



Application for Certificate of No Impediment to Marriage (CNI)


APPLICANT TO COMPLETE

I,

of (address)

apply for a *Certificate of No Impediment* in respect of my proposed marriage
in (name of overseas country)

to (name of partner)

This form can be completed electronically on screen, printed and then signed in front of an eligible witness before submitting with the Document Legalisation Request Form. If you choose to print and fill out this form by hand  Use **BLACK PEN** and print within the boxes in **B L O C K L E T T E R S**

In support I provide the following particulars:

APPLICANT

- Surname
- Christian or given names
- Gender Female Male
- Country of Citizenship
- Australian Residency status (*i.e. Permanent Resident or Non-Resident*)
- Usual occupation
- Usual place of address (*in full*)
- State/Territory Post/zip code Country
- Have you been married before?
 YES NO If yes, please provide details of how that marriage was terminated
- Place of birth *Indicate town/city and State/Territory (and country if born outside Australia)*
- Date of birth If under 18, which Australian court provided judicial authorisation
- Are you and the other party related?
 YES NO If yes, please provide details of relationship

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APPLICANT (CONTINUED)

12. Name of father/parent (in full)

Name of father/parent at birth if different

13. Name of mother/parent (in full)

Name of mother/parent at birth if different

PARTNER

1. Surname

2. Christian or given names

3. Gender

Female Male

4. Country of Citizenship

5. Australian Residency status (*i.e. Permanent Resident or Non-Resident*)

6. Usual occupation

7. Usual place of address (*in full*)

State/Territory

Post/zip code

Country

8. Have you been married before?

YES NO

If yes, please provide details of how that marriage was terminated

9. Place of birth *Indicate town/city and State/Territory (and country if born outside Australia)*

10. Date of birth

If under 18, which Australian court provided judicial authorisation

11. Are you and the other party related?

YES NO

If yes, please provide details of relationship

12. Name of father/parent (in full)

Name of father/parent at birth if different

13. Name of mother/parent (in full)

Name of mother/parent at birth if different



I do solemnly and sincerely declare that the above information is correct and that I believe there is no legal impediment to the marriage by reason of:

- (a) My being lawfully married to some other person;
- (b) Our being within a prohibited relationship;
- (c) A lack of real consent to the marriage on my part because:
 - (i) it was obtained by duress or fraud
 - (ii) of mistaken identity of the other party or as to the nature of the ceremony performed;
 - (iii) of mental incapacity understanding the nature and effect of the marriage ceremony; or
- (d) My not being of marriageable age;

and I make this solemn declaration under the *Statutory Declarations Act 1959* (Cth) conscientiously believing the statements contained in it to be true in every particular, and knowing that the Act provides a penalty for wilful making of a false statement in a declaration.

Signature of person making the declaration

Date:

Declared at

Before me*

Signature of witness

Name of witness

Title of witness

*A statutory declaration under the *Statutory Declarations Act 1959* (Cth) as amended may be made before a Police Officer; a Notary Public; a person before whom a statutory declaration may be made under the law of the State in which a declaration is made; Magistrate or Registrar of a Court; a Justice of the Peace; a person authorised under any law in force in Australia or its Territories to take affidavits; a person appointed under the *Statutory Declarations Act 1959* (Cth); or a person appointed to hold, or act in, the office in a country or place outside Australia of Australian Consul-General, Consul, Vice-Consul, Trade Commissioner, Consular Agent, Ambassador, High Commissioner, Minister, Head of Mission, Commissioner, Charge d'Affaires, or Counsellor, Secretary or Attache at an Embassy, High Commissioner's office, Legation or other post.

APPLICANT CONTACT DETAILS

(in the event we need to contact you regarding your application please provide relevant details)

Contact phone number

Alternative contact phone number *(after hours / Mobile phone number)*

Email address

The issue of a CNI will allow same-sex couples to take part in a marriage ceremony overseas and to be recognised as being married according to the laws of that overseas country. However, a same-sex marriage will not be recognised as a marriage in Australia, but will be prima facie evidence of a de facto relationship for the purposes of a civil union under some state and territory laws.