



**CIVIL COURT
(FAMILY SECTION)**

MR. JUSTICE ANTHONY G. VELLA

Sitting of Friday 28th January 2022

APPLICATION number : 449/2021 AGV

In the names;

AB C

Vs

DC

The Court ;

Having see the application of ABC dated 30th September 2021 that humbly states:

- 1) That parties contracted marriage in Malta on the 29 May 2004 (**DOK A**) and of this marriage no children were born;
- 2) That they separated by means of a contract of separation published on the 18 September 2020 in the acts of notary Francesca Cachia Zammit (**DOK B**);
- 3) That the parties have been living apart since September of the year 2019 as indicted in the preamble to the said contract of separation;
- 4) That no maintenance is due by the parties to one another;
- 5) That there is no reasonable prospect of reconciliation between the parties;
- 6) That therefore the conditions envisaged in section 66B of Chapter 16 of the Laws of Malta are satisfied and in light of the fact that the parties are separated by means of a contract of separation no mediation is required;
- 7) That applicant is attaching hereto her affidavit, in English the English language, (**DOK C1**), as well as a translation of this act in the English language since she does not speak in the Maltese language (**DOK D**).

For these reasons applicant requests with respect, on the basis of section 66B of Chapter 16 of the Laws of Malta, that this Honourable Court deem it fit to, save any hearing that necessary on the basis of section 66C of Chapter 16 of the Laws of Malta in order to ascertain the existence of the satisfaction of the conditions

outlined in section 66B, pronounced divorce between the parties as envisaged in section 66C.

The Court having seen that the defendant did not object to the divorce, passed judgement.

DECIDE:

Now, therefore, the Court;

Upholds the applicants' claim.

Declares the divorce of the marriage contracted between the parties on the **29th May 2004;**

Orders the Registrar of Courts to inform within ten (10) days the Director of the Public Registry to register the divorce in the Public Registry.

Without costs.

Term for leave to appeal abbreviated to one day.

Hon. Anthony Vella

Judge

Cettina Gauci- Dep Reg

