

IN THE HIGH COURT OF JUSTICE OF THE ISLE  
OF MAN CIVIL DIVISION - FAMILY BUSINESS

FAM 20

Applicant

Respondent

Date:

**STATEMENT OF INFORMATION**

*Matrimonial Proceedings Act 2003*

If you are filling this form by hand, use **BLOCK CAPITAL LETTERS** and tick boxes that apply.

Parties are encouraged to fill in one joint form unless there is good reason not to do so.

However you may complete separate forms if you wish, If you do so, both parties must confirm that they have read the contents of each form at questions 23 and 24. If you have a good reason not to complete one joint form, please set this out here.

**Details of the marriage/civil partnership**

**1** On what date did you get married or form a civil partnership?

Date:-

If earlier than the date of the marriage/civil partnership. Shown above, on what date did you start living together permanently?

Date:-

**2** On what date did you separate?

Date:-

**3** On what date did the Court grant your provisional order of divorce/dissolution/nullity or (judicial) separation order?

Date:-

**4** Is the consent order for interim maintenance?

Yes

No

**Note:** You may wish to consider taking legal advice/seek legal assistance when completing this form.

**Note: Q3** -Provisional order of divorce – this is the document that states that the Court does not see any reason why you cannot divorce. Dissolution – this is the document that states that the marriage has been dissolved

Nullity – this is the document where the court declares the marriage void or voidable  
(Judicial) Separation –this is the document where the Court sanctions a formal separation.

**NB** Please note that a consent order cannot be made until the Court has pronounced a provisional order unless it is a consent order for maintenance pending suit.

**5** Has the final divorce order been granted?

Yes, it was granted on

If yes, please attach a copy to this application.

No, it has not yet been granted.

**Dates of birth of the parties and relevant child(ren)**

**6** Applicant

Respondent

**Child 1**

Full Name

Date of Birth

**Child 2**

Full Name

Date of Birth

**Child 3**

Full Name

Date of Birth

**Notes:** A relevant child (or the child of the family) is a child of both of the parties or a child who has been treated by both of those parties as a child of their family.

## Financial Agreements

**7** How was the proposed consent order, attached to this form reached?

Discussion between parties

Negotiations through advocates

Out-of-Court dispute resolution (for example, mediation, negotiation or other collaborative process)

Other, please use the box below to explain

## Current Capital and Income

The information in this section should, so far as possible, be correct at the time the statement is signed.

If the application is made only for an order for interim maintenance, please go to **Question 9 (net income)**

### Capital

Please give the following information for each party and the child(ren)(if applicable). Use additional sheets if necessary. If you have more than two properties, write their value(after deducting any mortgage) and address on a separate sheet.

Jointly owned capital should be divided in accordance with the shares in which such capital is currently held and listed below. If no agreement has been reached regarding the shares in which such capital is held, it should be divided equally.

Give details of any additional pensions on a separate sheet.

### 8 Money and Property

	Type of Capital	Applicant	Respondent	Child(ren) (if applicable)
A	Property 1 Value after deducting any mortgage(s). Give address below:			
	Mortgage remaining on property			
	Property 2 Value after deducting any mortgage(s). Give address below:			
	Mortgage remaining on property			
B	Other capital, such as money in bank accounts, savings, investments, life policies etc.			
C	<b>Gross Capital total (A plus B)</b>			

	<b>Type of Capital</b>	Applicant	Respondent	Child(ren) (if applicable)
D	Liabilities(excluding mortgage(s) deducted at A) e.g loans, overdrafts, and credit card debts.			
E	Net Capital (Excluding Pensions) (C minus D)			
F	Pensions Valuation (Cash equivalent) (see question 12)			
G	<b>Total Capital (E plus F)</b>			

**Notes**

If necessary, set out here any explanations relating to the above table such as where the Pension is located (Isle of Man, United Kingdom or elsewhere).

## Net Income

9 Please calculate total net monthly income from all sources using the table below:

	Income	Applicant	Respondent	Child(ren) (if applicable)
A	Earned Income after tax and NI contributions have been paid			
B	State benefits (including child benefit)			
C	Pensions Income			
D	Interest from Bank Accounts			
E	Other sources of income (e.g Trust fund income, investment income)			
F	<b>Sub-Total (A+B+C +D+E )</b>			
G	Child Support/ Maintenance paid between the parties ( <b>add the payment to the recipient's column and - by showing the minus figure- deduct the payments in the payer's column</b> )			
H	Spousal Maintenance paid between the parties( <b>add the payment to the recipient's column and - by showing the minus figure- deduct the payments in the payer's column</b> )			
I	<b>Sub-Total (G+H)</b>			

## Guidance for completing table 9

9A. If you are employed take the figure from your most recent payslip. If you are self employed you need to calculate the monthly average from the figures on your most recent tax return.

9F. Add the total of all Income in each column.

9G. If one party is paying child support or maintenance- subtract the amount from their column (showing a minus sign) and add this to the column of the person receiving the payment.  
example:-

Applicant	Respondent	Child(ren)
£500.00	-£500	N/A

9H. See 9G.'s example for Spousal maintenance between parties. It is presented in the same way.

