

PENINSULAR MALAYSIA ECCLESIASTICAL TRIBUNAL

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For Office Use

Date Received:

Protocol No.:

NULLITY OF MARRIAGE Application Form

PARTICULARS OF YOURSELF (THE PETITIONER)

Name (as in IC/Passport): _____

Maiden Name: _____

Present Address: _____

Postal Code: _____ Town: _____ State: _____

Telephone: Mobile: _____ Work: _____ Home: _____

Email: _____ Occupation: _____

Date of Birth: _____ Place of Birth: _____

Date of Baptism: _____ Denomination/Religion at Baptism: _____
(if applicable)

Church of Baptism: _____ Town: _____ State: _____

Present Parish: _____

Town: _____ State: _____

Present Religion: _____
(if applicable)

Are you currently enrolled in the RCIA Program? Yes No If Yes, state Parish:

PARTICULARS OF THE OTHER PARTY (THE RESPONDENT)

Name (as in IC/Passport): _____

Maiden Name: _____

Present Address: _____

Postal Code: _____ Town: _____ State: _____

Telephone: Mobile: _____ Work: _____ Home: _____

Email: _____ Occupation: _____
Date of Birth: _____ Place of Birth: _____
Date of Baptism: _____ Denomination/Religion at Baptism: _____
Church of Baptism: _____ Town: _____ State: _____
Present Parish: _____
Town: _____ State: _____
Present Religion: _____
(if applicable)
Is he/she currently enrolled in the RCIA Program? Yes No If Yes, state Parish: _____

DETAILS OF MARRIAGE

How long have you both been acquainted before marriage? _____
How long have you both been engaged? _____ Date of Marriage: _____
Place of Marriage: Church: _____
Town: _____ State: _____
Registrar of Marriages: _____ Town: _____ State: _____
Age at Marriage: Petitioner: _____ Respondent: _____
Decision to Marry: Willing Pressurized by Kin Pregnancy Others (specify): _____

Was there any objection to your marriage? Yes No If Yes, give details: _____

Is this your first Marriage? Yes No If No, give details: _____

Is this the Respondent's first Marriage? Yes No If No, give details: _____

Was the marriage consummated? Yes No How long did you stay together married? _____

Did you both want children? Petitioner: Yes No Respondent: Yes No

Were there any children born of this marriage? Yes No If Yes, give names and dates of birth of children:

1. _____
2. _____
3. _____
4. _____

When did things begin to go wrong in your marriage? _____

Dates and duration of temporary separations: _____

Was there any attempt at reconciliation? Yes No If Yes, give details: _____

Date of final separation: _____ Who left first? Petitioner Respondent

Reason for leaving: _____

Are you legally separated? Yes No If Yes, state date and place of separation: _____

Are you divorced? Yes No If Yes, state date and place of Final Divorce Decree: _____

What obligations remain from this marriage? (toward the Respondent and children, if any) _____

Have you fulfilled or are you fulfilling these obligations; and in what way? _____

Describe your present relationship with the Respondent: _____

PRESENT SITUATION

Are you dating anyone now? Yes No If Yes, for how long? _____

Are you living together? Yes No If Yes, for how long? _____

Are you intending to marry this person? Yes No If Yes, give person's particulars below.

Are you married to this person, either civilly or in another church? Yes No

If Yes, give details of marriage and this person's particulars:

Date of Marriage: _____ Place of Marriage: _____

Town: _____ State: _____

Name of Person: _____ Date of Birth: _____

Address: _____

Postal Code: _____ Town: _____ State: _____

Telephone: Mobile: _____ Work: _____ Home: _____

Email: _____ Occupation: _____

Date of Birth: _____ Place of Birth: _____

Denomination/Religion: _____ Parish: _____

Town: _____ State: _____ *(if applicable)*

Is he/she currently enrolled in the RCIA Program? Yes No If Yes, state Parish: _____

Has this person ever been married before? Yes No If Yes, how many times? _____

Current status of this person: Widowed Separated Divorced

Received a Declaration of Nullity by a Church Tribunal (please give details: _____)

Were there any children born of this marriage? Yes No If Yes, give names and dates of birth of children:

1. _____

2. _____

3. _____

4. _____

WITNESSES

Please provide details of at least four (4) witnesses who knew what happened in your former marriage; and who have agreed to be interviewed. Please indicate the relationship of the witnesses e.g. parent / brother / sister / friend / neighbour.

Name: _____ Relationship: _____
Address: _____
Postal Code: _____ Town: _____ State: _____
Telephone: Mobile: _____ Work: _____ Home: _____
Email: _____

Name: _____ Relationship: _____
Address: _____
Postal Code: _____ Town: _____ State: _____
Telephone: Mobile: _____ Work: _____ Home: _____
Email: _____

Name: _____ Relationship: _____
Address: _____
Postal Code: _____ Town: _____ State: _____
Telephone: Mobile: _____ Work: _____ Home: _____
Email: _____

Name: _____ Relationship: _____
Address: _____
Postal Code: _____ Town: _____ State: _____
Telephone: Mobile: _____ Work: _____ Home: _____
Email: _____

CONSENT

How were you referred to the Peninsular Malaysia Ecclesiastical Tribunal?

