

**Application for Declaration of Nullity**  
**Halifax Regional Marriage Tribunal**  
**Charlottetown Branch**  
 PO Box 907 – Charlottetown, PE, C1A 7L9



**Internal use only**

*Preliminary Investigation*

| <b>Petitioner (Applicant)'s Information</b>                      | <b>Respondent's Information</b>                                  |
|--|--|
| Present Name: _____<br>Maiden Name (if applicable): _____        | Present Name: _____<br>Maiden Name (if applicable): _____        |
| Full Mailing Address: _____<br>_____<br>_____                    | Full Mailing Address: _____<br>_____<br>_____                    |
| Phone Number: _____  | Phone Number: _____  |
| E-mail: _____  | E-mail: _____  |
| Date of Birth: _____<br>Place of Birth: _____<br>Religion: _____ | Date of Birth: _____<br>Place of Birth: _____<br>Religion: _____ |
| Father's Name: _____<br>Mother's Name: _____                     | Father's Name: _____<br>Mother's Name: _____                     |

**Before this marriage,** did you or the Respondent at any time contract marriage in the Catholic Church or you married in any form outside of the Catholic Church?

|  |  |
|--|--|
| Petitioner: YES: <input type="checkbox"/> NO: <input type="checkbox"/> | Respondent: YES: <input type="checkbox"/> NO: <input type="checkbox"/> |
|--|--|

If yes, please answer the following questions:

| <b>Petitioner</b>   | <b>With whom?</b>   | <b>Respondent</b>   |
|---|---|---|
|   | <b>Date of Marriage</b>   |   |
|   | <b>Place of Marriage</b>  |   |
|   | <b>Before whom?<br/>Who presided?</b>   |   |
| YES: <input type="checkbox"/> NO: <input type="checkbox"/><br>You may need to enclose a death certificate     | <b>Was the previous marriage dissolved by the death of the former spouse?</b> | YES: <input type="checkbox"/> NO: <input type="checkbox"/><br>You may need to enclose a death certificate     |
| YES: <input type="checkbox"/> NO: <input type="checkbox"/><br>You may need to attach pertinent documentation. | <b>Was the previous marriage dissolved or declared invalid by the Church?</b> | YES: <input type="checkbox"/> NO: <input type="checkbox"/><br>You may need to attach pertinent documentation. |
| YES: <input type="checkbox"/> NO: <input type="checkbox"/><br>You may need a copy of the Decree.              | <b>Was the previous marriage dissolved by civil divorce only?</b>             | YES: <input type="checkbox"/> NO: <input type="checkbox"/><br>You may need a copy of the Decree.              |

Do you have future Marriage Plans? : YES:  NO:

**The Marriage to be investigated:**

|   |   |
|---|---|
| Date of Marriage: _____.<br>Church or Place of Marriage: _____.<br>At the time of Marriage:<br>Age of Petitioner: _____<br>Age of Respondent: _____<br>Number of Children from the Marriage: _____. | Date of final Separation: _____.<br>Divorce: YES: <input type="checkbox"/> NO: <input type="checkbox"/><br>If yes, give date: _____.<br>Length of Marriage, calculated according to the date of separation: _____.  |
| <b>Grounds: (For the Tribunal Only)</b><br>_____<br>_____<br>_____<br>_____<br>_____  | Current Marital Status:<br>Petitioner: _____<br>Respondent: _____<br>Has the Respondent been notified?<br>YES: <input type="checkbox"/> NO: <input type="checkbox"/><br>Is he/she willing to cooperate?<br>YES: <input type="checkbox"/> NO: <input type="checkbox"/> |

Please enclose the following:

- Petitioner’s Baptismal Certificate
- Respondent Baptismal Certificate
- Marriage certificate (from Church of Marriage)
- Divorce Decree.
- Case History
- List of Witnesses
- Other documents that support your testimony.

Signature of Petitioner: \_\_\_\_\_ date: \_\_\_\_\_

**Cost:**

The cost of processing cases is roughly \$4500 per case. At the recommendation of the Holy Father, Pope Francis, the Diocese of Charlottetown along with the support of the parishes will absorb these costs. Please consider making a donation to the “Marriage Tribunal - Diocese of Charlottetown” to help this ministry.