9I. Add the total value of column in 9G. And 9H.  
example:-

	Applicant	Respondent
G	£500	-£500
H	£350	-£350
I(Sub-total)	£850	-£850

	<b>Income</b>	<b>Applicant</b>	<b>Respondent</b>	<b>Child(ren) (if applicable)</b>
J	Child Support/Child Maintenance payments received from a person who is not a party in these proceedings(e.g a former spouse or partner) by the applicant, respondent and/or the child(ren)(if applicable)			
K	Child Support/Child Maintenance/Spousal Maintenance payments <b>made by either party</b> to a person who is <b>not</b> a party in these proceedings(e.g a former spouse or partner or child whose other parent is not a party to these proceedings and whether paid under a formal agreement or an informal arrangement) <b>This figure should be deducted from the payer's column by showing a minus figure.</b>			
L	<b>Sub-Total (J+K)</b>			
M	<b>Grand Total (F+I+L)</b>			

9J. Please state any child support or maintenance received from a person who is not party to the proceedings e.g., a former spouse or partner and whether paid under a formal agreement or an informal agreement.

9K. Please state any child support or maintenance received made by either party to a person or child who is not party to the proceedings e.g former spouse or partner. Please show a 'minus' sign from the payer's column

9L. Calculate the total value of 9J. + 9K. Remember that 9K will be a negative figure.

9M. Add up the values you have calculated in **9F, 9I** and **9L**

**Capital and Income after the implementation of proposed order**

This section needs to show the impact of the proposed order on the capital and income. Use additional sheets if necessary.

If you wish you can include a net effect calculation from a spreadsheet on an additional sheet showing the financial outcome of the consent order.

**Tables at 10 and 11 must show what the capital and income position would be if the proposed consent order is made.**

If the application is only made for an order for interim maintenance, please go to **question 11(net income)**.

**10 Money and Property**

	Type of Capital	Applicant	Respondent	Child(ren) (if applicable)
A	Property 1 Value( after deducting and mortgage(s)). Give address below:			
	Property 2 Value( after deducting and mortgage(s)). Give address below:			
B	Other capital, such as money in bank accounts, savings, investments, life policies etc.			
C	<b>Gross Capital(A + B)</b>			
D	Liabilities (excluding Mortgage(s) deducted at A). E.g. loans, overdrafts and credit card debts			
E	<b>Net Capital Total (Excluding pensions) (C MINUS D)</b>			
F	pension valuation (cash equivalent) See question 12			
G	<b>Total Capital and pensions (E + F)</b>			



## 11 Net Income

	Income	Applicant	Respondent	Child(ren) (if applicable)
A	Earned Income after tax and NI contributions have been paid			
B	State benefits (including child benefit)			
C	Pensions Income			
D	Interest from Bank Accounts			
E	Other sources of income (e.g Trust fund income, investment income)			
F	<b>Sub-Total (A+B+C+D+E )</b>			
G	Child Support/Maintenance paid between the parties <b>(add the payment to the recipient's column and - by showing the minus figure- deduct the payments in the Payer's column</b>			
H	<b>Spousal Support</b> paid between the parties <b>(add the payment to the recipient's column and - by showing the minus figure- deduct the payments in the Payer's column</b>			
I	Sub-Total (G+H)			
	Income	Applicant	Respondent	Child(ren) (if applicable)
J	Child Support/Child Maintenance payments received from a person who is not a party in these proceedings(e.g a former spouse or partner) by the applicant, respondent and/or the child(ren)(if applicable)			

11A. If you are employed take the figure from your most recent payslip. If you are self employed you need to calculate the monthly average from the figures on your most recent tax return.

11F. Add the total of all Income in each column.

11G. If one party is paying child support or maintenance - subtract the amount from their column (showing a minus sign) and add this to the and add this to the column of the person receiving the payment. Example

Applicant	Respondent	Child(ren)
£500.00	-£500	N/A

11H. See 11G.'s example for Spousal maintenance between parties. It is presented in the same way.

11I. Deduct/Add any additional payments from 11G. And 11H. Example:

	Applicant	Respondent
G	£500	-£500
H	£350	-£350
I(Sub-total)	£850	-£850

11J. Please state any child support or maintenance received from a person who is not party to the proceedings e.g., a former spouse or partner and whether paid under a formal agreement or an informal agreement.

K	Child Support/Child Maintenance/Spousal Maintenance payments <b>made by either party</b> to a person who is <b>not</b> a party in these proceedings(e.g a former spouse or partner or child whose other parent is not a party to these proceedings and whether paid under a formal agreement or an informal arrangement) <b>This figure should be deducted from the payer's column by showing a minus figure.</b>			
L	<b>Sub-Total (J+K)</b>			
M	<b>Grand Total (F+I+L)</b>			

11K. Please state any child support or maintenance received made by either party to a person or child who is not party to the proceedings e.g former spouse or partner. Please show a 'minus' sign from the payer's column

11L. Calculate the total value of **11J. + 11K.** Remember that 11K will be a negative figure.

