# FAMILY PROCEEDINGS COURT
# FALKLAND ISLANDS

## FORM E1

## FINANCIAL STATEMENT FOR A FINANCIAL REMEDY IN THE FAMILY PROCEEDINGS COURT

This is the financial statement of the

☐ Applicant

☐ Respondent

In this application

This form should only be completed if you applying for a financial remedy in the Family Proceedings Court.

If you are applying for a financial order as part of a divorce, dissolution, annulment or (judicial) separation or for financial relief after an overseas divorce or dissolution etc. you should complete Form E.

If you are applying for a variation of an order for a financial remedy you should complete Form E2.

Please fill in this form fully and accurately. Where any box is not applicable, write 'N/A'.

You have a duty to the court to give a full, frank and clear disclosure of all your financial and other relevant circumstances.

A failure to give full and accurate disclosure may result in any order the court makes being set aside.

**If you are found to have been deliberately untruthful, criminal proceedings may be brought against you for fraud under the Crimes Ordinance 2014.**

The information given in this form must be confirmed by a statement of truth. Proceedings for contempt of court may be brought against a person who makes or causes to be made, a false statement in a document verified by a statement of truth.

You must attach documents to the form where they are specifically sought and you may attach other documents where it is necessary to explain or clarify any of the information that you give.

If there is not enough room on the form for any particular piece of information, you may continue on an attached sheet of paper.

**If you are in doubt about how to complete any part of this form you should seek legal advice.**

This statement is filed by:

Name & address of legal practitioner:

Court case reference:

## 1. General information

1.1 Full name

1.2 Date of birth

1.2A Occupation

1.3 Are you married/in a civil partnership? ☐ Yes ☐ No

1.4 If you are not married or in a civil partnership, are you living with a partner? ☐ Yes ☐ No

1.5 Your present residence and the occupants of it and on what terms you occupy it (e.g. tenant, owner-occupier)

| Address | Occupants | Terms of occupation |
|---|---|---|
| | | |

1.6 Children living with you

| Names | Date of birth |
|---|---|
| | |
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| | |
| | |
| | |

1.7 Children not living with you

| Names | Date of birth |
|---|---|
| | |
| | |
| | |
| | |
| | |
| Amount of any maintenance being paid | £ per week / month |

1.8 Other dependents

(Give details - including whether you have these responsibilities on a permanent basis)

| Names | Details |
|---|---|
| | |
| | |
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| | |

1.9 Details of the state of health of yourself and the children if you think this should be taken into account.

| Yourself | Children |
|---|---|
| | |

1.10 Details of the present and proposed future educational arrangements for the children

| Present arrangements | Future arrangements |
|---|---|
| | |

1.11 Details of any maintenance order or agreement made in respect of any children of the family.

| |
|---|
| |

1.12 Details of any other court cases between you and the respondent/applicant whether in relation to money, property, children or anything else.

| Case no. | Court | Type of proceedings |
|---|---|---|
| | | |
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## 2. Employment

2.1 I am

- ☐ Employed (complete 2.2)
- ☐ Self-employed (complete 2.3)
- ☐ Unemployed (go to 3)
- ☐ A pensioner (go to 3)

**2.2 Details of earned income from employment. Complete one page for each employment.**

| | |
|---|---|
| Documentation required for attachment to this section:<br>A) Your tax assessment for the last financial year, or other evidence of your tax liabilities.<br>B) Your last three payslips<br>C) Any statements relating to benefits in kind. | |
| Name and address of your employer | |
| Job title and brief details of the type of work you do | |
| Hours worked per week in this employment | |
| How long have you been with this employer? | |
| Explain the basis of your income, i.e. state whether it is based on annual salary or an hourly rate of pay and whether it includes commissions or bonuses. | |
| Gross income for the last financial year as shown on your tax assessment | |
| Net income for the last financial year, i.e. gross income less tax and pension contributions. | |
| Average net income for the last three months, i.e. total income less tax and pensions contributions divided by three. | |
| Briefly explain any other entries on the attached payslips other than basic income, tax and pension contributions. | |
| If the payslips attached for the last three months are not an accurate reflection of your normal income briefly explain why. | |
| Details and value of any bonuses or other occasional payments that you receive from this employment not otherwise already shown, including the basis upon which they are paid. | |
| Details and value of any benefits in kind, perks or other remuneration received from this employer in the last year (e.g. provision of a car, payment of travel, accommodation, meal expenses, etc). | |
| Your estimate of your net income from this employment for the next 12 months | |
| Estimated **total** of **ALL** net income from employment for the next 12 months: TOTAL A | **£** |

