

Year	Date	Number	Title	Note
1998	15 Jun 1998	1/98	Applications involving Domestic Relationships	

**SUPREME COURT OF THE AUSTRALIAN CAPITAL
TERRITORY
Practice Directions**

Practice Direction No 1 of 1998

**Applications involving Domestic Relationships either
under the *Domestic Relationships Act* or Otherwise**

This Practice Direction sets out procedures that should be followed in proceedings involving domestic relationships, either under the *Domestic Relationships Act* or otherwise.

1. The claim should be commenced in the ordinary way in accordance with the Rules. The matter will be treated as a Category C matter.
2. Following the filing of an Appearance, a date for a Directions Hearing will be allocated in approximately four to six weeks and notified to the parties' solicitors by the Court.
3. At the Directions Hearing, the Court will make appropriate directions in accordance with the sample directions set out in the schedule.
4. If the matter is relisted in accordance with the sample direction 3 the Court will make directions concerning:-
 - The filing of affidavits;
 - The filing of Financial Statements (in the same format as Form 17 in the Family Court); and
 - Valuations.

Other directions may be made at this time. The attention of practitioners is directed to the Notice to Practitioners dated 22 August 1997 with the sample directions annexed to it.

5. On the filing of a Certificate of Readiness a Listing Hearing will then be allocated and the matter will proceed in the ordinary way. The attention of Practitioners is directed to the procedure set out in Practice Direction No 1 of 1990.

This procedure will be reviewed in six months.

By direction of the Judges.

Sgd J E CIRCOSTA
Deputy Registrar

15 June 1998

SCHEDULE

SAMPLE DIRECTIONS

The Court directs that:-

1. Pursuant to Part II of the *Domestic Relationships Act 1994* the parties seek the assistance of mediation and arbitration facilities in relation to matters in issue in these proceedings.

Or

Pursuant to section 8 of the *Domestic Relationships Act*, this dispute is referred to a mediator.

Or

Pursuant to Section 8 of the *Domestic Relationships Act*, this dispute is referred to an arbitrator.

2. The plaintiff file and serve an affidavit of financial circumstances (prepared in accordance with O 17 and F 17 of the *Family Law Rules*) by 4.00 pm on
3. If, after following mediation/arbitration, the parties are unable to resolve their dispute, the plaintiff shall relist the matter before the Court for further directions.