# 86.

E-FORM

P.2, r.17, P.3, r.21, P.9, r.5, r.10 FJ(G)R 2024

Para 33(3) PD 2024

## Disclosure Affidavit

This Form is used if a supporting affidavit is to be filed with the Disclosure application in Form 84. This Form can be used for disclosure applications filed in both iFAMS (i.e. MSS case) and eLitigation.

This form contains Notes to help you in the completion of the form. Please note that the Notes are **NOT** to be construed or regarded as a substitute for legal advice. Please seek legal advice if necessary.

### Section 1: Affidavit

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| --- | --- | --- | --- |
| **If you are filing this form in iFAMS, only the parts in blue boxes are applicable to you.** | | | |
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| |  |  | | --- | --- | | Name of maker: | Enter full name as per NRIC/ Passport here. | | Identity No.: | Enter NRIC/ FIN/ Passport no. here. | | Address: | Enter address here. | | Occupation: | Enter occupation here. | | | *Notes* |
| 1. | I am   |  |  | | --- | --- | |  | the Applicant in Enter main case number here. | |  | the Respondent in Enter main case number here. | |  | Enter name or party type here in Enter main case number here. | | *If you are filing this into* ***eLitigation****:*   * *You may refer to the Originating Application for your party type.* * *Please state the OA case number i.e. FC/OAD 1/2022 and not the sub-case number.* * *You are not required to state the case number if you are filing this affidavit to support an Originating Application.*   *If your main case is filed in* ***iFAMS****, you may refer to your main case for your party type.* |
| 2. | This affidavit is  in support of the Select the applicable option.  Others:   |  | | --- | | Enter details here. | | *Explain the purpose of this affidavit.*  *You will be prompted to attach all required documents before completing the affidavit.*  *The applicable options are: summons / Originating Application / Application.*  *If this Form is filed as part of MSS case (i.e. in iFAMS), select “application”. If this Form is filed in eLitigation, select “summons” or “Originating Application” as appropriate.* |
| Select either option 3a or 3b (as applicable). | |  |
| 3a. | I am applying for Disclosure as stated in the Annexure (Disclosure Table) against:   |  | | --- | | Enter name or party type here |   (“referred to as “R”) | *If this Form is filed as part of MSS case, only option 3a is applicable.* |
| 3b. | I am applying for the Court’s permission to apply for disclosure in Annexure (Disclosure Table) against:  A non-party:   |  | | --- | | Enter the full name of the non-party here. |   (referred to as “R”)  A potential party:   |  | | --- | | Enter the full name of the potential party here. |   (referred to as “R”) | *Option 3b is not applicable if this Form is filed as part of MSS case.* |
| To further explain any item in the Annexure (Disclosure Table), select the option(s) which best fits your reason or state your own reasons in option 4f. You may use the same option more than once if the option applies to more than 1 item in the Annexure (Disclosure Table). | |  |
| 4a. | I refer to item Enter S/No. here of the Annexure (Disclosure Table). I am aware that this document exists.  I am relying on this document / information to  support my position in the action.   |  | | --- | | Enter details of your position here. |   dispute the R’s position in the action.   |  | | --- | | Enter details of the position in dispute here. |   This document / information is necessary to show:   |  | | --- | | Enter details here. | | *Select option 4a if you would like the other party to produce a specific document which will support your claim or undermine the other party’s claim. This is “a known adverse document”.* |
| 4b. | I refer to item Enter S/No. here of the Annexure (Disclosure Table). I am asking the Court to allow a broader scope of disclosure. This is because  the parties had agreed to a wider scope of disclosure. Exhibit the agreement in [**Section**](#_Section_8:_Exhibit) **4**.  there are special circumstances.   |  | | --- | | Enter details of your selected option here. | | *Select option 4b if you are seeking a broader scope of disclosure.* |
| 4c. | I refer to item Enter S/No. here of the Annexure (Disclosure Table). This document is ordinarily within my possession or control but there are special circumstances to ask for this document.   |  | | --- | | Enter details of the special circumstances here. | | *Select option 4c if you are seeking disclosure of a document which you would normally have.* |
| 4d  (i). | I refer to item Enter S/No. here of the Annexure (Disclosure Table). I believe that the document is within R’s possession or control.   |  | | --- | | Enter details of your selected option here. | | *Select option 4d(i) if R disputes that the item is not within R’s possession or control.* |
| 4d  (ii). | I refer to item Enter S/No. here of the Annexure (Disclosure Table). I believe that the information is within R’s knowledge.   |  | | --- | | Enter details of your selected option here. | | *Select option 4d(ii) if R disputes that the information is not within R’s knowledge.*  *Option 4d(ii) is not applicable if this Form is filed as part of MSS case.* |
| 4e. | I am seeking disclosure against a potential party / non-party because  the document is within his/her possession or control.  the disclosure is necessary to identify potential parties to action.  I need to trace my property.  it is in the interests of justice.   |  | | --- | | Enter details of your selected option here. | | *If you are seeking permission to file a disclosure summons, you may select option 4e to explain why it is necessary to seek disclosure against a non-party / potential party.*  *Option 4e is not applicable if this Form is filed as part of MSS case.* |
| 4f. | I refer to item Enter S/No. here of the Annexure (Disclosure Table). Other reasons for seeking disclosure are:   |  | | --- | | Enter details here. | | *Select option 4f if none of the above reasons apply and provide your reasons.* |
| 5. | Other information:   |  | | --- | | Enter details here. | | *If you would like to provide other information to support your application, you may do so here.* |

### Section 2: Summary of Claim

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| --- | --- | --- | --- |
|  | I am asking that  the Court grants my Select the applicable option..  Others:   |  | | --- | | Enter details here. | | *Notes*  *The applicable options are: summons / Originating Application / Application.* |

### Section 3: Affirmation

Where the facts which I have stated in the Annexure (Disclosure Table) and in this affidavit are within my personal knowledge, they are true. Where they are not within my personal knowledge, they are true to the best of my knowledge, information and belief.

This affidavit is to be sworn / affirmed in accordance with the Form of Attestation (Form 106) of the Family Justice (General) Rules 2024.

### Section 4: Exhibit Content Page

Please refer to the Generic Affidavit (Form 54) for the exhibit content and cover pages to be included in your affidavit (where applicable).