**Part I – Details of the Children**

Please read the instructions for questions 1, 2 and 3 before you complete this section.

**1. Children of both parties** *(Give details only of any children born to you and the Respondent or adopted by you both)*

Forenames	Surname	Date of birth
(i)		
(ii)		
(iii)		
(iv)		
(v)		

**2. Other children of the family** *(Give details of any other children treated by both of you as children of the family, for example, your own or the Respondent's)*

Forenames	Surname	Date of birth	Relationship to you/Respondent
(i)			
(ii)			
(iii)			
(iv)			
(v)			

**3. Other children who are not children of the family**

*(Give details of any children born to you or the Respondent who have not been treated as children of the family or adopted by you both)*

Forenames	Surname	Date of birth
(i)		
(ii)		
(iii)		
(iv)		
(v)		

**Part II – Arrangements for the Children of the Family**

This part of the form must be completed. Give details for each child if arrangements are different. If necessary, continue on another sheet and attach it to this form.

**4. Home details**

<p>(a) The address(es) at which the children now live</p>	
<p>(b) Give details of the number of living rooms, bedrooms, etc. at the address(es) in (a)</p>	
<p>(c) Is the house rented or owned and by whom?</p> <p>Is the rent or any mortgage being regularly paid?</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p>
<p>(d) Give the names of all other persons living with the children including your husband/wife if he/she lives there. State their relationship to the children.</p>	
<p>(e) Will there be any change in these arrangements?</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details)</i></p>

## 5. Education and training details

<p>(a) Give the names of the school, college or place of training attended by each child.</p>	
<p>(b) Do the children have any special educational needs?</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details)</i></p>
<p>(c) Is the school, college or place of training fee-paying?</p>  <p>Are the fees being regularly paid?</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details of how much the fees are per term/year)</i></p> <p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details)</i></p>
<p>(d) Will there be any changes in these arrangements?</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details)</i></p>

## 6. Childcare details

<p>(a) Which parent looks after the children from day to day?</p> <p>If responsibility is shared, please give details.</p>	
<p>(b) Does that parent go out to work?</p>	<p><input type="checkbox"/> No    <input type="checkbox"/> Yes</p> <p><i>(please give details of his/her hours of work)</i></p>
<p>(c) Does someone look after the children when the parent is not there?</p>	<p><input type="checkbox"/> No    <input type="checkbox"/> Yes</p> <p><i>(please give details)</i></p>
<p>(d) Who looks after the children during the school holidays?</p>	
<p>(e) Will there be any changes in these arrangements?</p>	<p><input type="checkbox"/> No    <input type="checkbox"/> Yes</p> <p><i>(please give details)</i></p>

## 7. Maintenance

<p>(a) Does your husband/wife pay towards the upkeep of the children?</p> <p>If there is another source of maintenance, please specify.</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details of how much)</i></p>
<p>(b) Is the payment made under a Court order?</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details, including the name of the Court and the case number)</i></p>
<p>(c) Has maintenance for the children been agreed?</p> <p>If not, will you be applying for a maintenance order for the children?</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details)</i></p>

**8. Details for contact with the children**

<p>(a) Do the children see your husband/wife?</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details of how often and where)</i></p>
<p>(b) Do the children ever stay with your husband/wife?</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details of how often)</i></p>
<p>(c) Will there be any changes to these arrangements?</p> <p>Please give details of the proposed arrangements for custody/residence and contact/access.</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details)</i></p>

**9. Details of health**

<p>(a) Are the children generally in good health?</p>	<p><input type="checkbox"/> No    <input type="checkbox"/> Yes</p> <p><i>(please give details of any serious disability or chronic illness)</i></p>
<p>(b) Do the children have any special health needs?</p>	<p><input type="checkbox"/> No    <input type="checkbox"/> Yes</p> <p><i>(please give details of the care needed and how it is to be provided)</i></p>



## 10. Details of care and other Court proceedings

<p>(a) Are the children in the care of the Crown, or under the supervision of a Social Worker or Probation officer?</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details)</i></p>
<p>(b) Are any of the children on the Child Protection Register?</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details of the date of registration)</i></p>
<p>(c) Are there or have there been any proceedings in any Court involving the children, for example, adoption, custody/residence, access/contact, wardship, care, supervision or maintenance?</p>	<p><input type="checkbox"/> No      <input type="checkbox"/> Yes</p> <p><i>(please give details and send a copy of any order to the Court)</i></p>

**Part III – To the Petitioner**

**Conciliation**

If you and your husband/wife do not agree about the arrangements for the child(ren), would you agree to discuss the matter with a conciliator and your husband/wife?

No      "\*\*\*\*\*"       Yes

**Declaration**

I declare that the information that I have given is correct and complete to the best of my knowledge.

Signed:..... (Petitioner)

Date:

**Part IV – To the Respondent**

I agree with the arrangements and proposals contained in Part I and Part II of this form.

Signed:..... (Respondent)

Date: