



**CIVIL COURT
(FAMILY SECTION)**

MR. JUSTICE ANTHONY VELLA

Sitting of Thursday 3rd December 2020.

Application number: 246/2020 AGV;

AB

Vs

CB

The Court;

Having seen the application of AB dated 4th August 2020, where she respectfully declares;

- 1. That the parties were married civilly on the 2nd June 2007 in Valletta, Malta as resulting from the marriage certificate here with attached and marked As Doc A;**
- 2. Three children, all minors, were born from this marriage;**

3. That there is no hope for reconciliation between the parties since they have been legally separated over four years. Moreover, the parties lead separate lives;
4. That there is no issue regarding maintenance e vis a vis the parties since they both have reciprocally renounced to their right to receive or claim maintenance from each other, as result in from clause 4 of the attached deed of personal separation. The children's maintenance, is paid by the defendant, according to the afore-mentioned deed;
5. That the afore-mentioned facts satisfy all the conditions necessary for the handing down of a divorce judgement as per Article 66 B of Chapter 16 f the Laws of Malta;
6. That the applicant wishes to revert to her maiden surname that is 'D';

Thus, the applicant humbly requests that this Honourable Court;

- a. Declares that the marriage contracted by the Parties is dissolved;
- b. Orders the Registrar of Court, so that within the time frame so orders, notifies the Director of Public Registry with the dissolution of the parties' marriage, so that this is registered in the Public Registry.
- c. Orders the Director of Public Registry to do all the necessary is that the said applicant refers to her maiden surname, that is 'D', and carries out all the necessary annotations.

The Court having seen the sworn rely of CB dated 19th November 2020 were under oath the respondent states;

1. That the respondent was notified with the acts of the sworn application indicated above and is here submitting his reply.
2. That the respondent confirms contents of sworn application and declares that he is not opposing, or contesting applicant's pleas as indicated;

3. That respondent requests this Honourable Court not to be burdened with the legal costs in respect of these proceedings, and if any legal costs result these should be burdened by the applicant.
4. That the respondent has nothing further to produce.

DECIDE

For these reasons the Court upholds the application and pronounce their divorce;

Orders the Court Registrar that within ten days is to inform the Director of the Public registry with the parties' divorce, in order for the said divorce to be duly registered in the Public Registry.

The Court uphold the applicants request to revert to her maiden surname that is 'D.'

Without costs.

Term for leave to appeal is being abbreviated to one day.

Judge Hon. Anthony Vella

Cettina Gauci

Dep Reg