**Case History:**

The preliminary case history is essential in order to discover the grounds on which your case will be studied. Please understand that a simple YES or NO will not be enough in most of the cases. We kindly ask that you explain your answers. With the information you have provided, we will draft an official Petition. In some cases, the Tribunal Personnel will contact the other party before the petition is accepted to see if he/she wants to participate in the process. Depending on the participation of the other party, the tribunal will decide what course of action and what procedure will be used on your case.

**Witnesses:**

Church law requires not only the statements of the parties but the testimony of trustworthy and informed witnesses. Please list the names of at least **three** persons who are willing to give information regarding your marriage and **who have consented** to be interviewed. The best witnesses by far are people who knew you both during your courtship and/or in the early part of your marriage. They may be relatives as well as close friends. The witnesses you name do not have to live in Prince Edward Island. They can be interviewed at the Marriage Tribunal closest to where they live.

The Following witnesses have been asked and have agreed to give testimony in my marriage investigation case:

1. Name: \_\_\_\_\_ Relationship: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: Home: \_\_\_\_\_ Work: \_\_\_\_\_ cell: \_\_\_\_\_  
E-mail: \_\_\_\_\_  
Occupation: \_\_\_\_\_
2. Name: \_\_\_\_\_ Relationship: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: Home: \_\_\_\_\_ Work: \_\_\_\_\_ cell: \_\_\_\_\_  
E-mail: \_\_\_\_\_  
Occupation: \_\_\_\_\_
3. Name: \_\_\_\_\_ Relationship: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: Home: \_\_\_\_\_ Work: \_\_\_\_\_ cell: \_\_\_\_\_  
E-mail: \_\_\_\_\_  
Occupation: \_\_\_\_\_

**If there are any professional witnesses, please record here**

1. Name: \_\_\_\_\_ Relationship: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: Home: \_\_\_\_\_ Work: \_\_\_\_\_ cell: \_\_\_\_\_  
E-mail: \_\_\_\_\_  
Occupation: \_\_\_\_\_

**Please advise your witnesses that they will be contacted.**

**Testimony:**

Who can read the testimony of the parties?

- The applicant has the right to read all the testimonies.
- If the ex-spouse (Respondent) gives testimony, then he or she may read the testimonies.
- The Tribunal staff, which is held to the strictest confidentiality, may read the testimonies.
- The witnesses **do not** read the testimonies.

If you have any questions, please contact the Marriage Tribunal at (902) 368-8005 ext. 228 on Tuesdays and Thursdays. You may also contact Fr. John Molina at the same number at ext. 232.

## Case History Questions

Your case history should contain the following information in not more than four pages. An interview, should you agree to participate, will provide an opportunity for further clarification of the questions.

1. Before the marriage: When did you meet? How old were you? How long was the courtship? Did any behaviour turn up before the marriage that became a problem later on?
2. Was there any pressure on you to marry? Did anybody oppose the marriage? If so, why?
3. Who proposed? Were you both happy about getting married? Did you follow a marriage preparation program?
4. Tell something about your home life and the home life of your spouse. Was it happy? Were you given good moral and religious example? Where there drugs, alcohol or any kind of abuse? How far did you go in school? How old were you when you first left home? For what reason did you leave home? How many are in your family? Where are you placed?
5. Was your wedding day happy? If not, why not? Did anything outstanding happen that day that you remember more vividly than other events of the day? Did you have a honeymoon?
6. When was the marriage consummated?
7. What constituted the happy times in your early marriage? How long were you happy?
8. What was the earliest serious problem in your marriage? When did this occur? Describe this problem as well as you can.
9. Did you have children? Did you both want children? Did you agree to this before marriage?
10. How was your communication? Did either one dominate the marriage? How did you manage financially?
11. Was there any drinking? Drugs? Criminal record? Infidelity? (Before or after the Wedding?)
12. Did you live up to your religious beliefs? Did you go to church as a couple?
13. Were there any temporary separations? If so, who left and how often and for how long? Describe the event that led up to the final break.
14. What has each of you done since the final separation? Please describe if you have any issues related to the marriage/break-up after the final separation.