# 28C.

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P.3, r.19 FJ(G)R 2024

Para 35(1) PD 2024

## Applicant’s Affidavit Statement for Enforcement of Maintenance Order

**IN THE FAMILY JUSTICE COURTS OF THE REPUBLIC OF SINGAPORE**

|  |  |
| --- | --- |
| Maintenance Summons No  MSS [number]/[year] | Between  [Applicant’s name]  [ID No.]  … Applicant(s)  And  [Respondent’s name]  [ID No.]  … Respondent(s) |

**APPLICANT’S  AFFIDAVIT  STATEMENT**

### Section 1: Introduction

I, [Enter name and NRIC] of [Enter address here] am the Applicant in this matter.

|  |
| --- |
| **Details of application** |
| *To note:*   1. *Each paragraph is to be numbered consecutively.* 2. *Dates, sums and other numbers must be expressed in figures and not in words.* 3. *Facts should be set out clearly and chronologically or in some other logical sequence.* |

*Select the applicable option for paragraph 2 and enter the applicable details.*

2.  Under a Court Order [Enter Maintenance Order/ Variation Order Number] dated [Enter date here], the Respondent was ordered to pay [Enter maintenance amount here] towards maintenance for myself with effect from [Enter date here]

Under a Court Order [Enter Maintenance Order/ Variation Order Number] dated [Enter date here], the Respondent was ordered to pay [Enter maintenance amount here] towards maintenance for my  child  children with effect from [Enter date here]. The  child is  children are:

(i) [Enter name of child here], born on [Enter date of birth here]

(ii) [Enter name of child here], born on [Enter date of birth here].[[1]](#footnote-1)

3. *(If applicable)* Other Orders: [Enter details here]

A copy of the Order of Court is attached as Exhibit C1 to this statement.

4. The Respondent is in arrears of [Enter amount here] as at [Enter date here]. This is as set out in the attached Computation of Arrears.

### Section 2: Supporting Evidence of Non-Payment

5. The respondent was ordered to pay the maintenance into a designated account [Enter bank and account number here]. I attach documents to prove that payment has not been made.

### Section 3: Supporting Documents

6. I understand that I have to provide a standard list of required documents as follows:

1. Computation of arrears of maintenance
2. Documents to prove that maintenance has not been paid according to the maintenance order *(e.g updated bank passbooks and/ or bank statements and/or invoices/bills/receipts);*

7. I attach to this Statement as Exhibit C2, the following documents[[2]](#footnote-2):

|  |  |
| --- | --- |
| a. | Please state the document that you have attached. *E.g. Computation of arrears of maintenance.* |
| b. | Please state the document that you have attached. *E.g. Documents to prove that maintenance has not been paid according to the maintenance order e.g. updated passbooks and/or bank statements and/or invoices/bills/receipts*. |

8. I am unable to provide the following documents[[3]](#footnote-3):

|  |  |
| --- | --- |
| a. | Please state the document that you have been unable to provide. |
| b. | Please state the document that you have been unable to provide. |

9. I am unable to provide the documents because

|  |
| --- |
| [Please state reasons for being unable to provide the documents. If an alternative document is provided instead, please state the alternative document.] |

10. I understand that if I do not have good reasons for the lack of documents, the Court may draw a negative conclusion (ie. adverse inference) from my failure to produce.

11. I also understand that if I am requesting for disclosure of additional relevant documents that are not part of the standard list of documents that the other party has to provide in his/her Statement, I have to file a request for disclosure[[4]](#footnote-4) together with this Statement.

### Section 4: Conclusion

12. I now seek enforcement of the above order.

### Section 5: Affirmation or Declaration

The affidavit is to be sworn / affirmed in accordance with the Form of Attestation (Form 106) or signed / declared in accordance with the Form of Declaration (Form 107) of the Family Justice (General) Rules 2024, whichever is applicable.

1. Add additional rows, if necessary. [↑](#footnote-ref-1)
2. Add rows if necessary / delete rows accordingly. [↑](#footnote-ref-2)
3. Add rows if necessary / delete rows accordingly. [↑](#footnote-ref-3)
4. The request for disclosure is set out in Form 31 of the Family Justice Courts Practice Directions 2024. [↑](#footnote-ref-4)