### 2.3 Income from self-employment or partnership.

Complete one page for each business.

| | |
|---|---|
| Documentation required for attachment to this section:<br>A) Copies of your business accounts for the last 2 years<br>B) A copy of your last tax assessment or, if that is not available, a letter from your accountant confirming your tax liability<br>C) If net income from the last financial year and estimated net income for the next 12 months is significantly different, a copy of management accounts for the period since your last account. | |
| Name of the business | |
| Date to which your last accounts were completed | |
| Your share of gross business profit from the last completed accounts | |
| Tax and pension contributions payable on your share of gross business profit above | |
| Net income for that year (using the two figures directly above, gross business profit less tax and pension contributions payable) | |
| Details and value of any benefits in kind, perks or other remuneration received from this business in the last year e.g. provision of a car, payment of travel, accommodation, meal expenses, etc. | |
| Amount of any regular monthly or other drawings that you take from this business | |
| If the estimated figure directly below is different from the net income as at the end date of the last completed accounts, briefly explain the reason(s) | |
| Your estimate of your net annual income for the next 12 months | |
| Estimated **TOTAL** of **ALL** net income from self-employment or partnership for the next 12 months: | **£**<br>**Total B** |

## 3. Other income

3.1 Details of income from investments (e.g. dividends, interest or rental income) received in the last tax year (1st January to 31st December), and your estimate of your income for the current tax year. Indicate whether the income was paid gross or net of income tax. You are not required to calculate any tax payable that may arise.

| Nature of income and the asset from which it is derived | Paid gross or net | Income received in the last tax year | Estimated income for the next 12 months |
|---|---|---|---|
| | | | |
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| Estimated TOTAL investment income for the next 12 months: | | | £<br>**Total C** |

3.2 Details of all state benefits (including state pension and family allowance) that you are currently receiving.

| Name of benefit | Amount paid | Frequency of payment | Estimated income for the next 12 months |
|---|---|---|---|
| | | | |
| | | | |
| | | | |
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| | | | |
| | | | |
| Estimated TOTAL benefit income for the next 12 months: | | | £<br>**Total D** |

3.3 Details of any income not disclosed on the previous page.

INCLUDE:

Any source including a pension (excluding state pension), and pension protection fund (PPF) compensation

- from which income has been received during the last 12 months (even if it has now ceased)
- from which income is likely to be received during the next 12 months

You are reminded of your obligation to give full disclosure of your financial circumstances.

| Nature of income | Paid gross or net | Income received in the last tax year | Estimated income for the next 12 months |
|---|---|---|---|
| | | | |
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| Estimated TOTAL other income for the next 12 months: | | | £<br>**Total E** |

**4. Capital**

4.1 Details of your interest in property, land or buildings. Complete one page for each property you have an interest in.

| Documentation required for attachment to this section:<br>A) A copy of any valuation of the property obtained within the last six months. If you cannot provide this document, please give your own realistic estimate of the current market value.<br>B) A recent mortgage statement confirming the sum outstanding on each mortgage. | |
|---|---|
| Property name and address | |
| Crown Grant number, or official registration reference | |
| Mortgage company name(s) and address(es) and account number(s) | |
| Type of mortgage | |
| Details of who owns the property and the extent of your legal and beneficial interest in it (i.e. state if it is owned by you solely or jointly owned with your spouse/civil partner or with others) | |
| If you consider the legal ownership as recorded on the Crown Grant title page, or official registration does not reflect the true position, state why. | |
| Current market value of the property | |
| Balance outstanding on any mortgage(s) | |
| If a sale at this stage would result in penalties payable under the mortgage, state amount | |
| Estimate the costs of sale of the property | |
| Total equity in the property (i.e. market value less outstanding mortgage(s), penalties if any and the costs of sale | |
| Total value of your interest in ALL other property: | **£**<br>**Total F** |

