

Part 4: Other proceedings or arrangements

You should indicate, if there have been other proceedings in England and Wales, or elsewhere, concerning:

- your marriage/civil partnership
- any child of the family
- any property belonging to either you or to the Respondent.

This includes any proceedings relating to the marriage/civil partnership, or to any child of the family even if the proceedings have now finished or were abandoned without a final decision being made.

You should give details of the name of the court in which the proceedings took place, details of the order(s) which were made, details of any future hearings and, if proceedings were about your marriage/civil partnership, say whether you and the Respondent resumed living together as husband and wife/civil partners after the order was made.

If there have been proceedings in a court outside England and Wales which have affected the marriage/civil partnership, or may affect it, please give the name of the country and the court in which they are taking/have taken place, the date the proceedings were begun and the names of the parties, details of the order(s) made and if no order has yet been made, the date of any future hearing(s).

Part 5: The fact(s)

If you are applying for a presumption of death and dissolution decree/order answer the questions in relation to the presumed death of your spouse/civil partner. If you wish to apply for an alternative divorce/dissolution decree/order, if the Respondent is still alive, please tick the box stating this & attach a completed D8 Divorce/dissolution/separation petition. This should provide evidence that you have lived apart for a continuous period of at least 5 years immediately preceding this application including the date of separation and brief details of how the separation came about. Please note you will only need to pay one fee to issue the application.

Part 6: Statement of case

This space is provided for you to give any further, which you are using to prove the presumption given in Part 5.

Part 7: Details of the children

This part asks for details of children of the family. 'Children of the family' includes:

- (a) Children born to both you and the Respondent or adopted by both of you;
- (b) Other children treated by both of you as children of the family: for example your own or the Respondent's children, or children adopted by one of you;

Any children in these categories should be included on your petition.

For each child you should state:

- their full names, including surname
- their gender
- their date of birth, or you must if applicable state that they are over 18