Is there a priest who knows you and your circumstances well enough to comment? Yes No

If Yes, give name and address of priest: _____

I am willing to co-operate with the Peninsular Malaysia Ecclesiastical Tribunal officials who may have to work with me in making a proper examination of this marriage case.

.....
Signature of Petitioner

Name: _____

Date: _____

PENINSULAR MALAYSIA ECCLESIASTICAL TRIBUNAL

Rumah Uskup Agung, 528, Jalan Bukit Nanas, 50250 Kuala Lumpur

Tel: +603-20705878 Fax: +603-20268828 Email: catholictribunalkl@gmail.com

NULLITY OF MARRIAGE

Notes for Applicants

PROCEDURE FOR SUBMISSION OF APPLICATION

1. Complete the Form for Nullity of Marriage, in **BLOCK LETTERS** (*either written or typed*).
2. Provide a **Statement** (*either written or typed*) on a separate sheet, **duly signed and dated**, covering the period when you first met your former spouse until the time the marriage broke down. The Statement should be no more than three (3) pages and should cover the following points:
 - a) When and where you first met and your impressions of the character and personality of your intended spouse at that time.
 - b) A brief account of the courtship; length, date of formal engagement, breaks which occurred, if any, difficulties, etc.
 - c) Any unusual circumstances surrounding the decision to marry, e.g. pressurized by kin, pregnancy, etc.
 - d) Date and place of marriage, ages of both parties at marriage. If there was a honeymoon, how was it?
 - e) If the marriage was consummated, state difficulties on your sexual activity, if any. If you had any children, give details of your children and their birth dates.
 - f) Where you lived after your marriage; length of time marriage was happy; when the problems in your marriage started, what the problems were, e.g. mental illness, excessive drinking, violence, failure to provide financially, involvement of third party, etc.....please provide details.
 - g) Date of final separation and events that led to the separation. Date divorce was granted; who petitioned the divorce and based on what grounds. Date of last contact with your former spouse; address at that time of your former spouse; and lastly state why, in your opinion, did the marriage break down.
3. Submit the duly completed **Form for Nullity of Marriage** and duly signed and dated **Statement**, together with copies of the following documents, by registered post to the office of the Peninsular Malaysia Ecclesiastical Tribunal, at the above address:
 - a) **Identification Card**
 - b) **Baptism Certificate of Petitioner/Respondent**
 - c) **Civil Marriage Certificate of previous marriage**
 - d) **Civil Marriage Certificate of attempted marriage**
 - e) **Certificate of Decree Nisi Absolute**

Note: Incomplete applications will not be processed.

PROCEDURE UPON ACCEPTANCE OF APPLICATION

1. You will be invited for an interview with an official of the Peninsular Malaysia Ecclesiastical Tribunal.
2. Your former spouse will be notified of your claim and will be called for an interview, if he/she is willing to be interviewed. *(You are advised to make an effort to find his/her present address and encourage him/her to co-operate.)*
3. Your witnesses, if any, will be interviewed individually, *(Before you submit their names, please obtain their consent to be interviewed. You are advised not to discuss with them, and also advise them not to discuss with others, anything to do with your marriage until the case is concluded. In this way all the evidence will be quite independent. You can assure the witnesses that anything told to the Peninsular Malaysia Ecclesiastical Tribunal will be treated in its strictest confidence. At no time will there be any court appearance or cross examination as in the civil courts.)*
4. When all the evidence is collected, an official of the Peninsular Malaysia Ecclesiastical Tribunal will prepare the file on your behalf. A Defender of the bond will make his observations on the case. The Defender must uphold the marriage if, from his reading of the case, he considers that the nullity is not proven.
5. The case is then passed to the Judge and he is given some time *(probably weeks)* to study it and write down his conclusions and the reasons behind them. He will make his decision on the whole case.
6. If the decision of the Judge is in favour of nullity, the case must be referred to the Appeal Tribunal where a second panel of three Judges will either ratify the first decision or overturn it. Only when the two panels decide in favour of the nullity, can a decree of nullity be issued.

DURATION OF THE PROCESS

Two (2) years or more for the completion of the whole process.

FURTHER INFORMATION

Please remember that a marriage is presumed valid until proven and declared otherwise. No plans or dates concerning the possibility of marriage with another person would be appropriate. These could not be considered until the status of the marriage under investigation was determined.

If you require any further information or help, please do not hesitate to contact the office of the Peninsular Malaysia Ecclesiastical Tribunal.

We hope this process helps you find peace of mind and hope for the future.

Note: *Please do not return the notes with your application. Kindly retain it for future reference.*