4.2 Details of all personal bank, building society and national saving accounts that you hold or have held at any time in the last twelve months and which are or were either in your own name or in which you have or have had any interest. This applies whether any such account is in credit or debit. For joint accounts give your interest and the name of the other account holder. If the account is overdrawn, show a minus figure.

| Documentation required for attachment to this section:<br>For each account listed, all statements covering the last 12 months. | | | | | |
|---|---|---|---|---|---|
| Name of bank or building society, including branch name | Type of account (e.g. current) | Account number | Name of other account holder (if applicable) | Balance at the date of this statement | Total current value of your interest |
| | | | | | |
| | | | | | |
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| | | | | TOTAL value of your interest in ALL accounts: **(G1)** | £ |

4.3 Details of all investments, including shares, PEPs, ISAs, TESSAs, National Savings investments (other than already shown above), bonds, stocks, unit trusts, investment trusts, gifts and other quoted securities that you hold or have an interest in. (Do not include dividend income as this will be dealt with separately later on).

| Documentation required for attachment to this section:<br>Latest statement or dividend counterfoil relating to each investment | | | | | |
|---|---|---|---|---|---|
| Name | Type of investment | Size of holding | Current value | Name of any other account holder (if applicable) | Total current value of your interest |
| | | | | | |
| | | | | | |
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| | | | | | |
| | | | | | |
| | | | | TOTAL value of your interest in ALL holdings: **(G2)** | **£** |

4.4 Details of all life insurance policies including endowment policies that you hold or have an interest in. Include those that do not have a surrender value. Complete one page for each policy.

| Documentation required for attachment to this section:<br>A surrender valuation of each policy that has a surrender value. | |
|---|---|
| Name of company | |
| Policy type | |
| Policy number | |
| If policy is assigned, state in whose favour and amount of charge | |
| Name of any other owner and the extent of your interest in the policy | |
| Maturity date (if applicable) | |
| Current surrender value (if applicable) | |
| If policy includes life insurance, the amount of the insurance and the name of the person whose life is insured | |
| Total current surrender value of your interest in this policy | |
| Total value of your interest in ALL policies:<br>**(G3)** | **£** |
| **Add together the totals of G1 to G3 to give TOTAL G:** | **£** |

4.5 Give details of any other assets not listed on previous pages.

INCLUDE (the following list is not exhaustive)

- any personal or business assets not yet disclosed
- Any monies owed to you
- Any cash sums held in excess of £500
- Any other personal belonging individually worth more than £500
- Trust interests (including interests under a discretionary trust), stating your estimate of the value of the interest and when it is likely to become realisable. If you say it will never be realisable or has no value, give your reasons.
- Any asset that is likely to be received in the foreseeable future
- Any asset held on your behalf by a third party
- Any asset not disclosed elsewhere on this form even if held outside of the Falkland Islands

You are reminded of your obligation to disclose all of your financial assets and interests of ANY nature.

| Type of asset | Value | Total NET value of your interest |
|---|---|---|
| | | |
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| | | |
| TOTAL value of ALL your other assets: | | £<br>**Total H** |

4.6 Details of any liabilities you have

EXCLUDE liabilities already shown such as:

- Mortgages
- Any overdrawn bank, building society or National Savings accounts

INCLUDE:

- money owed on credit cards and store cards
- Bank loans
- Hire purchase agreements
- List all credit and store cards held including those with a nil or positive balance. Where the liability is not solely your own, give the name(s) of the other account holder(s) and the amount of your share of the liability.

| Liability | Name(s) of other account holder(s) (if applicable) | Total liability | Total current value of your interest in the liability |
|---|---|---|---|
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| TOTAL value of your interest in ALL liabilities: | | | £<br>**Total l** |

## 5. Income needs

(Do not include any payments made by other members of the household out of their own income)

| 5.1 I have regular expenses as follows:<br>(do not include payments on any arrears) | Amounts are per<br>☐ Week<br>☐ Month |
|---|---|
| Mortgage/Rent | |
| Telephone/Internet | |
| Service Charge | |
| Gas | |
| Electricity | |
| House Fuel | |
| HP repayments | |
| Housekeeping, food | |
| Childcare & school/nursery meals | |
| Children's clothing | |
| Maintenance payments | |
| Car expenses | |
| Insurance (home) | |
| Insurance - other (please give details) | |
| Others (please give details) | |

