

In the Court of Magistrates (Gozo)
Superior Jurisdiction
Family Section

**Magistrate Dottor Brigitte Sultana LL.D., LL.M (Cardiff) Adv. Trib. Eccl.
Melit.**

Today, Tuesday, 27 th April 2021

Sworn Application number:- 3/2021BS

AA

vs

BB

The Court;

Having seen the sworn application of AA and BB that respectfully submit:

1. That the parties contracted marriage on the twenty first (21st) December two thousand and one (2001) in Saint Peter's Church, Old Cogan, Penarth, Wales, United Kingdom, and from this marriage, two children were born, namely CC on the thirty first (31st) March two thousand and three (2003) and DD on the twenty fifth (25th) June two thousand and six (2006);
2. That the parties have been legally separated from one another for more than four years, and this in virtue of a deed of personal separation published by Notary Doctor Enzo Refalo on the first (1st) September two thousand and fifteen (2015), and this after the due approval and authorisation obtained from this same Honorable Court as otherwise presided (Doc A);

3. That there is no reasonable prospect of reconciliation between the parties, and this since they have both been effectively leading separate lives for more than six years and today they have totally separate lives, and in fact they are also submitting this request for divorce jointly;
4. That the care and custody, access and maintenance of the minors has already been regulated in virtue of the said deed of personal separation, and no maintenance is due by one party to the other;
5. That these facts satisfy the conditions laid down by the Law for the obtainment of a divorce according to Article 66B of Chapter 16 of the Laws of Malta;

Therefore, claimants respectfully request this Honourable Court to:

1. Pronounce the dissolution of the marriage between the parties in terms of Article 66B of Chapter 16 of the Laws of Malta;
2. Order the Registrar of the Courts to inform the Director of the Public Registry with the dissolution of the marriage between the parties for the purposes of registration of such dissolution, and this within the time frame which this Honourable Court deems fit to impose;

And this under all those terms and conditions which this same Court deems fit and opportune in the circumstances.

Notes the contents of the sworn application namely that there are no pending issues between the parties and that no alimony is due and deems that the applicant has satisfied the requirements imposed by law for the pronouncement of dissolution of marriage.

DECIDE

The Court, therefore, having perused all the documents filed by the applicant;

Upholds the application and grants the requests.

Declares the dissolution of the marriage (divorce) between the parties;

and Orders the Registrar of Courts, within the time limit permitted by law to notify the Director of the Public Registrar of the dissolution of the marriage (divorce) between the parties so that it be registered in the Public Registry.

Without costs.

(sgd)Dr. Brigitte Sultana
Magistrate

(sgd)Dorianne Cordina
Deputy Registrar

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For The Registrar