11M. Add up the values you have calculated in **11F ,11J** and **11L**

**12**Are there any other matters relating to the proposed consent order that the court should consider?

Examples: Medical conditions, change of employment or circumstances or already agreed arrangement under a pre-nuptial or post-nuptial agreement.

If you have a pension valuation which is different from the cash equivalent value set out at question 8 and 10 at Row F, please set it out here. If your state pension is not in payment set out brief details here of your expected entitlement.

Yes, there are:

No

**13** Please explain concisely the main reasons for your proposed consent order's division of assets (e.g. meeting in a particular housing or other need , dividing assets equally, dividing assets unequally for a particular reason or making assessment of a higher or lower earning capacity).

If your proposed consent order offsets pensions assets against capital assets. Offsetting means that one party keeps all or part of their pension in exchange for the other party keeping or receiving other non-pension assets.

**14** If maintenance claims would be dismissed by the proposed consent order(i.e there is a clean break), explain briefly how each party will support themselves.

**15** Tell us where you, your spouse and children (if applicable) will live, and the basis on which each property will be occupied (e.g owner, tenant, etc.). If the children live with both parties give their primary address or state the 'Address' column below if they live equally with both parties.

	Address	Basis of occupation of Property
Applicant		
Respondent		
Child's name		
Child's name		
Child's name		
Child's name		

**16** New Relationships

Please tick the appropriate box below

Applicant

I have no intention, at present, to remarry/enter into a new civil partnership or cohabit

I am in a cohabiting relationship

I remarried/formed a civil partnership on

I intend to remarry/form a civil partnership. If you have a date please provide it

I intend to cohabit

Respondent

I have no intention, at present, to remarry/enter into a new civil partnership or cohabit

I am in a cohabiting relationship

I remarried/formed a civil partnership on

I intend to remarry/form a civil partnership. If you have a date please provide it

I intend to cohabit

### **Notice to Mortgage provider**

**17** Do the terms of the consent order provide for the transfer of property?

Yes, **go to question 17.1**

No, **go to question 18**

**17.1** Have the mortgage provider(s)(if any) of the property been served with notice of the application?

Yes

No

**17.2** Has any objection to transfer the property been made by the mortgage provider, within 14 days of the date when the application was served?

Yes

No

### **Pension Orders**

This section should be answered by the applicant where the terms of the order include a pension sharing order. If you have no pension, or there is no pension sharing order, please tick 'No' and go to question 23.

**18** Are you applying for a pension order?

Yes

No, **go to question 23.**

**19** Has notice been served on every person responsible for any pension arrangement under Rules 79(6) or 79(7) of the High Court 2023 rules?

Yes

No

**20** Pension sharing orders cannot be enforced in respect of pension funds existing outside the Jurisdiction of the Isle of Man. In those circumstances have you Checked with the pension provider that it is willing to be bound over by an order made in the Isle of Man? Please provide written evidence in that respect.

Yes

No

The Question below need only be answered by the applicant where the terms of the order include for provision for a pension attachment order

**21** Has any objection to an attachment order by the person responsible for pension arrangements within 21 days of the date when the notice of application was served.

Yes

No

**Pension Sharing**

**22** Has the pension arrangement provided the information required by Regulation 4 of the Pensions on Divorce (Provisions of Information) Regulations 2000?

Yes

No

**22.1** Does it appear from the information that there is power to make an order including provisions under the section 32 of the Matrimonial Proceedings Act 2003 or Schedule 5 of the Civil Partnership Act 2011?

Yes

No

## Proposed Consent Order

**23** Applicant's full name

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I confirm that I have read the completed statement of information for a consent order from the Respondent.

Signed:

Date:

**24** Respondent's full name

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I confirm that I have read the completed statement of information for a consent order from the Applicant.

Signed:

Date:

### **Applicants Statement of truth**

I understand that proceedings for contempt of Court may be brought against anyone who makes, a false statement in a document verified by a statement of truth without an honest belief in its truth.

I believe the facts stated in this Statement of Information for a consent order are true and I have made a full disclosure of all the relevant facts

The applicant believes that the facts stated in this statement of information for a consent order are true. I am authorised by the applicant to sign this statement

Signature:

Date:

Applicant

Litigation friend

Advocate

Full name

Name of Applicant's advocate's firm

if Signing on behalf of firm or company, give position or office held.



## **Respondent's Statement of truth**

I understand that proceedings for contempt of Court may be brought against anyone who makes, or causes to be made, a false statement in a document verified by a statement of truth without an honest belief in its truth.

I believe the facts stated in this Statement of Information for a consent order are true and I have made a full disclosure of all the relevant facts

The respondent believes that the facts stated in this statement of information for a consent order are true. I am authorised by the respondent to sign this statement

Signature:

Date:

Respondent

Litigation friend

Advocate

Full name

Name of Respondent's advocate's firm

if Signing on behalf of firm or company, give position or office held.

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