5.2 Income needs for children living with you or provided for by you. INCLUDE only those income needs that are different to those of your household shown above.

| Item | Current Cost | Estimated future cost |
|---|---|---|
| | | |
| | | |
| | | |
| | SUB-TOTAL children's income needs: | £ |
| | TOTAL of ALL income needs: | £ |

## 6. Financial resources of child(ren)

| Income | Property | Other |
|---|---|---|
| | | |
| | | |
| | | |
| | | |
| Total: | Total: | Total: |

## 7. Financial Details *Summaries*

7.1 Summary of your estimated income for the next 12 months (parts 2 to 3)

| Description | Reference of the section on this statement | Value |
|---|---|---|
| Estimated net total of income from employment | A | |
| Estimated net total of income from self-employment or partnership | B | |
| Estimated net total of investment income | C | |
| Estimated state benefit receipts | D | |
| Estimated net total of all other income | E | |
| Estimated TOTAL income for the 12 months (Total A to E) | | **£ 0.00** |

7.2 Summary of your capital (Part 4)

| Description | Reference of the section on this statement | Value |
|---|---|---|
| Current value of your interest in property | F | |
| Current value of your personal assets | G | |
| Current value of all your other assets | H | |
| Current value of your liabilities | I | |
| TOTAL value of your assets (Totals F to H minus I) | | **£ 0.00** |

## Schedule of Documents to accompany Form E1

The following list shows the documents you must attach to your Form E1 if applicable. You may attach other documents where it is necessary to explain or clarify any of the information that you give in the Form E1.

**click here to attach files to this statement**

| Form E1 paragraph | Document | Please tick | | |
|---|---|---|---|---|
| | | Attached | Not applicable | To follow |
| 2.2 | **Employment income:** your tax assessment for the last tax year in respect of each employment that you have. | ☐ | ☐ | ☐ |
| 2.2 | **Employment income:** your last three payslips in respect of each employment that you have. | ☐ | ☐ | ☐ |
| 2.2 | **Employment income:** any statements you have relating to benefits in kind. | ☐ | ☐ | ☐ |
| 2.3 | **Self-employment or partnership income:** a copy of your last tax assessment or if that is not available, a letter from your accountant confirming your tax liability and business accounts for the last 2 years. | ☐ | ☐ | ☐ |
| 2.3 | **Self-employment or partnership income:** If net income from the last financial year and estimated net income for the next 12 months is significantly different, a copy of management accounts for the period since your last account. | ☐ | ☐ | ☐ |
| 4.1 | A copy of any valuation relating to each other property disclosed that has been obtained in the last six months. | ☐ | ☐ | ☐ |
| 4.1 | A recent mortgage statement in respect of each mortgage on each other property disclosed confirming the amount outstanding. | ☐ | ☐ | ☐ |
| 4.2 | **Personal bank, building society and National Savings accounts:** copies of statements for the last 12 months for each account that has been held in the last twelve months, either in your own name or in which you have or have had any interest. | ☐ | ☐ | ☐ |
| 4.3 | **Other investments:** the latest statement or dividend counterfoil relating to each investment as disclosed in paragraph 4.3. | ☐ | ☐ | ☐ |
| 4.4 | **Life insurance (including endowment) policies:** a surrender valuation for each policy that has a surrender value as disclosed under paragraph 4.4. | ☐ | ☐ | ☐ |
| *State relevant Form E1 paragraph* | Description of other documents attached: | | | |
| | | | | |

## 3. Statement of truth

* delete as appropriate

* [I believe] [the Applicant/Respondent believes] that the facts stated in this application are true

* I am duly authorised by the Applicant/Respondent to sign this statement.

and confirm that the information given in this statement is a full, frank, clear and accurate disclosure of my financial and other relevant circumstances.

Print full name

Name of applicant's legal practitioner's firm
*(if applicable)*

Address of legal practitioner's firm
*(if applicable)*

Signed

** delete as applicable*

*(Applicant/Respondent)

*(Applicant's/Respondent's Legal Practitioner)

Dated

Position or office held
*(if signing on behalf of firm or company)*

Proceedings for contempt of court may be brought against a person who makes or causes to be made, a false statement in a document verified by a statement of truth.